



Friday
November
4, 2022

Winter Meeting

The Future of Law and Your Practice.
How to Strengthen Your Skills
and Become a Better
Lawyer, Colleague, and Manager

Sheraton Detroit Novi Hotel 2111 Haggerty Road, Novi, MI 48375

2022 Winter Meeting • Sheraton Detroit Novi Hotel
2111 Haggerty Rd, Novi, MI 48375
Friday, November 4, 2022

Program Schedule

8:00 a.m. to 12:00 p.m.

8:00 a.m. to 8:30 a.m.

Breakfast & Networking

8:30 a.m. to 8:45 a.m.

Welcome

8:45 a.m. to 9:15 a.m.

Reginald M. Turner

9:15 a.m. to 10:15 a.m.

Panel: Diversity & Inclusion in the Modern Practice

A more diverse and inclusive legal profession is not only beneficial for attorneys and law firms, but also for our clients. Diverse attorneys and teams provide diverse opinions, which goes directly to the heart of the legal profession. But diversity and inclusiveness is not borne out of policies and programs. So how do we foster an environment of diversity and inclusion? What does it mean? And how can we be leaders in the industry?

The panelists will address diversity and inclusion as it relates to race, ethnicity, and gender as well as an overview of relevant LGBTQIA+ topics, including sexual orientation and identification. The panelists will also provide useful tips concerning pronouns, gender, sexuality, and identification that can aid practitioners and the clients we serve. Members will be taught best practices that can be implemented in their law firms and businesses.

Carmen Bickerdt, *Bowman and Brooke LLP*

Kristina Bilowus, *Michigan State University*

Moderator: Reggie Turner, *Clark Hill*

10:15 a.m. to 10:30 a.m.

Refreshment Break

10:30 a.m. to 11:15 a.m.

Discovery Preservation, Collection, and Production in a Virtual Workplace

The pandemic has affected us all in many ways, personally and professionally, and this holds true for data and data sources. Virtually overnight employees around the globe made the shift from in-office to at-home work. With this came accelerated adoption of cloud-based collaboration and communication tools like Microsoft Teams and Zoom. What used to make up a minor portion of discoverable data has now come to the forefront. Cloud-based communication data is no longer emerging, it has emerged. John Winkler and Nimisha Patel from FTI Consulting will cover what this shift in discoverable data means for your practice from a practical (and ethical) perspective, how to adapt your practice and adjust your client's data management policies, and effective approaches to handling this new landscape.

John Winkler, *FTI Consulting*

Nimisha Patel, *FTI Consulting*

11:15 a.m. to 12:00 p.m.

Use of Technology at Trial: Best Practices

In the last decade, every aspect of our lives has been dramatically changed through the advent and use of technology... so why is trial practice any different? Despite its limitless opportunity for improving our ability to communicate, many lawyers remain hesitant to incorporate it into their practice. Pat Muscat, a renowned expert on litigation technology will share his wealth of knowledge regarding matters ranging from the basics of setting up equipment to the theory behind crafting a presentation that will persuade the trier of fact.

APA Patrick Muscat, *Wayne County Prosecutors Office*

12:00 p.m. to 1:30 p.m.

Lunch/Luncheon Presentation - MDTC/MAJ Respected Advocate Award

Every year, MDTC and MAJ each present a "Respected Advocate Award." The MDTC annually gives the award to a member of the plaintiff's bar for the purpose of recognizing and honoring the individual's history of successful representation of clients and adherence to the highest standards of ethics. The MAJ does the same annually for a defense practitioner. In doing so, we promote mutual respect and civility.

RAA Recipient: Deborah A. Lujan

RAA Recipient: Donna M. MacKenzie

Lunch/Luncheon Presentation -Best Article Award

In May each year, the editor and associate editors will select the three finalists from the four issues in the prior volume. If the editor or an associate editor wrote an article that was published in those issues, they are excluded from participating in the selection. Once the editors have selected three articles, they are sent to three current Michigan judges who select the Best Article Award recipient. The selection process for the editors and judges may be collaborative. If they cannot agree on the finalists or award recipient, each editor or judge will score each article under consideration on a scale of 1-5 for each criteria listed below. The scores for each article will be added together to determine the three highest scores for the finalists or the final score for the award recipient. Multiple award recipients are permitted if the judges' scoring results in a tie. The award will be announced in September.

Best Article Award Recipient: Micahel J. Cook

Best Article Award Recipient: Trent B. Collier

Program Schedule

12:00 p.m. to 4:45 p.m.

1:30 p.m. to 2:15 p.m.

Getting to Yes: 5 Keys to Persuasive Communication

Our guest speaker, Michael Angelo Caruso, teaches presentation skill and will deliver a thought-provoking presentation about how we can be even more effective and persuasive as attorneys. Michael says these techniques will work for us at home, too!

Michael Caruso

2:15 p.m. to 3:00 p.m.

Panel: Best Practices For Effective (Virtual) Advocacy and Tips for the Young Lawyer

As jury awards have been in a notable upward trend so has the evolution of aggressive attorneys. This change in culture and the shield of virtual platforms has cultivated an almost accepted practice of bullying opposing counsel. This is not limited to just one side. Not only are highly experienced attorneys getting bullied, but young lawyers are being virtually silenced and shamed for their youth and/or gender. This presentation will provide the tools for young (and experienced) attorneys on how to recognize escalating situations and how to handle aggressive or out of control depositions and not be embarrassed by the transcript.

David Ottenwess, *Ottenwess Law PLC*
Jodi Munn Schebel, *Bowman and Brooke LLP*
Honorable Julie Gatti, *16th Circuit Court*

Moderator: Sarah Cherry, *Ottenwess Law PLC*

3:00 p.m. to 3:15 p.m.

Refreshment Break

3:15 p.m. to 4:00 p.m.

Future of Law Firms in a Post-COVID World

Where and How Do You Work? The mahogany office; the lonely desk lamp shining well into the night; the daily suits and ties, high heels and wingtips. While some of these stereotypes of our practice were receding before the pandemic, COVID has forced all firms to re-think the basic questions of our everyday experience. In this session managing partners from two local firms will share their experience in handling the post-pandemic law office, including how to manage return to work policies to be responsive to employee wishes but also to ensure productivity, employee retention, trends in office space and usage, and building glue and a cohesive firm in a virtual world.

Stephanie Ottenwess, *Ottenwess Law PLC*

Deborah Brouwer, *Nemeth Law PC*

Moderator: Thomas Isaacs, *Bowman and Brooke LLP*

4:00 p.m. to 4:45 p.m.

A year in review in the Michigan Supreme Court

Discussion and debate on the major opinions released in the 21-22 term, including some related to medical malpractice, governmental immunity, and trucking. We will provide practice tips aimed at making trial counsel better when defending their clients. We will also peek ahead to identify issues that may arise in the 22-23 term, including anticipated opinions in premises liability and no-fault.

Timothy Diemer, *Jacobs & Diemer PC*

Eric Conn, *Jacobs & Diemer PC*

Michael Cook, *Collins Einhorn Farrell PC*

Moderator: Morgan Esters, *Honigman LLP*

Sponsors

As of 9-8-2022

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REGISTRATION FORM

Friday, November 4, 2022

Sheraton Detroit Novi, 21111 Haggerty Road Novi, Michigan 48375
8:00 A.M. – 4:45 P.M.

Full Name: _____ Preferred First Name: _____

First time attending Winter meeting: _____ Yes _____ No

Company or Firm Name: _____

Address: _____

City/State/Zip: _____

Fax: _____ E-mail Address: _____

Emergency Contact/Phone Number: _____

Special Dietary Requirements: _____

CLE: If licensed in other state(s), please indicate what state(s): _____

Each lawyer will be responsible for completing required forms with the states they need CLE from.

OHIO CLE: MDTC will not know how many credit hours will be awarded until after the program is submitted to Ohio Supreme Court. Ohio lawyers will need to complete forms on site and submit to Ohio Supreme Court individually.

Registration Fees

<input type="checkbox"/> MDTC Member - \$235.00	<input type="checkbox"/> Non-Member - \$300.00
<input type="checkbox"/> Yes, sign me up for membership in MDTC <i>Non-membership includes membership \$</i>	<input type="checkbox"/> No, sorry, not interested in membership at this time
<input type="checkbox"/> Group (up to three Members from your firm) - \$360.00 (each additional person over 3, \$85 each. Includes individual's one year membership)	<input type="checkbox"/> Lunch Only - \$75.00
<input type="checkbox"/> New Member Special - \$285.00 (Cost of meeting and one year of membership)	
<input type="checkbox"/> Special Offer - A lawyer in practice 5 years or less brings another lawyer in practice 5 years or less to the Winter Conference, both attendance fees will be waived and both will receive a free MDTC membership for the remainder of the fiscal year.	
<input type="checkbox"/> Non – Lawyer Attendees - \$300.00 <input type="checkbox"/> Check (Payable to MDTC)	

*Registration fee includes program, lunch, and breaks. If you have any questions, please contact Madelyne Lawry at (517) 627-3745. Payment MUST be received on or before the date of the event. **Cancellations must be received in writing 72 hours in advance of the event for a refund – less \$50.00 administrative fee.***

Please complete this form and return to:

MDTC • PO Box 66 • Grand Ledge, MI 48837 • Phone: 517-627-3745 • Fax: 517-627-3950

updated 9-8-2022 tc