A Day in the Life: The Varied Adventures of In-House Counsel

LIVE and WEBCAST
Friday, January 31, 2020
North Carolina Bar Center
8000 Weston Parkway
Cary

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www.tinyurl.com/CLE817CCM

Satisfies NC State Bar Technology Training requirement
Program includes the 2020 Corporate Counsel Section Annual Meeting
Wouldn’t it be great if legal issues came across your desk in clearly defined categories? “Employment issue,” “data privacy violation” and “potential discovery pitfalls” are not labels that accompany the facts our clients bring us each day. As in-house counsel, no two days look alike. Regardless of the size of your sole clients or your in-house legal department, you often have to play the generalist and flag a variety of issues (even if you eventually pass them on to a colleague or outside counsel).

Circulated to registrants in advance, a hypothetical scenario describing the woes of the Nutten Getenthru Security company — a small but growing residential and commercial security and surveillance technology operation — sets the stage to discuss some of the “adventures” we face as in-house counsel. Dissection and analysis of issues detailed in the hypothetical provides an opportunity to flex your legal generalist skills and touch on a variety of legal issues that arise from a single set of facts.

The Corporate Counsel Section of the NCBA welcomes the many in-house counsels across our state to attend this can’t-miss CLE. This all-day event features six practical sessions and numerous opportunities to network, including over lunch and during an extended networking break.

**WHAT PEOPLE ARE SAYING...**

Excellent program. Planned agenda and speakers were top notch!

It was very engaging and interesting and kept my interest.

Great sessions! Very relevant to in-house counsel.

AGENDA

FRIDAY, JANUARY 31, 2020 | 7:45 a.m. – 4:15 p.m.

7:45  Registration and Continental Breakfast | Sponsored by Bradley LLP

8:25  Welcome and Introductions

8:30  A Day in the Life: Legal Triage for In-House Counsel
Moderator: Thomsen, Panelists: Lindsay, Moore, Powers and Thomas
In this first session, we explore the hypothetical circulated in advance of the CLE. As the general counsel and sole attorney for Nutten Getenthru Security, what should you do when the disturbing facts related to Phil Mann, a relatively new employee, land on your desk? Our panel of in-house and outside counsel sifts through the issues, spots those you might have missed, triages and applies some 20/20 hindsight on what Nutten Getenthru could have done to prevent or mitigate the damage done. Taking a crisis management approach, the panel covers a variety of legal issues and formulates a plan of action that doesn’t include hiding under your desk.

9:30  Keeping Up with the CCPA: Building a Compliance Program and Addressing Recent Amendments
Golding and Ralich | Speakers sponsored by Murgitroyd
The California Consumer Privacy Act (CCPA) has caused organizations across the country to revise their data privacy compliance programs; its implications can even reach smaller North Carolina businesses like the Nutten Getenthru Security company from our hypothetical. Learn about the scope, applicability and key requirements of the CCPA, walk through the suggested steps to build a CCPA compliance program efficiently and effectively, and receive practical tips to manage risks and leverage existing compliance practices (such as your GDPR processes). Analyze the modifications recently made to the CCPA, specifically as they relate to employee data, B2B data, data broker registration requirements and other issues.

10:30  Break | Sponsored by McGuireWoods LLP

10:45  Strategies for Protecting IP Rights in New Innovations
Metzer and Monahan | Speakers sponsored by Nexen Pruet LLC
What steps should a company take to identify, classify and protect its intellectual property, and what remedies does a company have to enforce its intellectual property rights against a potential infringer? Explore the process for identifying the innovations and trade secrets for companies of varying sizes. Following a categorical comparison of intellectual property protections that can be implemented for a company’s innovation or trade secret, learn about the different remedies that may be available to a business that needs to pursue a claim against
an infringer for violating a company’s copyright, patents, trademark and trade secret, particularly regarding software innovations.

11:45  **Corporate Counsel Section Annual Meeting**  
Clara Cottrell, BASF Corporation, Research Triangle Park,  
2019-2020 Section Chair, presiding

12:00  **Networking Lunch** | Sponsored by Michael Best & Friedrich LLP

12:45  **When Employees Go Rogue: How to React to and Prepare for the Worst**  
Korando

Review the key points you should consider before hiring an employee to ensure proper employee/independent contractor classification, minimize negligent hire liability, and maximize protection of company information and other business assets. Walk through the process of investigating suspected misconduct as highlighted in the hypothetical of Nutten Getenthru Security company, and also consider these issues in the context of engaging remote personnel in other states. Finally, establish the do’s and don’ts for termination of rogue employees and consider the question of what law applies to remote, out-of-state workers.

1:45  **Reality Bytes: Avoiding Pitfalls in E-discovery‡**  
Miller, Segal and Traylor

Sometimes the “e” in e-discovery frankly stands for “embarrassing.” But all problems have solutions, and many issues can be avoided. Reap the benefits of lessons learned from a panel of e-discovery veterans for whom the “e” stands for “experienced” and “enlightened.”

2:45  **Networking Social and Break** | Sponsored by Smith Anderson

3:15  **In-House Privilege Update: The Good, the Bad and the Confusing***  
Richardson

The attorney-client privilege is an important and powerful rule of law. However, recent cases have questioned whether that privilege always applies when in-house counsel is involved. This session examines recent developments and trends in in-house privilege case law. Explore strategies for protecting the privilege and avoiding waiver of the privilege in an in-house setting.

4:15  **Adjourn**

* Indicates portion providing Ethics/Professional Responsibility credit  
‡ Indicates portion providing Technology Training credit
PROGRAM DETAILS

SPEAKERS

- **Elliot Golding**, Squire Patton Boggs, Washington, DC
- **Kimberly J. Korando**, Smith Anderson Blount Dorsett Mitchell & Jernigan LLP, Raleigh
- **David C. Lindsay**, K&L Gates LLP, Raleigh
- **Lenor Marquis-Segal**, ABB Inc., Raleigh
- **Blade Metzer**, Parsons Corporation, Charlotte
- **Samantha C. Miller**, Fidelity Investments, Raleigh
- **Chris Monahan**, Parsons Corporation, Pasadena, CA
- **Desiree F. Moore**, K&L Gates LLP, Chicago, IL
- **Mackenzie M. Powers**, K&L Gates LLP, Raleigh
- **Shannon Ralich**, Bandwidth Inc., Raleigh
- **Amy E. Richardson**, Harris Wiltshire & Grannis LLP, Raleigh
- **Courtney B. Thomas**, Trilliant Inc., Cary
- **Cristin K. Traylor**, McGuireWoods, Richmond, VA

HOTEL INFORMATION

Contact hotels directly for reservations at the special NCBA room rate. Rates are based on availability and rooms may sell out.

**Embassy Suites**
201 Harrison Oaks Boulevard, Cary
- **Nightly Rate:** $174 single/double
- **Reservations:** 919.677.1840 or www.tinyurl.com/NCBA-Embassy
- **Corporate Account Code:** 2691626

**TownePlace Suites by Marriott**
120 Sage Commons Way, Cary
- **Nightly Rate:** $114 studio queen with sleeper sofa (Sun.–Thu.)
- **Reservations:** 919.678.0005
- **Ask for the NCBA corporate rate.**

PLANNERS

- **Lauren A. Golden**, Syneos Health, Raleigh
- **Gabrielle D. Phillips**, PRA Health Sciences, Raleigh

PLANNING COMMITTEE

- **LaKeisha R. Preddie**, Lord Corporation, Cary
- **Shannon Ralich**, Bandwidth Inc., Raleigh
- **Joshua Strachan**, CareFirst BlueCross BlueShield, Baltimore, MD
- **William J. “Bill” Wickward Jr.**, AMT Group Inc., Creedmoor
MODERATOR

- Elizabeth A. Thomsen, K&L Gates LLP, Raleigh

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NCBA makes every effort to ensure a quality learning experience. If you have dietary restrictions or need special accommodations, please contact us at least one (1) week prior to the program start date.

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We extend our sincere gratitude to the NCBA Corporate Counsel Section as well as the planners, planning committee, speakers and moderator who volunteer their time and expertise toward the goal of presenting an educational program of the highest quality.

FEBRUARY FINALE CLE

We have everything you need to succeed!

You can pick and choose the sessions that fit your schedule and areas of interest.

Live and Webcast formats will be available.

February 2020

More information coming soon.
Online: www.tinyurl.com/CLE817CCM | By phone: 800.228.3402
By mail: Attn: Accounting–NCBA, 8000 Weston Parkway, Cary, NC 27513

**STEP 1: Tell us who you are.** (Please print clearly.)

Print Full Name: _____________________________________________
Address: ___________________________________________________
City, State and ZIP: ___________________________________________
Daytime Phone Number: _______________________________________
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NC State Bar No. (Required for MCLE Credit): ______________________

**STEP 2: Select your tuition rate.** (Register early and save 10%. Payment must be received three (3) weeks prior to program date to qualify for the early rate.)

- Standard Rate: ☐ $230 / ☐ $205 Early
- NCBA Member: ☐ $190 / ☐ $170 Early
- NCBA Corporate Counsel Section Member: ☐ $175 / ☐ $160 Early
- CLE Premier Pass: ☐ $0

**STEP 3: Select your learning format.**

☐ Live (817CCM) ☐ Webcast (817LWC) ☐ Video Replay (See below.)

**Video Replay registration (if selected).**

Video Replays are scheduled for this program. The agenda may not include certain breakouts/tracks shown at the original program. For a list of dates and locations visit www.tinyurl.com/CLE817CCM and indicate your choice below.

Location: _______________ Date: _______ Code: _______

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☐ Enclosed is a check, payable to NCBA. ☐ Please charge my credit card.

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