Construction Law Potpourri: An Assortment of “Trends and Changes” Topics Requested by Our Members

LIVE and WEBCAST
Thursday, February 20, 2020
North Carolina Bar Center
8000 Weston Parkway
Cary

REGISTER TODAY!
Save 10% if registration is received by January 30, 2020.
www.tinyurl.com/CLE837CLP

Program includes the 2020 Construction Law Section Annual Meeting
Program Summary

Designed to address a variety of topics, this program serves as construction law potpourri of sorts, and addresses an assortment of trends and changes in the field. These topics, chosen by the section members, include basic lien law at the forefront of a dispute, the bankruptcy considerations at the tail end of a dispute and everything in between. Each session provides practical information for the everyday practice of construction law.

What People Are Saying...

Good overall program.

Great program from which I got some good information.

Interesting and relevant topics. Enjoyed the technical presentations.

8:30  Registration and Continental Breakfast

8:55  Welcome and Introductions

9:00  Responding to Emergencies Giving Rise to Disputes and Other Pre-Litigation Considerations
Maldonado
Explore the legal factors involved in the investigation of accidents before a lawsuit is filed, as well as considerations related to litigation avoidance.

10:00  Construction Issues in a Softening Economy — Navigating Your Way Through the Storm of Insolvency
Darer and Janvier
Contemplate issues of insolvency — including successor liability, hiring replacement contractors, handling bankruptcy issues at every step of a project and other general issues surrounding defunct entities — from inception to the end of a case.

11:00  Break

11:15  The Fundamentals of Liens and Bonds
Robertson
Due to legislative changes several years ago, lien and bond law has evolved. Receive a refresher and general overview on lien and bond law involving both contractors and subcontractors, and learn best practices for these laws.

12:15  Construction Law Section Annual Meeting
Bryan G. Scott, Spilman Thomas & Battle PLLC, Winston-Salem, 2019-2020 Section Chair, presiding

12:30  Networking Lunch
Sponsored by MBP Carolinas, Inc.
1:15  **More Limits on Risk-Shifting: Understanding the 2019 Changes to North Carolina’s Anti-indemnification Statute**  
Coltrain and Johnson  
Explore the 2019 legislative changes to N.C.G.S. § 22B-1, including the considerations behind the statute’s changes and the implications of these changes.

2:15  **The Intersection of Professionalism and Zealous Advocacy (a.k.a. How to Be an Effective Advocate Without Being a Jerk)***  
Gilliland and Hannah  
Discuss the importance and ethics of civil discourse in the age of “Rambo” litigators. Gain insight and guidance on how to maintain civility in what some attorneys see as an uncivil age in the profession.

3:15  **Break**

3:30  **Using Technology to Manage Documents and ESI in Construction Disputes, Both Large and Small: From Litigation Hold to Production to Trial**‡  
O’Neal and Reichard  
Delve into the use of technology to manage documents in construction disputes from beginning to end.

4:30  **Adjourn**

5:00  **Networking Reception** (details under Program Details)  
Sponsored by Moore Hackney & Associates PLLC

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

SPEAKERS
- **Keith E. Coltrain**, Wall Templeton & Haldrup PA, Raleigh
- **Brian D. Darer**, Parker Poe Adams & Bernstein LLP, Raleigh
- **Katherine B. Gilliland**, Katherine Gilliland Coaching and Consulting, Raleigh
- **Nan E. Hannah**, Hannah Sheridan & Cochran LLP, Raleigh
- **Neale T. Johnson**, Fox Rothschild LLP, Charlotte
- **Jennifer D. Maldonado**, Yates McLamb & Weyher LLP, Raleigh
- **Angela T. O’Neal**, NEXTRA Solutions, Columbia, SC
- **Jeffrey M. Reichard**, Nexsen Pruet LLC, Greensboro
- **R. Lee Robertson Jr.**, Robertson & Associates, Charlotte

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](http://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
- **Philip T. Gray**, Stephenson Law LLP, Cary
- **Daniel J. Knight**, Parker Poe Adams & Bernstein LLP, Raleigh
- **Nancy S. Litwak**, Rosenwood Rose & Litwak PLLC, Charlotte
- **David A. Senter**, Nexsen Pruet LLC, Raleigh

SPECIAL ACCOMMODATIONS
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.

NETWORKING RECEPTION
5:00 – 6:30 p.m.
Whiskey Kitchen
201 West Martin Street, Raleigh

SPONSORS
Gold Level Sponsor
- MBP Carolinas Inc.
- Moore Hackney & Associates PLLC

We extend our sincere gratitude to the NCBA Construction Law Section as well as the planners and speakers 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 24-28, 2020
www.tinyurl.com/FebruaryFinale

SAVE THE DATE
Construction Law Section
Annual Meeting
and CLE Program

September 25–26, 2020
Wilmington
STEP 1: Tell us who you are. (Please print clearly.)

Print Full Name: ________________________________
Address: ______________________________________
City, State and ZIP: ______________________________
Daytime Phone Number: ___________________________
Email Address: __________________________________
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: ☐ $335 / ☐ $300 Early
NCBA Member: ☐ $280 / ☐ $250 Early
NCBA Construction Law Section Member: ☐ $260 / ☐ $235 Early
CLE Premier Pass: ☐ $0

STEP 3: Select your learning format.

☐ Live (837CLP) ☐ Webcast (837LWC) ☐ 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/CLE837CLP and indicate your choice below.

Location: _______________ Date: __________ Code: __________

STEP 4: Complete your payment information.

(Registration is complete only after payment is processed. Please print clearly.)

I am registering for this program at the tuition rate checked above.

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

Card Number: ____________________________ Exp. Date: ______
Total Amount: _______ Signature: ____________________

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NCBA is a registered CLE sponsor under the MCLE regulations promulgated by the North Carolina State Bar Board of Continuing Legal Education.

REGISTRATION: All registrations are processed after payment is received. To qualify for the early tuition rate, payment must be received prior to the deadline indicated. Stated early discount rate percentage is approximate. Registrations may be capped based on venue size and may include an overflow room with additional seating. CHANGES TO EXISTING REGISTRATIONS: Should an attendee need to cancel his or her registration to a Live, Webcast or Video Replay program, the cancellation request must be received by 9:00a ET one (1) week prior to the start of the program to receive a full refund. Any attendee requesting cancellation less than one week prior to the program will receive a refund, less a $75 administrative fee. An attendee may choose to transfer his or her registration at a program to the Live, Webcast or Video Replay format of the same program only. Transfer requests must be received by 9:00a ET one (1) business day prior to the program start date. An attendee may further choose to substitute his or her registration to a Live or Video Replay program only. Substitution means sending another person to attend the Live or Video Replay program when the original registrant is unable to attend. Substitution requests must be received by 9:00a ET one (1) week prior to the program start date. The substituted person may be assessed a different fee based on their NCBA membership classification. Cancellation, transfer and substitution requests must be provided in writing by email at askcle@ncbar.org or by calling 800.228.3402. If an attendee misses any portion of a program, that portion is not subject to substitution, refund or transfer. NO-SHOWS: Anyone who is registered for a program, including CLE Premier Pass holders, but does not check in is considered a no-show. No-shows are not issued a refund, and Premier Pass holders will be assessed a $75 administrative fee. These registrants will receive the digital materials, available in their online accounts, in full consideration of tuition paid. MISCELLANEOUS: The NCBA reserves the right to cancel or reschedule programs at any time. The NCBA is not responsible for any additional expenses incurred as a result of such cancellation or rescheduling. Each attorney must maintain a record of his or her attendance for the NC State Bar Annual Report. MCLE credit is reported by the NCBA only if a NC State Bar number is provided. Registration and attendance at NCBA CLE programs constitutes an agreement by the registrant with the NCBA for use and distribution of the registrant’s image or voice in photographs, videotapes, electronic reproductions and audiotapes of such programs and activities. Unless specified, spouses or guests are not eligible to attend NCBA CLE programs and activities without registering to attend. These terms are subject to change.