

# TLA ANNUAL CONFERENCE & CTLA MIDYEAR MEETING APR 29 - MAY 2, 2020

Omni Amelia Island Plantation Resort  
Amelia Island, FL



*Transportation Lawyers  
Association*



# 2020 TLA Annual Conference & CTLA Midyear Meeting

## Registration Brochure

### President's Welcome

"I've been expecting you..." The Spy Who Loved Me (1977)

In just a few short months, I'll welcome you, your families, and your transportation law colleagues from around the world to Amelia Island, Florida for TLA's 2020 Annual Conference. James Bond will be there in spirit, as each substantive panel will incorporate a 007 theme. That's not a total stretch. Bond was sort of working in the transportation space. His cover for the British Secret Service was Universal Exports, a fictional import-export company.

The venue for the 2020 Annual Conference is worthy of a Bond movie location. The Omni Amelia Island Plantation Resort will not only offer a gorgeous stretch of private beach to enjoy, but also world-class resort pools, championship golf, tennis center, full-service spa, nature center and family activities, including fishing, kayaking, paddle boarding, Segways and bicycles. You can get your martini shaken, not stirred, at one of the nine on-site restaurants or take a short shuttle ride to the local village for shopping and dining. TLA members and their families will also be treated to rooms overlooking the Atlantic Ocean.

My goal this year has been to include an industry perspective on each substantive CLE panel. To serve our clients better we need to learn more about the business issues that impact business decisions. With a fun 007 theme, this year's program will bring that perspective while keeping us abreast of the changes in all aspects of our practices:

- ✳ The World Is Not Enough: Using Mergers and Acquisitions to Gain Competitive Advantage in Transportation and Logistics
- ✳ Goldfinger: The Business of Pricing
- ✳ "The Name's Bond, James Bond": The Art of Public Speaking
- ✳ The Spy Who Saved All the Deleted Data: Don't Think You Can Get Away with Dirty Deletes
- ✳ For Your Eyes Only: What Law Enforcement Wants You to Know during Rapid Response
- ✳ Die Another Day: Avoid Being Trapped between Negligent Selection and Vicarious Liability
- ✳ Never Say Never Again: The Latest Hot Topics in Labor and Employment
- ✳ From Russia (or China or Anywhere) with Love: Trade and Transportation Collide at the Border
- ✳ On Her Majesty's Secret Service: Rock Star General Counsels Tell All
- ✳ Diamonds Are Forever, but Transportation Insurance Coverage May Be Fleeting
- ✳ How to Get a "Quantum of Solace" When Cargo Is Detained, Retained, or Abandoned

Read on to learn more about the program, committee meetings during the conference, golf, tennis, and fun run, as well as the networking and social events, including the time-honored Annual Banquet.

On behalf of the Annual Conference Program Committee, Officers, and Executive Committee, welcome to Amelia Island!

Sincerely,



Jeffrey R. Simmons  
TLA President

### Transportation Lawyers Association (TLA)

The Transportation Lawyers Association ("TLA") is an independent bar association, comprised of in-house, government, and private practice attorneys. Its members assist providers and commercial users of domestic and international logistics and transportation services, in all modes. TLA is dedicated to keeping its members ahead of the constant changes in the specialized legal environment governing all aspects of the supply chain and passenger travel. With commitment to excellence in continuing legal education and a long tradition of collegiality and exchange of ideas, TLA is a collaborative resource for lawyers seeking to maximize the quality of the legal services they provide and enhance their professional lives.

### Canadian Transport Lawyers' Association (CTLA)

The objective of the Canadian Transport Lawyers' Association is to provide a professional and social forum for lawyers engaged or otherwise interested in transportation law, regulatory policy, procedure and related legal interests, whether before the courts, administrative tribunals, or on a commercial or academic basis.

# 2020 TLA Annual Conference & CTLA Midyear Meeting Registration Brochure

## Location

### Omni Amelia Island Plantation Resort – Amelia Island, Florida

Omni Amelia Island Plantation Resort is nestled on 1,350 acres at the tip of a barrier island just off the Northeast Florida coast. Enjoy luxurious oceanfront accommodations, world-class resort pools, championship golf, a full-service spa, endless dining options, and family-friendly activities.

Stroll 3.5 miles of pristine beach or spend an afternoon kayaking and paddleboarding through Amelia Island's preserved marshlands. Children will enjoy an award-winning kids' camp and Nature Center, both of which offer supervised activities.

Tee off from the Audubon International Certified Sanctuary golf course. This pristine course has earned Omni Amelia Island Plantation a "Top 121 Golf Resorts in the World" ranking by Condé Nast Traveler. Follow up your tee time with a relaxing afternoon at The Spa or dining at any one of nine superb restaurants.

TLA has arranged for attendees to enjoy discounted room rates of \$279 plus tax per night, double occupancy.

Check-in time is 4:00 p.m., and check-out time is 11:00 a.m.

The cut-off date for reservations is Wednesday, April 1, 2020. Be sure to make your reservations as soon as possible as rooms are likely to sell out prior to the cut-off date.

Hotel reservations should be made [online](#) directly with the hotel. To make reservations by phone, call the hotel directly at 888-261-6161 and reference TLA to receive the conference hotel rate. We hope that you will join us in this beautiful location!



# 2020 TLA Annual Conference & CTLA Midyear Meeting

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### Transportation

Jacksonville International Airport is approximately 30 miles from the hotel and provides easy access to the Omni Amelia Island.

Transportation options to/from the airport include renting a car (fees vary by car rental company), taking a taxi, or using a ride sharing service like Uber or Lyft.

**Car Rental** – More information on car rentals is available [here](#).

**Taxi** – Estimated at \$75\* one-way

*\*Approximate pricing from Jacksonville International Airport*

### Parking

Self-parking is available on-site for \$20 per night. Valet parking is available for \$27 per night.

### Weather

In late spring the average daytime temperature on Amelia Island is in the high 70s, and temperatures dip into the 50s at night.

### Attire

- Conference sessions – Business casual – Pack a sweater or light jacket as meeting room temperatures tend to be cool.
- Wednesday Night – Welcome Reception & Dine Arouds – Casual (the reception will take place on the beach)
- Thursday Night – Dinner – Elegant Resort Wear
- Friday Night – Banquet – Black tie optional
- Saturday Night – Closing Event – Casual

### Continuing Legal Education

Accreditation has been requested for the 2020 TLA Annual Conference from every state with mandatory continuing legal education (CLE) requirements. Please be aware that each state has its own rules and regulations, including the definition of CLE. More information about CLE is available [TLA website](#).

# 2020 TLA Annual Conference & CTLA Midyear Meeting

## Registration Brochure

### Registration

	Early Registration – Mar. 2, 2020	Regular Registration – Mar. 3-Apr. 9, 2020	On-site Registration April 10-May 2, 2020
<b>Members</b>	\$825	\$925	\$1,050
<b>Non-Members</b>	\$1,105	\$1,205	\$1,330
<b>Guests (age 13 and over)</b>	\$450	\$450	\$450
<b>Guests (age 4-12)</b>	\$125	\$125	\$125

**Early Registration Deadline: March 2, 2020**

**Regular Registration: March 3-April 9, 2020**

**On-site Registration: After 5:00 p.m., Thursday, April 9**

Register today for TLA's 2020 Annual Conference to take advantage of early registration discounted fees, receive pre-meeting information, and to ensure your name is included on the pre-registration roster. Registrations processed on-site may cause a delay at the time you check in at the registration desk. After April 9, please call 913-222-8652 to register over the phone. If you would like to register onsite, please bring a completed registration form and valid payment.

**Non-Members** – By registering as a non-member, you will receive an application for membership and must meet the TLA membership qualifications in order to attend the Annual Conference. If you are a new member of the Transportation Lawyers Association, you may attend the Annual Business Meeting as a voting member. Please note that \$280 of the non-member registration fee pays your TLA dues in full for 15 months: May 1, 2020, through July 31, 2021, the end of our fiscal year. You receive two "free" months of membership benefits, and we are confident that you will want to renew your membership for the fiscal year 2021-2022!

**ALL REGISTRATIONS INCLUDE: Continental breakfasts, Welcome Reception, Annual Banquet, and Saturday evening event. In addition, member, non-member, and retired/student registrations include daily refreshment breaks and the TLA Annual Business Meeting lunch on Thursday.**

### Registration Confirmation

For those registrations received by April 9, 2020, TLA will send a confirmation by email. When you receive your confirmation, please check the spelling of your name to ensure it is correct. If there is an error, please contact Violeta Aceremo at the TLA Executive Office at 913-222-8652. The information on your confirmation email will be the information used for your name badge and event tickets. If you do not receive a confirmation email within three weeks of registering, contact the TLA Executive Office to confirm receipt of your registration.

### Registration Cancellation Policy

Written notice of cancellations received on or before March 2, 2020 will be fully refunded. Cancellations received from March 3, 2020 through April 10, 2020 will be refunded less a \$200 processing fee. No refunds will be issued for cancellations received after April 10, 2020. Substitution of registrants is allowed, but must be requested in writing no later than April 30, 2020 to [ta-info@kellencompany.com](mailto:ta-info@kellencompany.com).

# 2020 TLA Annual Conference & CTLA Midyear Meeting

## Registration Brochure

### Calendar of Events & Continuing Legal Education

#### Tuesday, April 28, 2020

12:30 p.m. – Shotgun Start Time      **Golf Tournament** *(additional fees apply)*

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#### Wednesday, April 29, 2020

8:00 a.m. – 12:00 p.m.      **TLA Executive Committee Meeting**

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12:30 p.m. – Shotgun Start Time      **Golf Tournament** *(additional fees apply)*

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2:00 p.m. – 4:00 p.m.      **Tennis Tournament** *(additional fees apply)*

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4:00 p.m. – 7:30 p.m.      **Registration**

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6:00 p.m. – 8:00 p.m.      **Welcome Reception**

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8:00 p.m. – 10:00 p.m.      **Dine Around**

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10:00 p.m. – 1:00 a.m.      **TLA Networking After-Hours**

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#### Thursday, April 30, 2020

7:00 a.m. – 2:15 p.m.      **Registration**

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7:30 a.m. – 8:00 a.m.      **Continental Breakfast**

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8:00 a.m. – 8:15 a.m.      **Welcoming Remarks**

**Jeffrey R. Simmons**, Chief Legal Officer, GlobalTranz, Scottsdale, AZ;  
President, Transportation Lawyers Association

**Marc S. Blubaugh**, Partner and Co-Chair, Transportation & Logistics Practice Group, Benesch,  
Friedlander, Coplan & Aronoff LLP, Columbus, OH; Co-Chair, TLA Education Program Committee

**Heather C. Devine**, Partner and Chair, Transportation & Logistics Practice Group, Alexander  
Holburn Beaudin + Lang LLP, Toronto, ON, Canada; Co-Chair, TLA Education Program Committee;  
President, Canadian Transport Lawyers' Association

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8:15 a.m. – 9:45 a.m.

#### **The World Is Not Enough: Using Mergers and Acquisitions to Gain a Competitive Advantage in Transportation and Logistics**

In the transportation and logistics industry, carriers and third-party logistics providers can grow organically or through acquisition. Both types of growth have their benefits, but using acquisitions to a competitive advantage can quickly deliver significant benefits to shareholders and investors if done right. This combined session will start with a strategic overview and discussion involving members of the C-Suite and private equity and then drill down into the nuts and bolts of what lawyers need to do when putting together a deal. Whether you handle insurance defense, regulatory, general commercial work, or business litigation, mergers and acquisitions affect your clients' needs and the daily services that you provide.

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8:15 a.m. – 9:00 a.m.

#### **PART I**

**Moderator:** **Heather C. Devine**, Partner, Alexander Holburn Beaudin + Lang LLP,  
Toronto, ON, Canada

**Speakers:** **Robert Farrell**, Chairman of the Board, GlobalTranz Enterprises, Inc., Scottsdale, AZ  
**Renée Krug**, Chief Executive Officer, GlobalTranz Enterprises, Inc., Scottsdale, AZ  
**Jason Bass**, Managing Director, Harris Williams, Richmond, VA  
**Brian Higgins**, Partner, The Jordan Company, New York, NY

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### Calendar of Events & Continuing Legal Education

Thursday, April 30, 2020 (continued)

9:00 a.m. - 9:45 a.m.

#### PART 2

**Moderator:** C. Fredric Marcinak III, *Partner, Moseley Marcinak Law Group LLP, Greenville, SC*

**Speakers:** Soumit Roy, *Chief Legal Officer, Daseke, Inc., Dallas/Ft. Worth, TX*

Eric Baker, *Member, Frost Brown Todd LLC, Indianapolis, IN*

Brian Mathis, *Managing Member, Mathis Law Group, Ft. Lauderdale, FL*

9:45 a.m. - 10:45 a.m.

#### Never Say Never Again: The Latest Hot Topics in Labor and Employment

Just as Sean Connery reappeared as James Bond in this movie after saying 'never again!', some labor and employment issues continually crop up. This session will take the form of a lightning round, quickly hitting the most timely issues in labor and employment affecting the transportation and logistics industries – from the status of arbitration post-*Oliveira*, the use of recreational cannabis, wage and hour class actions, worker misclassification, and more.

**Moderator:** Carole McAfee Wallace, *Partner, Fernandes Hearn LLP, Toronto, ON, Canada*

**Speakers:** John F. Fatino, *Attorney at Law, Whitfield & Eddy P.L.C., Des Moines, IA*

Benjamin T. Aberant, *Partner, McCarthy Tetrault LLP, Calgary, AB, Canada*

Matt Austin, *Attorney at Law, Austin Legal, LLC, Columbus, OH*

Megan Lutes, *Senior Corporate Counsel, Convoy, Inc., Seattle, WA*

10:45 a.m. - 11:00 a.m.

#### Refreshment Break

11:00 a.m. - 11:45 a.m.

#### "The Name's Bond, James Bond": The Art of Public Speaking

What part of that iconic phrase don't you understand? Whether you are a litigator speaking in court or a transactional attorney speaking in a boardroom, effective communication is essential to achieving your client's goals. A public speaking professional will give you the tools to be just as articulate as Agent 007 – vivid, forceful, fluent, graceful, and persuasive.

**Moderator:** Wesley S. Chused, *Director, PretiFlaherty, Boston, MA*

**Speaker:** Christian O. Lundberg, *Associate Professor, Co-Director, Program in Cultural Studies, University of North Carolina, Chapel Hill, NC*

11:45 a.m. - 12:45 p.m.

#### For Your Eyes Only: Secrets to Conducting a Flawless Rapid Response

Catastrophic commercial vehicle accidents can be as grim as any Bond character meeting his or her untimely demise. This session offers an interactive discussion of the critical issues facing commercial trucking companies immediately after an accident, such as drug and alcohol testing (including cannabis), safety technology (including semi-autonomous features), electronic logging devices, and driver distraction. Deputy Chief Savage will offer practical insights on the best practices for interacting with law enforcement; Dr. Melcher will educate attendees on what they can do to assist an accident reconstructionist in the aftermath of a collision, and private practitioners and in-house counsel will draw lessons from the experience of working together to coordinate an effective emergency response plan.

**Moderator:** Ashley W. Winsky, *Partner, Gentry Locke Attorneys, Richmond, VA*

**Speakers:** Katherine L. Vaughn, *Partner, Lewis Brisbois Bisgaard & Smith LLP, Denver, CO*

Mark Savage, *Deputy Chief, Colorado State Patrol, Denver, CO*

Bill Venegoni, *Associate General Counsel, Merchandising, Marketing & Supply Chain, Wal-Mart U.S. Legal, Bentonville, AR*

Daniel J. Melcher, *P.E., Director of Engineering, Focus Forensics, LLC, Jupiter, FL*

12:45 p.m. - 1:45 p.m.

#### TLA Business Meeting Luncheon

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### Calendar of Events & Continuing Legal Education

#### Thursday, April 30, 2020 (continued)

1:45 p.m. – 2:15 p.m.	<b>TLA Committee Chair Orientation</b>
2:30 p.m. – 4:30 p.m.	<b>CTLA Executive and Directors Meeting</b>
2:30 p.m. – 5:15 p.m.	<b>Committee Meetings</b>
6:00 p.m. – 10:00 p.m.	<b>Evening Social Event</b> <i>(additional fees apply)</i>
10:00 p.m. – 1:00 a.m.	<b>TLA Networking After-Hours</b>

#### Friday, May 1, 2020

7:30 a.m. – 12:30 p.m.	<b>Registration Open</b>
7:30 a.m. – 8:30 a.m.	<b>Past Presidents' Breakfast</b>
7:30 a.m. – 8:30 a.m.	<b>Continental Breakfast</b>
8:30 a.m. – 9:15 a.m.	<b>How to Get a "Quantum of Solace" When Cargo Is Detained, Retained, or Abandoned</b> <p>The juxtaposition of the movement of goods, and the payment for those movements, frequently causes friction in the supply chain. Often, the flow of funds does not "catch up" to the actual shipment schematic. The consequent failure to pay freight charges, or failure to locate freight, regularly results in situations where freight is improperly (or properly) "held hostage" by towing companies, storage yards, warehouses, and other entities in the transport continuum. Also, as the supply chain becomes more complex, sometimes freight is misplaced or abandoned, and legal rights need to be ascertained by the possessor. This panel will thoroughly analyze the case law, regulations, and practicalities of hostage freight situations and abandoned freight situations, both in terms of surface transportation involving motor carriers, rail carriers, and brokers, and also maritime transportation involving NVOCCs and steamship and drayage companies.</p> <p><b>Moderator:</b> <b>Stephanie S. Penninger</b>, <i>Senior Director, North American Transport, XPO Logistics, Charlotte, NC</i></p> <p><b>Speakers:</b> <b>Casey M. O'Brien</b>, <i>Attorney, Hill Rivkins LLP, New York, NY</i> <b>Sarah Routhier</b>, <i>Attorney, Stein Monast, s.e.n.c.r.l., Quebec City, QB, Canada</i> <b>Eric L. Zalud</b>, <i>Partner, Benesch, Friedlander, Coplan &amp; Aronoff LLP, Cleveland, OH</i></p>



## Calendar of Events & Continuing Legal Education

Friday, May 1, 2020 (continued)

9:15 a.m. – 10:15 a.m.

### On Her Majesty's Secret Service: Rock Star General Counsels Tell All

A General Counsel is to his or her company as "M" is to the United Kingdom. This panel of heavy hitting General Counsel dives deep into trends that are impacting their law departments, the profession, and the industry. From legal operations and law department modernization, to what keeps them up at night, to what best practices are, these General Counsel get real and discuss topics that will enhance your ability to optimize service as an outside counsel and to learn more on how to be a better in-house provider. In addition to logistics, they will hit on critical dynamics impacting retail and tech.

**Moderator:** **C. Bradley Vynalek**, *Partner, Quarles & Brady LLP, Phoenix, AZ*

**Speakers:** **Lacey J. Bundy**, *Senior Vice President, General Counsel, and Corporate Secretary, PetSmart, Phoenix, AZ*

**Franco Spraggins**, *General Counsel and Chief Compliance Officer, EVERSANA, Milwaukee, WI*

**Bhavi Shah**, *Executive Vice President, Chief Legal Officer, General Counsel, and Assistant Secretary, Vitalant, Scottsdale, AZ*

10:15 a.m. – 10:30 a.m.

### Refreshment Break

10:30 a.m. – 11:30 a.m.

### Goldfinger: The Business of Pricing

Just as Auric Goldfinger loves "the divine heaviness" of gold, so too do our clients need to make money to stay in business. Lawyers must not only review agreements for transportation companies with an eye toward risk, but also toward their client's bottom line. Transportation companies and their counsel must ensure that contract terms for payment and performance are clear. If discounts are supplied, then care should be taken to ensure sufficient volume and time to recoup any capital expenditures from the carrier's perspective. Speakers will explore the relationship between scheduled rates, tariff rates, and spot rates in different modes of transportation, the interplay between term and volume provisions, and how to harmonize various agreements between parties using precedence provisions should agreements contain multiple pricing addenda and appendices.

**Moderator:** **Jeremy R. Handschuh**, *Managing Attorney, Mitchell-Handschuh Law Group, Atlanta, GA*

**Speakers:** **Greg E. Summy**, *Deputy General Counsel, Norfolk Southern Corporation, Norfolk, VA*

**Jeffrey E. Cox**, *Partner, Law Office of Seaton & Husk, L.P., Vienna, VA*

**William Pugh**, *Attorney, Former Executive Director, National Motor Freight Traffic Association, Washington, D.C.*

**Laura Walker**, *Assistant General Counsel, Americas, DSV Global Transport and Logistics, Lawrenceville, GA*

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## Registration Brochure

### Calendar of Events & Continuing Legal Education

#### Friday, May 1, 2020 *(continued)*

11:30 a.m. – 12:30 p.m.

#### **From Russia (or China or Anywhere) with Love: Trade and Transportation Collide at the Border**

Like SPECTRE's Head of Planning, 'Kronsteen', some parties in the supply chain simply can't resist the temptation to develop elaborate schemes — in this case to minimize or avoid the payment of customs duties. The speakers will examine U.S. Customs and Border Protection's and other Federal agencies' penalties assessed against officers, directors, importers, exporters, and intermediaries for schemes involving misclassification, undervaluation, country of origin, anti-dumping, and false duty-free preference claims. Participants will come away informed about the hottest topics of the U.S.-China Trade War, Trump's Section 201, 232, and 301 Extra Tariffs for 'National Security', Trump's proposed extra tariffs against Mexico, the USMCA Free Trade Agreement, the First Sale doctrine, and enforcement of intellectual property rights which all lead to radical changes in international supply chains.

**Moderator:** **Peter A. Quinter**, *Shareholder, GrayRobinson, PA, Miami, FL*

**Speakers:** **Cameron W. Roberts**, *Partner, Roberts & Kehagiaras LLP, Long Beach, CA*  
**Robert H. Mayer**, *President, DECOLAV, Inc., Boca Raton, FL*

**Jennifer Bradshaw**, *Area Port Director, U.S. Customs and Border Protection, Jacksonville, FL*

12:30 p.m. – 2:00 p.m.

**Lunch** *(on your own)*

2:00 p.m. – 4:30 p.m.

**Committee Meetings**

6:30 p.m. – 7:30 p.m.

**Cocktail Reception**

7:30 p.m. – 10:00 p.m.

**Annual Banquet (black-tie optional)**

10:00 p.m. – 1:00 a.m.

**TLA Networking After-Hours**

#### Saturday, May 2, 2020

6:30 a.m. – 7:30 a.m.

**Fun Run/Walk** *(additional fees apply)*

7:30 a.m. – 12:00 p.m.

**Registration Open**

7:45 a.m. – 8:30 a.m.

**Continental Breakfast**

8:30 a.m. – 9:30 a.m.

#### **The Spy Who Saved All the Deleted Data: Don't Think You Can Get Away with Dirty Deletes**

The fallout after an attorney instructed his client to "clean up" his Facebook page was unimaginable: the deleted photos and pages—all recovered; attorney-client privileged emails—all exposed from the crime-fraud exception; a \$722,000 sanction and the lawyer suspended from the bar. This panel will discuss the importance of preserving electronic data, including EDR data, dash camera footage, social media posts, and geosocial data. The panel will provide strategies for efficient and systematic ways to obtain valuable evidence and get it admitted at trial, address lost data, and protect parties from drastic mishaps.

**Moderator:** **Damien A. Orato**, *Partner, Rumberger, Kirk & Caldwell PA, Orlando, FL*

**Speakers:** **Kristen M.J. Johnson**, *Partner, Taylor & Associates, Attorneys at Law, P.L., Orlando, FL*

**Timothy Cheek**, *MS, PE, Delta [v] Forensic Engineering, Inc., Charlotte, NC*

**J. Christopher Racich**, *President, Vestigant, LLC, Washington, D.C.*

### Calendar of Events & Continuing Legal Education

Saturday, May 2, 2020 (continued)

9:30 a.m. – 10:30 a.m.

#### Diamonds Are Forever, but Transportation Insurance Coverage May Be Fleeting

This session will serve as a General Counsel’s guide to insurance review and offer a robust discussion of the transportation insurance market from the perspective of primary and excess coverage brokers, underwriters, and others. Learn about trends in the marketplace as well as unique product offerings available for transportation providers. TLA members will have the opportunity to learn from and ask questions of some of the top executives in the transportation insurance industry.

**Moderator:** **Michael J. Case**, *Partner, Frost Brown Todd Attorneys, LLC, Indianapolis, IN*

**Speakers:** **Lisa Stephenson**, *General Counsel, CRST International, Inc., Cedar Rapids, IA*

**Liam Murphy**, *Managing Director, AON Risk Solutions, Little Rock, AR*

**Jen Velencia**, *General Counsel, A. Duie Pyle, West Chester, PA*

10:30 a.m. – 10:45 a.m.

#### Refreshment Break

10:45 a.m. – 11:45 a.m.

#### Die Another Day: Avoid Being Trapped between Negligent Selection and Vicarious Liability

Personal injury lawyers conjure new liability theories as quickly as Bond villains recruit double-agents to infiltrate MI6. The presenters will explore a broker or shipper’s potential liability to a third party motorist injured by a motor carrier during the transportation. The panel will focus on ways to navigate the fine line between negligent selection and vicarious liability. Can too little oversight lead to liability claims for negligent selection? Can too much control give rise to liability as employer/master of a truck driver? This panel will allow you to better understand the issues and risks and how to deal with them from the perspectives of a broker, shipper, and insurer.

**Moderator:** **J. Stephen Kennedy**, *Partner, Wilson, Elser, Moskowitz, Edelman & Dicker LLP, Jackson, MS*

**Speakers:** **Lisa Reeves**, *Partner, Reeves & McEwing LLP, Philadelphia, PA*

**Dan DiGrazio**, *Senior Director of Logistics, Butterball LLC, Raleigh-Durham, NC*

**Paul Berman**, *Vice President of Logistics, East Coast Transport LLC, Palm Beach Gardens, FL*

11:45 a.m. – 12:45 p.m.

#### No Time to Lie: An Exploration of Ethical Issues in Our Rapidly Changing World

Just like the world inhabited by James Bond in his 1962 premiere, our world of transportation and logistics has undergone breathtaking change. The fantastic pace of technological change affecting the industry has exposed a plethora of heretofore unexplored and unconsidered ethical issues, which will be discussed by our panel of high level industry attorneys.

**Moderator:** **James A. Wescoe**, *Partner, Weber Gallagher Simpson Stapleton Fires & Newby LLP, Philadelphia, PA*

**Speakers:** **Meehee Franz**, *General Counsel (U.S. Attorney), FNS, Inc., Los Angeles, CA*

**Patrick-James Blaine**, *General Counsel, TFI International, Saint-Laurent, QB, Canada*

**James Crocker**, *Manager, Liability Claims and Litigation, FedEx Freight, Inc., Harrison, AZ*

12:45 p.m. – 2:00 p.m.

#### Lunch (on your own)

2:00 p.m. – 4:00 p.m.

#### Pool Volleyball Tournament

5:30 p.m. – 9:30 p.m.

#### Evening Social Event

9:30 p.m. – 1:00 a.m.

#### TLA Networking After-Hours

# 2020 TLA Annual Conference & CTLA Midyear Meeting

## Registration Brochure

### Activities

#### Tuesday and Wednesday, April 28-29

##### Golf

Our Golf Committee is busy planning outings. The Wednesday scramble tournament will take place on the award-winning Oak Marsh Golf Course at the Omni Amelia Island Plantation Resort. The location for the Tuesday "Train Wreck" tournament is to be determined (but will be near the resort at another award-winning Amelia Island golf course). Stay tuned for further details from the Golf Committee. Registration fees apply.

#### Wednesday, April 29

##### Tennis

The tennis tournament will be hosted at the resort, which is home to one of the finest tennis programs in the world, named the "No. 2 Tennis Resort on Florida's East Coast" and a "Top 50 Tennis Resorts in the U.S." by Tennis Magazine. A \$30 registration fee applies.

##### Welcome Reception

TLA will officially welcome you to Amelia Island as you join colleagues at a casual private reception in the sand just feet from the ocean for drinks and bites before heading to the Dine Around restaurants. Prior to the Welcome Reception, new members and first-time attendees are invited to our Member Orientation.

##### Dine Arouns

TLA will host a Dine Around Wednesday evening following the Welcome Reception. Registration and sign-up will be sent to all pre-registered attendees approximately two weeks prior to the event.

#### Thursday, April 30

##### Guest Gathering

Join other guests Thursday morning poolside at reserved TLA Cabanas prior to a day of sight-seeing and relaxing at your leisure.

##### Evening Event

After a 007-themed day of CLE panels, dress up in your elegant resort wear and join us at the edge of the beach at Sunrise Terrace to network with speakers, attendees, and old and new friends. Dinner and drinks will be served while enjoying the sounds of tropical steel drums, ocean breezes, and twilight over the Atlantic Ocean. Ticket price: \$165

#### Friday, May 1

##### Annual Banquet

Be sure to attend the time-honored Annual Banquet. Enjoy the camaraderie with fellow attendees as you dine. Watch as distinguished honors and recognitions of service are presented, and witness the passing of the gavel from TLA's outgoing President to its incoming President. The 007-themed Annual Banquet will be black-tie or your favorite James Bond-themed costume preferred. So bring your best Bond attire, and join us for an evening of entertainment and fun.

#### Saturday, May 2

##### Fun Run/Walk

The Fun Run/Walk chairs are plotting the course for our attendees who plan to participate in the event this year! All registrants will receive a commemorative Fun Run t-shirt with their registration fee (\$25). Stretch those legs and pack those sneakers.

##### Pool Volleyball

TLA will offer attendees and guests the opportunity to lounge poolside on Saturday afternoon and watch friends and colleagues engage in a friendly, competitive game of pool volleyball. Bring your swimsuit, and get ready to spike on your friends.

##### Evening Event

Join us for the Finale at Walker's Landing where we will watch the sun slip into the Intracoastal Waterway at 8:00 p.m. Surrounded by beautiful nature and the waterway, enjoy dinner and drinks while listening to a local DJ spinning our favorite tunes. Together we will say goodbye to the beauty and camaraderie found at Amelia Island.

##### Kids Program

Camp Amelia gives guests from ages 4-10 the chance to explore the resort and discover nature, science, salt water life, and much more! Interactive learning excursions are offered with full-day themed sessions available.

Mark your calendars now, invite your colleagues, and bring your families for an exceptional educational program, networking events, fun, and relaxation.

## Registration Form

To register online, please visit the TLA **website**

### STEP ONE: Name Badge & Roster Information (please print legibly)

Registrant's Name: \_\_\_\_\_

(Print your name how you'd like it to appear on your badge and the attendee roster)

Company/Firm: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State/Province: \_\_\_\_\_ Zip/Postal Code: \_\_\_\_\_ Country: \_\_\_\_\_

Email Address: \_\_\_\_\_ Telephone Number: \_\_\_\_\_

Special Dietary Needs/Allergies:  Vegetarian  Vegan  Gluten Free  Kosher  Other: \_\_\_\_\_

From what states will you be requesting CLE for this program? \_\_\_\_\_

### STEP TWO: Liability Waiver & Emergency Contact

Please read and sign. I agree and acknowledge that I am undertaking participation in TLA events and activities as my own free and intentional act, and I am fully aware that possible physical injury might occur to me as a result of my participation in these events. I give this acknowledgement freely and knowingly, and I am, as a result, able to participate in TLA events, and I do hereby assume responsibility for my own well-being. I am aware that photographs will be taken during the conference and may be published in *The Transportation Lawyer* and in promotional materials.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Emergency Contact: \_\_\_\_\_

Name

Relationship

Phone

### STEP THREE: Conference Registration

TLA Member  CTLA Member

	By Mar. 2	Mar. 3 – Apr. 9	After Apr. 9
Member	<input type="checkbox"/> \$825	<input type="checkbox"/> \$925	<input type="checkbox"/> \$1,050
Non-Member*	<input type="checkbox"/> \$1,105*	<input type="checkbox"/> \$1205*	<input type="checkbox"/> \$1,330*
Retired Member/Student	<input type="checkbox"/> \$600	<input type="checkbox"/> \$600	<input type="checkbox"/> \$600

#### Guest and Children (13 and Older)\*\*

Name: \_\_\_\_\_  \$450  \$450  \$450

Email: \_\_\_\_\_

Special Dietary Needs/Allergies:  Vegetarian  Vegan  Gluten Free  Kosher  Other: \_\_\_\_\_

Name: \_\_\_\_\_  \$450  \$450  \$450

Email: \_\_\_\_\_

Special Dietary Needs/Allergies:  Vegetarian  Vegan  Gluten Free  Kosher  Other: \_\_\_\_\_

#### Child (4-12)

Name: \_\_\_\_\_  \$125  \$125  \$125

#### Child (3 and Younger) FREE

Name: \_\_\_\_\_

Special Dietary Needs/Allergies:  Vegetarian  Vegan  Gluten Free  Kosher  Other: \_\_\_\_\_

I am a first-time attendee

I am Corporate Counsel

First-time attendees and Corporate Counsel are guaranteed the early rate regardless of when they register.

If you are only able to attend a portion of the meeting, see page two of the registration form for single-day pricing and registration.

## Registration Form – Page 2

### STEP FOUR: Special Events & Single-Day Registration

(Please print the name of the spouse/guest/child registering for the event on the line provided.)

#### WEDNESDAY, APRIL 29

Golf Tournament – 12:30 p.m. Shotgun Start

- Attendee – \$160 Handicap \_\_\_\_\_  
 Guest Name: \_\_\_\_\_ – \$160; Handicap \_\_\_\_\_  
 Guest Name: \_\_\_\_\_ – \$160; Handicap \_\_\_\_\_

Tennis Tournament – 2:00 p.m. – 4:00 p.m.

- Attendee – \$30  
 Guest Name: \_\_\_\_\_ – \$30  
 Guest Name: \_\_\_\_\_ – \$30

#### THURSDAY, APRIL 30

Guest Gathering, 10:00 a.m. – 12:00 p.m.

Single-Day Education Program – \$325

Group Networking Dinner at the Omni Amelia Island

(The group networking dinner at the hotel is an optional event and not included with registration. All attendees must pay the additional fee to attend the Thursday night event.)

- Attendee – \$165  
 Guest Name: \_\_\_\_\_ – \$165  
 Guest Name: \_\_\_\_\_ – \$165

(Event includes food, two drink tickets, and entertainment)

#### FRIDAY, MAY 1

Single-Day Education Program – \$325

Annual Reception and Banquet 6:00 p.m. – 9:00 p.m.

Extra Event Ticket – \$175

(includes two drink tickets, reception, and banquet meal)

Note: The extra event ticket is for additional guests to attend the Annual Banquet only and not required for fully registered attendees and guests.

- Guest Name: \_\_\_\_\_ – \$175  
 Guest Name: \_\_\_\_\_ – \$175  
 Guest Name: \_\_\_\_\_ – \$175

#### SATURDAY, MAY 2

Single-Day Education Program – \$325

Fun Run/Walk – (includes custom-designed t-shirt)

- Attendee – \$25 T-Shirt Size \_\_\_\_\_  
 Guest Name: \_\_\_\_\_ – \$25 T-Shirt Size \_\_\_\_\_  
 Guest Name: \_\_\_\_\_ – \$25 T-Shirt Size \_\_\_\_\_

Pool Volleyball – 2:00-4:00 p.m.

- Attendee  
 Guest Name: \_\_\_\_\_  
 Guest Name: \_\_\_\_\_

Evening Event

Note: This extra event ticket is for additional guests to attend the Saturday evening event only and not required for fully registered attendees and guests.

- Guest Name: \_\_\_\_\_ – \$175  
 Guest Name: \_\_\_\_\_ – \$175  
 Guest Name: \_\_\_\_\_ – \$175

### STEP FIVE: Total Fees

Funds MUST be submitted from a U.S. bank in U.S. funds.

Total Registration Fee (from Step 3) \$ \_\_\_\_\_

Total Guest/Child registrations (from Step 3) \$ \_\_\_\_\_

Total Special Events/Single Day (from Step 4) \$ \_\_\_\_\_

Total Payment Enclosed \$ \_\_\_\_\_

(Payment is due with the registration form.)

### STEP SIX: Payment Information

- Register online by credit card  
 Check enclosed (make checks payable to TLA in U.S. currency drawn on a U.S. bank.)  
Check number \_\_\_\_\_  
Please complete this form and submit it with a check to:  
TLA  
P.O. Box 723248  
Atlanta, GA 31139

**Cancellation Policy:** A \$200 cancellation fee will be assessed on registrations cancelled from Mar. 3 through Apr. 9, 2020. After April 9, cancellations will not be accepted. Substitutions will be allowed, but must be requested in writing no later than April 30, 2020 to tla-info@kellenccompany.com.

\*\$280 of the non-member registration fee will pay for your TLA membership from March 3, 2020 to July 2021, if you meet the membership qualifications, entitling you to attend the Annual Business Meeting as a voting member upon review and approval of membership by the Membership Committee. A member application will be sent to you for completion.

\*\*Guest/Child registrations include the Welcome Reception, daily continental breakfast, Friday and Saturday evening events.

\*\*\* Dine Around meals are at the expense of the registrant and not included in the registration fee.