9th Annual ABA Section of Dispute Resolution Spring Conference

ADR IN BLOOM
POLITICS AND COLLABORATION IN THE NATION'S CAPITAL

APRIL 25-28, 2007
OMNI SHOREHAM HOTEL
WASHINGTON, D.C.

HIGHLIGHTS

Join over 1200 mediators, arbitrators, advocates and other ADR professionals for the world’s largest dispute resolution conference.
This meeting includes over 130 total CLE sessions taught by nationally respected and recognized faculty.
Earn up to 20 hours of CLE credit at the main conference alone.
Numerous networking opportunities and chances to get engaged at committee meetings.
Exhibitors showcasing innovative and educational resources and services.
New Thursday’s Institute for Mass and Class Action Dispute Resolution.

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ADR IN BLOOM
PROGRAM SESSIONS


LEGAL EDUCATORS’ COLLOQUIUM

On Saturday morning six sessions in the main conference are part of the Legal Educators’ Colloquium, where law professors, adjuncts, and faculty from other disciplines explore and discuss innovative ways to teach dispute resolution. See page 10.

INSTITUTE FOR MASS AND CLASS ACTION DISPUTE RESOLUTION

The Institute for Mass and Class Action Dispute Resolution is designed to address issues of interest to the litigator, the mediator, the in-house counsel, the arbitrator and the special master involved in mass or class action litigation. The Institute’s mission is to focus on best practices for the efficient and just resolution of these types of cases. This new event will run all day Thursday April 26. Special rates available for those who also attend the full conference. See page 5.

PRE CONFERENCE SKILLS SESSIONS

Start the conference experience off with specialized skills training offered in the “master class” model. Expert faculty and leading ADR organizations present Thursday morning sessions in small classroom settings. See page 4.

NATIONAL COURT ADR CONFERENCE

Attend the Court Conference, the international gathering and information place for judges, court administrators, lawyers, mediators, and others interested in court dispute resolution programs. Leaders in the national and international court ADR arena will present what’s new in research, issues in quality training, innovative programs, and more. See page 3.

FORUM ON EXPANDING OPPORTUNITIES

The Forum focuses on expanding professional ADR opportunities for minorities and women through a set of practice development and skills sessions specifically designed to address the barriers in law firms, corporations, ADR provider organizations, and other large institutions. A must for those working in corporate, legal and ADR environments. See page 3.

For additional session information, and an up to date schedule, go to the Section of Dispute Resolution web site at www.abanet.org/dispute
**CONFERENCES AT A GLANCE**

**Wednesday, April 25**

8:00 am – 5:00 pm  Representation in Mediation Competition
11:00 am – 6:00 pm  Registration for Pre Conference Events ONLY
12:00 pm – 5:00 pm  *Forum on Expanding Opportunities for Minorities and Women in Dispute Resolution (Limited ticket event)*
2:00 pm – 6:00 pm  Section Council Meeting
6:00 pm – 8:00 pm  Council Reception Honoring the Conference Planners

**Thursday, April 26**

7:00 am – 10:00 am  Registration for Pre Conference Events ONLY
10:00 am – 5:00 pm  Main Conference Registration OPEN
8:00 am – 5:00 pm  Exhibit Hall Open
8:00 am – 4:45 pm  *Institute on Mass and Class Action Dispute Resolution (Limited ticket event)*
8:00 am – 1:15 pm  *National Conference on Court ADR (Limited ticket event)*
8:30 am – 10:00 am  *Pre Conference Skills Sessions Series A (Limited ticket event)*
10:30 am – 12:00 pm  *Pre Conference Skills Sessions Series B (Limited ticket event)*

**Main Conference**

1:30 pm – 3:00 pm  Concurrent Sessions – Series A
3:15 pm – 4:45 pm  Concurrent Sessions – Series B
5:00 pm – 6:30 pm  Opening Plenary – Frank Sander Lecture

**The Future of Palestinian Israeli Relations – Working Together or Working Apart**


6:30 pm – 8:00 pm  Welcome Reception Honoring Exhibitors and Conference Faculty


**Saturday, April 28**

7:30 am – 8:30 am  Section Committee Meetings
8:00 am – 2:00 pm  Registration
8:00 am – 2:00 pm  Exhibit Hall Open
8:30 am – 9:30 am  Saturday Morning Plenary

Senator John McCain (R-AZ) (invited) Ranking Member of the United States Senate Armed Service Committee

9:45 am – 11:15 am  Concurrent Sessions – Series F and the Legal Educators’ Colloquium
11:30 am – 12:45 pm  Concurrent Sessions – Series G and the Legal Educators’ Colloquium
1:00 pm – 2:30 pm  *Legal Educators’ Colloquium Luncheon (Limited ticket event)*
1:00 pm – 2:00 pm  Section Committee Meetings
2:30 pm  Exhibit Hall Closed / Conference Adjourned

**Friday, April 27**

7:30 am – 8:30 am  Section Committee Meetings (go to www.abanet.org/dispute for a full schedule)
8:00 am – 12:00 pm  Representation in Mediation Competition Finals
8:00 am – 5:00 pm  Registration
8:00 am – 5:00 pm  Exhibit Hall Open
8:30 am – 10:00 am  Friday Morning Plenary


Shakespeare’s lessons for gaining and yielding power are timeless. See the Bard’s scenes acted out by professional actors and interpreted in the context of today’s national political leaders.

10:15 am – 11:45 am  Concurrent Sessions – Series C
12:00 pm – 1:45 pm  Luncheon – Keynote Speaker / To Be Announced


2:00 pm – 3:30 pm  Concurrent Sessions – Series D
3:45 pm – 5:15 pm  Concurrent Sessions – Series E
6:00 pm – 9:30 pm  *Capitol Steps Reception and Performance (Limited Ticket Event)*

**Co-Sponsored by American Arbitration Association, The McCammon Group and National Arbitration Forum**

**CAPITOL STEPS RECEPTION AND PERFORMANCE**

Join us Friday, April 27th for a reception at the Ronald Reagan Building and International Trade Center for good food, networking and entertainment.

6:00 – 7:30 pm  Reception in the Pavilion Room
7:30 – 9:30 pm  Capitol Steps Performance

The only group in America that attempts to be funnier than the Congress, Capitol Steps is a troupe of current and former Congressional staffers who satirize the very people and places that once employed them. They monitor events and personalities on Capitol Hill, in the Oval Office and other centers of power, taking a humorous look at serious issues and providing laughs for millions. Since they began over 20 years ago, Capitol Steps has become a Washington, D.C. institution for providing a tasteful blend of musical and political comedy.

*These events are special ticketed events for limited attendance and require purchased tickets for entry. They are not included in the general registration fee. Please see registration form for more detail.
FORUM ON EXPANDING OPPORTUNITIES FOR MINORITIES AND WOMEN IN DISPUTE RESOLUTION

Wednesday, April 25, 2007 | 12:00 pm – 5:30 pm

The Forum’s workshops will feature experienced professionals who will prompt broad and open dialogue by all attendees on the greater participation and involvement of minorities and women in the dispute resolution field. This Forum will explore and discuss the new National Task Force on Diversity in ADR, barriers encountered by diverse ADR professionals and the proactive diversity initiatives of several national ADR rosters. The Forum includes a luncheon.

12:00 pm - 1:30 pm   Luncheon

Diversity in the Dispute Resolution Field
Please join us for a special opportunity to hear remarks from District of Columbia dignitaries regarding timely and overarching issues involving diversity in the dispute resolution field.

1:45pm - 2:45pm   Panel 1
National Task Force on Diversity in ADR
Kathleen A. Bryan, The International Institute for Conflict Prevention and Resolution, New York, NY

3:00 pm - 4:00 pm   Panel 2
Barriers Encountered by Minority ADR Professionals 2007 Update

4:15 pm - 5:15 pm   Panel 3
ADR Providers Walking the Talk
Kenneth L. Andrichik, NASD Dispute Resolution, New York, NY; Neal Blacker, The International Institute for Conflict Prevention and Resolution, New York, NY; Jean Calcagno, U.S. Institute for Environmental Conflict Resolution, Tucson, AZ; Cynthia G. Hawkins-Lein, Stetson University College of Law, South Gulfport, FL; Peter C. Salem, Association of Family and Conciliation Courts, Madison, WI; Moderator – Marvin Johnson, JAMS, Silver Spring, MD

5:15 pm
Closing Remarks
Diversity Committee Co-chairs Gene A. Johnson, Jr., Safe Horizon Manhattan Mediation, New York, NY and Angelia Tolbert, Absolute Resolution Services, Little Rock, AR

NATIONAL CONFERENCE ON COURT ADR

Thursday, April 26, 2007 | 8:00 am – 1:20 pm

The National Conference on Court ADR will examine a number of important issues in court dispute resolution programs, including current research, innovations in court ADR programs, and effective roles for attorneys in family court programs. The National Conference will provide an informative, thought-provoking, and interactive event for judges, court administrators, lawyers, mediators, researchers and anyone interested in court dispute resolution programs. The Conference includes an opening plenary and a networking lunch.

8:00 am – 9:00 am   Opening Plenary

Recent Developments in ADR Research: What Courts and ADR Neutrals Need to Know
Bobbi McAdoo, Hamline University School of Law, St. Paul, MN; Nancy Welsh, Penn State Dickinson School of Law, Carlisle, PA; Donna Stienstra, Federal Judicial Center, Washington, D.C.

9:10 am -10:35 am   CONCURRENT SESSIONS

Workshop 1: Helping Mediation Program Administrators Grapple with Problems when Developing Quality Mediation Programs
David Levin, 2nd Judicial District Court, New Mexico, Albuquerque, NM; John Lande, University of Missouri – Columbia School of Law, Columbia, MO; Susan Exon, University of La Verne College of Law, Ontario, CA; Jonathan S. Rosenthal, ADR Programs, District Court of Maryland, Annapolis, MD

Workshop 2: Putting Data to Work: Using Research to Meet the Needs and Interests of Your Program
Daniel M. Weitz, Division of Court Operations - Office of ADR Programs, New York, NY; Susan Yates, Center for Analysis of ADR Systems, Chicago, IL; Bobbi McAdoo, Hamline University School of Law, St. Paul, MN; Nancy Welsh, Dickinson School of Law, Carlisle, PA

Workshop 3: Effective Roles for Attorneys in Family Mediation
Jane Murphy, University of Baltimore School of Law, Baltimore, MD; Craig A. McEwen, Bowdoin College, Brunswick, ME; Robert Robinson, University of Baltimore School of Law, Baltimore, MD

10:45 am - 12:05 pm   CONCURRENT SESSIONS

Workshop 4: From Motions to Mayhem: Innovative Applications of ADR Processes for Court-Connected Cases
Lauren Abramsam, Community Conferencing Center, Baltimore, MD; Samuel S. Jackson, Jr., Law and Mediation Offices of Samuel S. Jackson, McLean, VA; Vickie Shoop, 31st Judicial Circuit Court ODR Restorative Justice Program, Manassas, VA

Workshop 5: Beyond Time & Cost Savings: How to Talk to Judges and Court Administrators About Starting or Expanding ADR Programs
Douglas Van Epps, Office of Dispute Resolution, Michigan Supreme Court, Lansing, MI

Workshop 6: Quality and Training: Intimate Partners or Distant Cousins?
Mark Collins, New York State Office of ADR and Court Improvement, Cohoes, NY; Daniel Kos, New York State Office of ADR and Court Improvement, Cohoes, NY; Geetha Ravindra, Division of Dispute Resolution Services, Supreme Court of Virginia, Richmond, VA; Jody Minor, Mediation Network of North Carolina, Silver City, NC

12:10 pm - 1:20 pm   Networking Lunch and Court Committee Networking Session

For additional details and updated information go to: www.abanet.org/dispute
### PRE CONFERENCE SKILLS SESSIONS

**Thursday, April 26, 2007 | 8:30 am – 1:25 pm**

**Mediators, Arbitrators and Advocates: Sharpen Your Skills!**

Start the conference off with specialized skills training offered in the “master class” model by leaders in the field. Our pre conference skills workshops are designed for novice, intermediate and experienced practitioners alike and allow those on all sides of the table – advocates and ADR practitioners - to explore through observation and role-playing an array of challenging issues. A luncheon follows the Skills Sessions for all Skills Registrants.

#### 8:30 am – 10:00 am

**SERIES A CONCURRENT SESSIONS**

1. **In Praise of the Joint Session: Skills and Techniques to Enhance Communication and Resolution**
   Tracy Allen, Tracy Allen Mediation, Southfield, MI
   Eric Galton, Lakeside Mediation, Austin, TX

2. **Mediating Effectively – Mindful Leadership for Mediators and Advocates**
   Daniel Bowling, District Court, Northern California ADR Program, San Francisco, CA
   Robert Fisher, Fisher Collaborative Services, LC, Alexandria, VA

3. **Tackling Telephonic Mediation**
   Romaine Gardiner, Fordham University School of Law, New York, NY
   Paul J. Lambert, Bingham, McCutchen, LLP, Washington, D.C.
   Debra Roth, Morgan Stanley, D.W., Purchase, NY
   Joan Stearns Johnsen, JSJ Mediations, Newton, MA

4. **The Mentoring Master Class Part I: Every Mediator Needs a Mentor; Every Mediator Can be a Mentor, Too**
   Phyllis Bernard, Oklahoma City University School of Law, Oklahoma City, OK
   Jill Berkeley, Howrey, LLP, Chicago, IL
   Jeff Kichaven, JAMS, Los Angeles, CA

5. **Best Practices in Commercial Arbitration**
   Co-Sponsored by The College of Commercial Arbitrators
   Stanley P. Sklar, Bell, Boyd & Lloyd, LLC, Chicago, IL
   James Groton, Sutherland, Asbill & Brennan, LLP, Atlanta, GA
   Paul Lurie, Schiff Hardin & Waite, LLP, Chicago, IL

6. **Chronic Negotiation Miscalculations: Shared Pages from the Mediators’ Manual for Managing the Misguided**
   Amy Glass, Michigan Mediation & Arbitration Services, Kalamazoo, MI
   William Hartgering, JAMS, Chicago, IL

7. **Arbitration Is Not Litigation: Using Process Differences and Techniques from Other Legal Systems to Make the Most of Your International Arbitration Case**
   Nancy Nelson, International Institute for Conflict Prevention and Resolution, New York, NY
   Steven Gertlman, Chartered Institute of Arbitrators, London, UK
   Nicole Delenetz-Exdale, Baker & McKenzie, LLP, New York, NY
   Helena Tavares Erickson, International Institute for Conflict Prevention and Resolution, New York, NY

8. **Becoming a Master Mediator: Moving Beyond Intermediate, in Skills and Practice**
   Lee Jay Berman, The Institute for Mediation Studies, Los Angeles, CA

#### 10:30 am – 12:00 pm

**SERIES B CONCURRENT SESSIONS**

9. **Mediator Ethics: Models and Mayhem: Practical Solutions to Prickly Problems**
   Co-Sponsored by JAMS
   Wayne Thorpe, JAMS, Atlanta, GA
   Michael Young, JAMS, New York, NY

10. **Mediator Techniques in Overcoming Psychological Barriers to Resolution: An Examination of Obstacles and Outcomes**
   Patrick Nichols, Associates in Dispute Resolution, Lawrence, KS

11. **Mediator as Facilitator of Learning: Teaching Skills for Mediators**
    Kimberlee K. Kovoch, South Texas College of Law, Houston, TX

12. **The Mentoring Master Class Part II**
    Phyllis Bernard, Oklahoma City University School of Law, Oklahoma City, OK
    Jill Berkeley, Howrey, LLP, Chicago, IL
    Jeff Kichaven, JAMS, Los Angeles, CA

13. **Neutral Roles in a Changing ADR Landscape: Med/Arb and Other Emerging Issues “Along the Borderline”**
    Thomas J. Stipanowich, Straus Institute for Dispute Resolution, Pepperdine University School of Law, Malibu, CA
    Maureen Weston, Straus Institute for Dispute Resolution, Pepperdine University School of Law, Malibu, CA
    Phillip Armstrong, Georgia Pacific Corporation, Atlanta, GA

14. **Comfortable with Conflict? Interdisciplinary Insights for Conflict Resolvers**
    Timothy Hedeen, Kennesaw State University, Kennesaw, GA

15. **Getting Successful Results in Mediation and in Negotiation in the UK and Europe**
    Philip Howell-Richardson, S J Berwin, LLP, London, UK

16. **Making Smart Choices to Get Better Settlements**
    Richard Birke, Willamette University, Center for Dispute Resolution, Salem, OR
    Michael Palmer, Strategies for Good Outcomes, Middlebury, VT
Thursday, April 26, 2007 | 8:00 am – 4:45 pm
Learn about best practices for efficient and just resolution of mass and class actions from the Institute’s faculty of nationally known litigators, in-house counsel, and neutrals, plus a U. S. District Court Judge, who is a member of the Judicial Panel on Multi-District Litigation.

8:00 am – 9:10 am  Program Session A
Settlement of Class Actions 101: An Overview of Issues Involved in Mediating and Negotiating Settlement of Class Actions
Van Beckwith, Baker Botts LLP
Leslie Bryan, Doffenmyre Shields Canfield Knowles & Devine, LLC
Scott Elder, Alston & Bird LLP
Seamus Duffy, Drinker Biddle
This panel will explore the legal, practical, and ethical basics of negotiation and execution of class action settlements.

9:20 am - 10:40 am  Program Session B
Complex Science Issues in Negotiation, Mediation and Settlement of Mass and Class Actions
John Childs, Chief Counsel of Litigation, Georgia-Pacific Corporation
F. Sam Eberts, Sr. Vice President & General Counsel, Laboratory Corporation of America Holdings
Barbara Harding, Kirkland & Ellis, LLP
Peter Grossi, Arnold & Porter, LLP
Laura Owens, Alston & Bird LLP
Wendy Trachte-Huber, Mediator
Mass and class actions often involve complex issues of science, medicine and technology. This panel will discuss various strategies and issues, including: Daubert and other potentially dispositive issues, use of appointed experts, maturity of science or medicine involved, practical and inexpensive methods to protect parties from fraudulent claims, and rules for mediators and special masters.

10:50 am – 11:50 pm  Program Session C
Class Action Arbitration
Eugene Farber, Farber, Pappalardo & Carbonari
Stuart M. Widman, Miller Sherrard & Beem, LLP
William L.D. Barrett, Holler Brady Smith & Hines, LLP
The United States Supreme Court’s controversial decision in Green Tree Financial Corp. v. Bazzle implicitly permitted class action proceedings in arbitration. This panel will review how class arbitrations have operated in light of Bazzle, and whether class action waivers are unconscionable in light of the California Supreme Court’s decision in Discover Bank v. Superior Court.

12:10 pm - 1:25 pm  Lunch Plenary
Mediation, Negotiation and Settlement of Mass and Class Action Litigation
Kenneth R. Feinberg, The Feinberg Group, LLP
J. Frederick Motz, U.S. District Judge for the District of Maryland
Elpidio P.D. Villarreal, Vice President and Associate General Counsel, Schering-Plough Corporation
Paul Strain, Venable LLP
Charles Parker, Locke Liddell & Sapp, LLP
Joe Hollingsworth, Spriggs & Hollingsworth, LLP
Jane Thorpe, Alston & Bird LLP
The mediation, negotiation and settlement of mass and class action litigation is a matter of intense interest to the media, Wall Street and the many neutrals, lawyers and parties. This panel, with decades of experience in this arena, will address the practical aspects of resolving such claims, including the timing of such discussions, the valuation of cases, the specter of bankruptcy, insurance coverage disputes and future claims, the appointment of special settlement masters, ethics, media and public relations issues.

1:30 pm – 3:00 pm  Program Session D
In-House Counsel Perspective on the Negotiation, Mediation and Settlement of Mass and Class Action Litigation
Robert Ernst, Associate General Counsel, Litigation, Verizon Wireless
George J. Lykos, Senior Vice President, Chief Legal Officer and Secretary, Bayer Corporation
Michael Bolton, Senior Counsel, Baxter International
Anna Richo, Vice President, Law, Amgen, Inc.
Wayne Thorpe, JAMS
Arvin Maskin, Weil, Gotshal & Manges
In-house counsel are key decision makers in the negotiation, mediation and settlement of mass and class action litigation. This panel will focus on what strategies have succeeded and what strategies have failed and the factors that will position mass or class action litigation for settlement.

3:15 pm – 4:45 pm  Program Session E
Post Disaster ADR: The Katrina Experience
Sean B. McSweeney, Senior Vice President & Deputy General Counsel, Liberty Mutual Group
Bobby Marzine Harges, Loyola University School of Law
Christopher E. Barnes, Senior Vice President, Claims, North America Field Operation Zurich
Edward Sherman, Tulane University Law School
This session will describe ADR programs offered for disputes arising out of Hurricane Katrina. Most prominent are the Hurricane Mediation Programs established by the states of Louisiana and Mississippi for property-damage disputes. Insurance companies also established ADR programs to supplement the states’ efforts. ADR initiatives are developing for non-insurance hurricane-related litigation through court-annexed programs, multi-district and class action settlement proceedings, and criminal and small-claims court cases.

3:15 pm – 4:45 pm  Program Session E
Recent Developments in the Adjudication of Claims in Mass Settlements
Michael K. Lewis, JAMS
Kenneth R. Feinberg, The Feinberg Group, LLP
Jeff Richardson, Mitchell, Silberberg & Knupp, LLP
Lester Levy, JAMS
Nicole Hamman, Director, Client Services, Poorman Douglas Corp.
Mass torts and class action settlements often involve procedures for full arbitrations, file reviews, and other forms of adjudication. The panel will discuss current examples in high profile cases.

Institute Sponsors
Gold Sponsor: AIG – Domestic Claims
Silver Sponsors: Alston & Bird LLP, Citibank, The Feinberg Group, LLP and Holland & Knight LLP
*The Institute includes the Plenary lunch, the Frank Sander Lecture and the Thursday evening welcome reception.

For additional details and updated information go to: www.abanet.org/dispute
Thursday April 26, 2007 | 1:30 pm – 3:00 pm

**SERIES A CONCURRENT SESSIONS**

**A1** Achieving Efficiency with Fairness in Arbitration: How to Strike the Balance
- John Hinchee, King & Spalding, LLP, Atlanta, GA
- John A. Sherrill, Seyfarth Shaw, LLP, Atlanta, GA
- Deborah Bowarnick Mastin, Miami/Dade Airport Authority, Miami, FL
- Christi L. Underwood, Christi L. Underwood PA, Orlando, FL

**A2** Riding the Tiger: Using the Power of Emotion and Behavior in Mediation
- Kathie Nichols, Building Bridges, Lawrence, KS
- Patrick Nichols, Associates in Dispute Resolution, Lawrence, KS
- Larry R. Rute, Associates in Dispute Resolution, Topeka, KS

**A3** Peer Mediation in Schools in Cooperation With Community Organizations
- Marsha Blakeway, National Peace Foundation, Washington, D.C.
- Kathryn Liss, American Friends Service Committee, Washington, D.C.

**A4** Sticks and Bricks and Bears, Oh My! What Does All of This Mean for the Mediator and the Advocates?
- Thomas Schwartz, Simpson, Gumpertz & Hege, Inc., Waltham, MA
- Tony Warner, Warner Construction Consultants, Inc., Rockville, MD

**A5** In-House Counsel Perspective on the Negotiation, Mediation, and Settlement of Mass and Class Action Litigation
- Robert Ernst, Verizon Wireless, New York, NY
- George J. Lykos, Bayer Corporation, Pittsburgh, PA
- Michael Bolton, Baxter International, Deerfield, IL
- Anna Richo, Amgen, Inc., Newbury Park, CA
- Wayne Thorpe, JAMS, Atlanta GA
- Arvin Maskin, Weil, Gotshal & Manges, New York, NY

**A6** Global Trends: An Examination of Developments in Mediation Around the World
- Nadja Alexander, Australian Centre for Peace and Conflict Studies, Queensland, Australia
- Navin Salim Merchant, IFC World Bank Group, Karachi, Pakistan
- Kimberlee K. Kovach, South Texas College of Law, Houston, TX
- Giuseppe de Palo, ADR Center, Rome, Italy

**A7** An Important Truth: How Unions and Management Resolve Non-Contract Disputes
- Don Kopp, Montgomery County Public Schools, Rockville, MD
- Edye Miller, Montgomery County Association of Administrators, Rockville, MD
- Cathy A. Costantino, Montgomery County Public Schools Labor-Management ADR Partnership Team, Burkittsville, MD
- Timothy Stranges, Conflict Resolution Center of Montgomery County, Wheaton, MD
- Debra Tipton, Montgomery County Public Schools Employee Assistance Program, Rockville, MD
- David Rudiche, Service Employees International Union, Gaithersburg, MD
- Naomi Baden, Montgomery County Education Association, Rockville, MD

**A8** Next Frontiers: Deeper Wisdom in Negotiation
- Erica Ariel Fox, Harvard Negotiation Insight Initiative, Harvard Law School, Cambridge, MA

**A9** Collaborating to Collaborate: The Dynamics Inside an Agency; The View from the 10th Floor at the U.S. Department of Transportation
- Judy Kaleta, U.S. Department of Transportation, Washington, D.C.
- Paul M. Geier, U.S. Department of Transportation, Washington, D.C.

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Thursday April 26, 2007 | 3:15 pm - 4:45 pm

**SERIES B CONCURRENT SESSIONS**

**B1** Ethical Codes and Frameworks for Mediation: Does Form Follow Function?
- Timothy Hedeon, Kennesaw State University, Kennesaw, GA
- Bobbi McAdoo, Hamline University School of Law, St. Paul, MN
- Ellen Waldman, Thomas Jefferson School of Law, San Diego, CA
- Paula Young, Appalachian School of Law, Grundy, VA
- Charles Pou, Charles Pou Dispute Resolution Services, Washington, D.C.

**B2** The New International Rules for Expedited Dispute Resolution Procedures
- Lewis S. Wiener, Sutherland, Asbill & Brennan, LLP, Washington, D.C.
- Barrett K. Hawks, Sutherland, Asbill & Brennan, LLP, Atlanta, GA
- Jennifer W. Fletcher, Sutherland, Asbill & Brennan, LLP, Atlanta, GA

**B3** On the Frontiers of Elder Adult Mediation – From Perspectives to Practice
- Alice Rudnick, New York State Office of ADR and Court Improvement, Cohoes, NY
- Robert J. Rhudy, Maryland Department of Aging, Baltimore, MD
- Kathryn Mariani, Montgomery County Mediation, Norristown, PA

**B4** How Construction Comprehensive Dispute Review Boards and Construction Settlement Panels Can Save You Time, Money and Headaches
- Judith Ittig, Ittig & Ittig P.C., Washington, D.C.
- Harry L. Arkin, Arkin & Associates P.C., Denver, CO
- Peter G. Merrill, Construction Dispute Resolution Services LLC, Santa Fe, NM

**B5** Health Care 2006: The Dispute Resolution Tool-Kit for Mediators and Arbitrators
- Curtis Brown, National Arbitration Forum, Minneapolis, MN
- Alexander Wright, Jr., Miles & Stockbridge P.C., Towson, MD
**B6** Giving Money Away Is Harder Than You Think: Going from Innocence to Experience in Colorado, Maryland and New York  
Sharon Daly, Office of Dispute Resolution, Colorado Judicial Department, Denver, CO  
Cynthia Savage, Office of Dispute Resolution, Colorado Judicial Department, Denver, CO  
Mark Collins, New York State Office of ADR and Court Improvement, Cohoes, NY  
Lou Giesz, Maryland Mediation and Conflict Resolution Office, Annapolis, MD

**B7** Maintaining Vitality in Our Work: An Interactive Workshop for Experienced Practitioners  
Howard Herman, US District Court, San Francisco, CA  
Claudia Bernard, United States Court of Appeals, Ninth Circuit, San Francisco, CA

**B8** An ADR Family Law Primer: How to Effectively Communicate With Your Clients  
Frederick J. Glassman, Mayer & Glassman Law Corporation, Los Angeles, CA   
Michelle Katz, Mediation and Family Law Specialist Offices of Michelle Katz, Los Angeles, CA  
Judith C. Nesburn, Law and Mediation Offices of Judith C. Nesburn, Los Angeles, CA  
Paula H. Nee, Bowman, Mox, Elder & Nee, LLP, Cambridge, MA

**B9** Designing Successful Collaborative Public Policy Processes: Building on Experiences in Maryland and Virginia  
Mark E. Rubkin, Virginia Governor’s Office, Richmond, VA  
Barbara L. Hultbur, The McCammon Group, Richmond, VA  
Bernard Penner, Office of the Attorney General, Maryland Department of the Environment, Baltimore, MD  
Ramona Buck, Maryland Mediation and Conflict Resolution Office, Annapolis, MD

**B10** Expanded ADR Processes: Exploring the Continuum of Alternate Forms of Conflict Prevention, Conflict Management Dispute Resolution Processes  
Thomas Barton, California Western School of Law, San Diego, CA  
Linda Morton, California Western School of Law, San Diego, CA  
Shari Swish, Workforce Solutions Plus, Simi Valley, CA  
Rita Callahan, Working It Out, Atlanta, GA

**B11** Mediation: Cultivating Civil and Judicial Reform Internationally  
Elizabeth A. Jenkins, U.S. District Court, Middle District of Florida, Tampa, FL

**B12** Advancing ADR in Energy Markets - A Proven Role for Dispute Resolution  
Jeffrey Stockham, New York State Public Service Commission, Albany, NY  
Robert Fleishman, Covington & Burling, LLP, Washington, D.C.

**B13** You Want WHAT? Changing Expectations in the Commercial Market for Mediators  
Rachel Wohl; R. Wayne Thorpe; John Lande; (taskforce co-chairs)  
John Buchanan; Phillip Armstrong; Debbie Masucci; Kathy Bryan and Everette Doffermeyer (members)

**B14** Post Disaster ADR: The Katrina Experience  
Bobby Marzine Harges, Loyola University School of Law, New Orleans, LA  
Edward Sherman, Tulane University Law School, New Orleans, LA  
Sean B. McSweeney, Liberty Mutual Group, Boston, MA  
Christopher E. Barnes, North American Field Operations Zurich, Marlton, NJ

**B15** Recent Developments in the Adjudication of Claims in Mass Settlements  
Jeff Richardson, Mitchell, Silberberg & Knupp, LLP, Los Angeles, CA  
Lester Levy, JAMS, San Francisco, CA  
Nicole Heman, Poorman Douglas Corp., Beaverton, OR  
Michael K. Lewis, JAMS, Washington, D.C.
Friday April 27, 2007 | 2:00 pm – 3:30 pm

SERIES D CONCURRENT SESSIONS

D1 Communication and Miscommunication in the Middle East
Gabrielle Blum, Harvard Law School, Cambridge, MA
William Zartman, Johns Hopkins University, Baltimore, MD
David Matz, University of Massachusetts, Boston, MA

D2 Advanced Arbitration Insight: 20/20 – Using DVD Vignettes to Develop Arbitration Expertise
Carl F. Ingvalson, Jr., Phillips, Haskett & Ingvalson, P.C., San Diego, CA
J. L. Bader, Golden Gate University Law School, San Francisco, CA
Dennis Sharp, Sharp Resolutions, Kensington, MD

D3 Restorative Justice and Dispute Resolution: Where Philosophy and Practice Converge
Alex Calabrese, Red Hook Community Justice Center, Red Hook, NY
Janine P. Geske, Marquette University Law School, Milwaukee, WI

D4 Halliburton, Sony, It Doesn't Matter! Even International Disputes Can Be Settled Utilizing Mediation
John P. Madden, Canfield, Madden & Ruggiero, LLP, New York, NY
Larry Harris, Greenberg Traurig, LLP, Washington, D.C.
Andrew D. Ness, Thelen Reid & Priest, LLP, Washington, D.C.

D5 Advanced Strategy and Tactics for Intellectual Property Disputes
Jeff Jury, Burns Anderson Jury & Brenner, LLP, Austin, TX
Pete Michaelson, Michaelson & Associates, Redbank, NJ
Steven Brower, Stephan, Oringher, Richman, Theodora & Miller, P.C, Costa Mesa, CA

D6 ADR in the New Workplace: Raising the Bar on Employment Dispute Resolution
Harry S. Jonas, III, Cornell, Inc, Cornings, NY
Katherine V.W. Stone, UCLA School of Law, Los Angeles, CA
Richard C. Reuben, University of Missouri - Columbia School of Law, Columbia, MO
Judy J. Cohen, Federal Aviation Administration, New York, NY

Friday April 27, 2007 | 3:45 pm – 5:15 pm

SERIES E CONCURRENT SESSIONS

E1 Lie Detection Plus: The Science of Detecting Emotional Truth and Lies
Michael Wheeler, Harvard University Business School, Boston, MA
Clark Freshman, University of Miami School of Law, Miami, FL

E2 Resolving the Inevitable Purchase Price Dispute
Richa Gautam, Nixon Peabody, LLP, New York, NY
John Fellas, Hughes Hubbard & Reed LLP, New York, NY
Vidya Rajarao, PricewaterhouseCoopers, New York, NY

E3 Words Work: Powerful Communication Skills for Middle School Aged Children – Section of Dispute Resolution Project Initiative
Rohyn C. Mitchell, Compliance Builders, Roswell, GA
Gail A. Nugent, Mediation Offices of Gail Nugent, Cardiff, CA
Tricia Jones, College of Education, Temple University, Philadelphia, PA

E4 What? Teach the Other Side How to Negotiate Better?
Irina Tyler-Wood, ThoughtBridge, Cambridge, MA
Linda R. Singer, JAMS, Washington, D.C.
James K.L. Lawrence, Frost Brown Todd LLC, Cincinnati, OH

E5 Why Businesses Are Calling for Greater Diversity In ADR
Thomas Sager, E.I. du Pont de Nemours and Company, Wilmington, DE
Carla Herron, Royal Dutch Shell, Houston, TX
Charles R. Morgan, On Site E-Discovery, Atlanta, GA
E6 Judicial insistence upon Mediation: Too Much of a Good Thing?
James J. Allfin, South Texas College of Law, Houston, TX
Bruce Meyerson, Bruce Meyerson PLLC, Phoenix, AZ
Ellen M. Miller, ABA Section of Dispute Resolution, Washington, D.C.

E7 Avoiding Litigation: Collaborative Law for the Future
Sherrie Abney, Texas Collaborative Law Council, Dallas, TX
Dana Tait Sandlin, Advanced Dispute Resolution Services, LLC, Summerville, SC
J. Weiscoat Sandlin, Advanced Dispute Resolution Services, LLC, Summerville, SC

E8 Comparing Law School ADR Certificate and Degree Programs to the Broader Graduate and Undergraduate Field of Conflict Resolution
Brian Polkingham, Center for Conflict Resolution, Salisbury University, Salisbury, MD
Raleigh La Chance, Center for Conflict Resolution, Salisbury University, Salisbury, MD
Robert La Chance, Center for Conflict Resolution, Salisbury University, Salisbury, MD

E9 Whither Public Policy Mediation
Larry Suskind, MIT Department of Urban Studies, Boston, MA
Phillip J. Harter, University of Missouri - Columbia School of Law, Columbia, MO
Suzanne G. Orenstein, Mediation Offices of Suzanne G. Orenstein, Beverly, MA
John Bickerman, Bickerman Dispute Resolution Group, PLLC, Washington, D.C.

E10 Dr YES or Dr NO? Who Cares? A Workshop Comparing US and UK Healthcare Mediation Practice
Tony Allen, Centre for Effective Dispute Resolution, London, UK
Roger Wolf, University of Maryland Law School, Baltimore, MD
Heather Allen, Centre for Effective Dispute Resolution, Brighton, UK

E11 A Bold Approach to Ethics in Negotiation
John McCammon, The McCammon Group, Richmond, VA
Robert Grey, Hunton & Williams, LLP, Richmond, VA
Lawrence H. Hoover, Hoover Penrod PLC and The McCammon Group, Bridgewater, VA

E12 An Arbitrator’s Guide to Avoiding Vacatur
Mary A. Bedikian, Michigan State University College of Law, East Lansing, MI
John R. Phillips, Blackwell Sanders Peper Martin, LLP, Kansas City, MO
Stephen G. Yusem, High, Swartz, Roberts & Seidel, LLP, Norristown, PA
Lawrence Mills, Mills Meyers Swartling, Seattle, WA

E13 Parenting Coordination: The Best Alternative for the Last Resort
Linda Fieldstone, Family Court Services, Miami, FL
Ann Warshauer, Northern Virginia Mediation Services, Fairfax, VA
Patricia A. Edmister, Psychologist, Gaithersburg, MD
Hugh Starnes, Family Court Services, Miami, FL

E14 The New and Newer in Negotiation
Amy Cohen, Ohio State University School of Law, Columbus, OH
Christopher Heneayman, Convenor Conflict Management, Madison, WI
Charles Haus, Search for Common Ground and George Mason University, Washington, D.C.
Howard Gadlin, National Institutes of Health, Bethesda, MD
Kevin Amuch, Institute for Conflict Analysis and Resolution, George Mason University, Fairfax, VA
Jayne Seminaire Docherty, Eastern Mennonite University, Harrisonburg, VA

E15 Houdini and the Illusionist: What are the Construction Carriers Thinking About When They Attempt to Resolve Disputes?
Vanessa R. Yacola, Zurich Insurance Company, Baltimore, MD
Kevin T. Coughlin, Coughlin Duffy, LLP, Morristown, NJ

F1 Framing and Reframing: Essential Skills for the Mediator
Zena Zemeta, Mediation Training & Consultation Institute, Ann Arbor, MI
Peter M. Blaniack, Wolters Kluwer Financial Services, Waltham, MA

F2 The Demystification of the Insurance Industry: Interactive Chat with Insurance Company Representatives to Unlock the Mystery Behind Their Perceived Hardball Mediation Tactics
Ken Bloom, Gartner, Bloom & Greiger, P.C., New York, NY
Yolanda M. Jackson, Jackson Alternative Dispute Resolution Group, American Canyon, CA
Elizabeth Moreno, EAMPC Resolution Services, Los Angeles, CA
Charles Stauber, Stauber Associates, Blue Bell, PA

F3 Peer Mediation and AmeriCorps
Dana Lefton, Community Action Partnership Dispute Resolution, Riverside, CA
Jeanne Galinde, National Association for Community Mediation, Washington, D.C.

F4 Unreasonable Clients: When Lawyers Ask for Help – and When They Don’t – What Can a Mediator Do?
Dwight Gelman, Suffolk University Law School, Suffolk, MA
Marjorie Aaron, University of Cincinnati College of Law, Cincinnati, OH

F5 Early Mediation to Protect the Company and Its Reputation
Keith Maurer, National Arbitration Forum, St. Louis Park, MN
Carroll Dubuc, Carroll Dubuc & Associates PC, Falls Church, VA

F6 Mentoring New Mediators: What Are the Key Elements of a Good Program?
John Settle, SETTLEment Associates, LLC, Arlington, VA
Geetha Ravindra, Division of Dispute Resolution Services, Supreme Court of Virginia, Richmond, VA
Toby Treem Guerin, Center for Dispute Resolution, University of Maryland School of Law, Baltimore, MD

F7 Developmental Negotiation - Effective Preparation and Execution Techniques for the Mediator
Alexander S. Polsky, JAMS, Orange, CA
Debbie Masucci, AIG Claims Litigation, New York, NY

F8 A Key to Skillful Mediation: Coaching Attorneys to Plan Their Negotiations
J. Anderson Little, Mediation, Inc, Chapel Hill, NC
Daniel Bowling, District Court, Northern California ADR Program, San Francisco, CA

F9 Corporate Uses of Stakeholder Involvement Processes
Daniel P. Dozier, Press & Potter, LLC, Bethesda, MD
Michael Hill, Hill & Kehne, LLC, Washington, D.C.
David Zoll, David F. Zoll & Associates, Baltimore, MD

F10 The Arbitrator Disclosure Conundrum: Establishing Practical Guidelines for Meeting Disclosure Requirements under the RUAA and Similar Standards
Kurt Dettman, The Disclosure Subcommittee of the Arbitration Committee, Hingham, MA
Catherine Shanks, American Arbitration Association, Providence, RI
James Stone, JAMS, Denver, CO
Michael J. Timpane, Timpane Mediation Services, San Francisco, CA
O. Russel Murray, ADRC.com, Denver, CO

F11 Resolving Health Care Fraud Claims – Does the Mediator Matter?
Howard Young, Sonnenschein, Rosenthal & Nash, LLP, Washington, D.C.
Jerry Roscoe, JAMS, Washington, D.C.
Dodge Wells, U.S. Department of Justice, Washington, D.C.
Susan O. Cassidy, Sanofi-aventis, Naples, FL

For additional details and updated information go to: www.abanet.org/dispute
Saturday April 28, 2007 | 11:30 am – 12:45 pm

SERIES G CONCURRENT SESSIONS

G1 Plea Bargaining: Is This Really Bargaining in the Shadow of the Law?
Margareth Etienne, University of Illinois College of Law, Champaign, IL
Rebecca Hollander-Blumoff, Washington University School of Law, St. Louis, MO
Andrea Schneider, Marquette University Law School, Milwaukee, WI
Kenneth Andrichik, NASD Dispute Resolution, New York, NY

G2 The Role of ADR in Global Capital Markets
Nancy M. Thevenin, ICC International Court of Arbitration, New York, NY
June McLaughlin-Cheng, Law and Mediation Offices of June McLaughlin-Cheng, London, UK
Kenneth Andrichik, NASD Dispute Resolution, New York, NY

G3 Caught on Tape: Using Video Feedback and Other Tools to Ensure Mediator Quality
Brad Heckman, Safe Horizon Mediation Program, New York, NY
Lisa Grace Cohen, Safe Horizon Mediation Program, New York, NY

G4 An Empirically Based Set of ‘Best Practices for Partnering’ as an Early Warning and Conflict Prevention Tool
Frank Carr, Carr, Swanson & Randolph, LLC, Ellicott City, MD
Bridgid Seering, University of Maryland School of Law, Baltimore, MD

*These sessions are part of the Legal Educators’ Colloquium and are open to conference attendees. The Colloquium is co-sponsored with the Association of American Law Schools Section on Alternative Dispute Resolution.

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The Straus Institute for Dispute Resolution at Pepperdine University School of Law
Thompson & Knight LLP
Wayne Thorpe, Mediator Arbitrator (JAMS, Atlanta)
### ADR in Bloom | 9th Annual ABA Section of Dispute Resolution Spring Conference

#### Main Conference Registration Fees

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<tr>
<th></th>
<th>Early Bird (Before 3/14/07)</th>
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<th>On Site Registration (After 4/3/07)</th>
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<td>ABA-DR Section Member Registration ABA ID #:</td>
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<td>Registration &amp; DR Section Membership for existing ABA Members Includes $45 to join the DR Section – for current ABA members only.</td>
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<td>Full-Time Law or Graduate Student</td>
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*Attach a copy of current photo Student ID; also required at time of registration.*

#### Ticketed Events And Special Session Registration Fees

**Capitol Steps**
- Reception and Performance: Friday, April 27, 2007
  - Reception: $60 per person #___
  - Capitol Steps: $35 per person #___

**Pre Conference Skills Sessions** (See page 4.) Seating is limited. Includes lunch.
- If NOT registered for the Main Conference. Includes lunch.
  - $185
- If registered for the Main Conference. Includes lunch.
  - $125
- If full-time law or graduate student. Includes lunch.
  - $40

**Institute for Mass and Class Action Dispute Resolution** (See page 5.) Includes lunch.
- If attending Main Conference
  - $55
- If NOT attending Main Conference
  - $350

**Thursday Ticketed Luncheon: Mediation, Negotiation and Settlement of Mass & Class Action Litigation**
- If NOT registered for Pre Conference or Institute on Mass and Class Action
  - $45/per person

**Legal Educators’ Colloquium** (See page 10.) Included in Regular Registration Fee.
- If NOT registered for the Main Conference
  - $85
- Students NOT registered for the Main Conference
  - $25

**Legal Educators’ Colloquium Luncheon** Separate ticketed event.
- $55/per person

**National Conference on Court ADR** (See page 3.)
- $55

**Forum on Expanding Opportunities for Minorities & Women** (See pages 3.)
- $55

**CD-Rom of Session Papers** (For non attendees; provided to attendees.)
- $75

#### Payment Information

- By Check (enclosed). Check #____________________ Payable to “ABA - DR Section”
- By Credit Card:  VISA ☐  MasterCard ☐  American Express ☐
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**CANCELLATION POLICY:** Cancellations must be made in writing and received by 03/14/2007. Total refund less a $50 processing fee. No refund will be granted after the date except in the case of medical emergency or extenuating circumstance approved by the Section. Written documentation must be provided.

**SPECIAL NEEDS:** Please check here and attach a statement describing your needs. We will confirm arrangements.

*Community Mediators: Category limited to mediators who solely mediate through community programs.*

**CC Verification Code: REQUIRED— Visa & MC last 3 digits on the back of the card in the signature line; AMEX last 4 digits on front right above card number.

***If your are not a member if the ABA and would like to receive the member rate, please call (800)285-2221 to join the ABA.*
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### Conference Session Choices

Please take a moment to list what sessions you plan to attend at the conference, you will not be bound by these choices; it is for planning purposes only.

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**Location**

The Omni Shoreham Hotel
2500 Calvert Street, N.W., Washington, D.C. 20008

**Reservations**

1-800-THE-OMNI or (202) 234-0700

The Omni Shoreham Hotel has reserved a block of rooms at the discounted rate of $219 (single/double) per night plus tax (currently 14.5%) until April 3, 2007. Refer to the ABA Section of Dispute Resolution Ninth Annual Conference.