



ALFA International
THE GLOBAL LEGAL NETWORK



The World Turns & Business Litigation Marches Forward

ALFA INTERNATIONAL 2022 BUSINESS LITIGATION PRACTICE GROUP SEMINAR

September 8-10, 2022 | The Broadmoor | Colorado Springs, Colorado

www.ALFAInternational.com

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BUSINESS LITIGATION PRACTICE GROUP LEADERSHIP



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John Osgathorpe
Program Chair
 TAYLOR DAY, P.A.
 Jacksonville, Florida



Aaron Grant
Course Book Editor
 LEWIS WAGNER, LLP
 Indianapolis, Indiana

Across cultures and centuries, coming together to battle against a common external menace is a fundamental theme of human history. Yet equally fundamental is sorting out differences and disputes once that threat has been diminished. Grievances put aside in the moment of threat must still be resolved.

As businesses and more broadly as society, it appears that such a post-crisis inflection point for resolution of accumulated grievances may be upon us. Litigation is often the venue for such resolution, particularly when the ideals of how we should govern our affairs fail to squarely meet the actual practices of governing our day-to-day actions. In this year's Business Litigation Seminar, the presentations and round-table discussions will examine common business litigation problems arising in the aftermath of the most recent common external menace.

Setting the stage for discussions will be the challenges private equity firm "Fort-Stone" faces as a result of its improvidently timed acquisition of the "TK World" suite of businesses and assets (physical and intellectual), its expansion strategies and its agreement to sell certain business lines. Fort-Stone's circumstances are akin to those with which most businesses will grapple during what promises to be a dynamic post-crisis "peace". More importantly, the Seminar will strive to provide tools and insights to help you move forward into the peace.



Kandice Kerwin Hull
Chair, ALFA International Business Litigation Practice Group
 MCNEES WALLACE & NURICK LLC
 Harrisburg, Pennsylvania



John Osgathorpe
Program Chair, ALFA International 2022 Business Litigation Practice Group
 TAYLOR DAY, P.A.
 Jacksonville, Florida



WHAT IS ALFA INTERNATIONAL?

ALFA International is the premier network of independent law firms. Founded in 1980, ALFA International was the first and continues to be one of the largest and strongest legal networks. We have 140 member firms throughout the world. Our 80 U.S. firms represent 95 of the 100 largest metropolitan areas. Our 60 international firms are located throughout Europe, Asia, Australia/New Zealand, Africa, Canada, Mexico and South America.

ALFA International's mission is to provide high quality, cost efficient legal services wherever our clients need them. The ALFA International model enables our members to use their local expertise to deliver highly effective legal solutions, often drawing upon the collective wisdom and experience of other member firms. ALFA International clients benefit from a geographically comprehensive network of exceptional law firms and accomplished trial and business counsel. Our member firms meet high standards to be part of the ALFA International network and are well respected by their peers in the legal and business community.

ABOUT THE BROADMOOR

Nestled in the shadow of the Cheyenne Mountains, Colorado Springs gives visitors access to countless outdoor adventures. From Pikes Peak to Garden of the Gods, the landscape and mild, sunny climate have made Colorado Springs a 'must visit' destination. Now, the area boasts not only a beautiful views but countless additional attractions including museums, art galleries, boutique shopping opportunities and the increasingly popular craft breweries and distilleries.

The Broadmoor is one such attraction. This historic property was built over 100 years ago and has undergone many changes since then. The first structure was built in the late 1890s as a casino but after burning down, was replaced with a less grand structure. In 1916 Spencer Penrose purchased the tract of land and built what is now known as the Broadmoor Main. Since it's opening in 1918, the Broadmoor has been host to countless politicians, celebrities and guests, all of whom enjoy the breathtaking views, delicious meals and award-winning golf.

The Colorado Springs (COS) airport is the closest to the Broadmoor (11 miles/20 minutes) and a cab/uber are the suggested forms of ground transportation. The Denver airport is also an option (90 miles/90 minutes) and a rental car is suggested from this airport.

Thursday, September 8

1:00 p.m. – 4:00 p.m.

BLPG Attorney Meeting & Lunch

Rocky Mountain CD

2:00 p.m. – 6:30 p.m.

Hospitality & Early Registration

Rocky Mountain Foyer

2:00 p.m. – 4:30 p.m.

Faculty Rehearsal

Rocky Mountain AB

4:30 p.m. – 5:30 p.m.

Client Roundtable

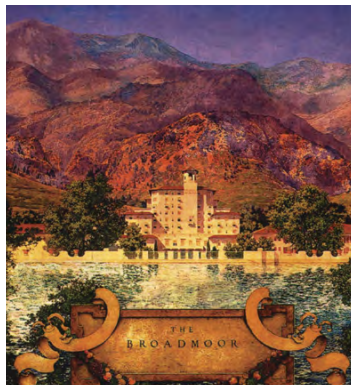
Location TBD

5:00 p.m. – 5:30 p.m.

All ALFA International Attorney Meeting

Location TBD

All attending ALFA International attorneys are encouraged to attend.



5:30 p.m. – 6:30 p.m.

Women's Initiative Event

West Terrace

Join your fellow women attendees for a glass of wine and tour the Broadmoor, exploring the hotel's unique history and one of the finest collections of Western Art in the world. This tour is the perfect start to your time at The Broadmoor!

The tour will depart from the West Terrace at 5:45p.m.



Amanda Loughmiller
Women's Initiative Liaison

QUILLING, SELANDER, LOWND, WINSLETT & MOSER, P.C.
Dallas, Texas

6:30 p.m. – 10:00 p.m.

A Colorado Kickoff!

WELCOME RECEPTION, BUFFET DINNER & REGISTRATION

Mountain View Terrace

After many months connecting virtually, enjoy an evening reconnecting with old colleagues and friends face-to-face in the shadow of Cheyenne Mountain. Begin the evening with conversation on the aptly named Mountain View Terrace followed by a buffet dinner.



Friday, September 9

7:30 a.m. – 8:30 a.m.

BREAKFAST BUFFET

Mountain View Terrace

8:30 a.m. – 12:30 p.m.

PROGRAM SESSIONS

Rocky Mountain AB

8:30 a.m. – 8:45 a.m.

Introductory Remarks



Kevin Owens
Chair, ALFA International
Board of Directors
JOHNSON & BELL, LTD.
Chicago, Illinois



Jessica Zaroski Bauer
Chief Executive Officer
ALFA INTERNATIONAL
Chicago, Illinois



Kandice Kerwin Hull
Chair, ALFA International Business
Litigation Practice Group
MCNEES WALLACE & NURICK LLC
Harrisburg, Pennsylvania



John Osgathorpe
Program Chair, ALFA International
2022 Business Litigation Practice Group
TAYLOR DAY, P.A.
Jacksonville, Florida

8:45 a.m. – 8:55 a.m.

Presentation of Hypothetical



John Osgathorpe
Program Chair
TAYLOR DAY, P.A.
Jacksonville, Florida



Joseph Fortner
Chair Emeritus
HALLORAN & SAGE LLP
Hartford, Connecticut

8:55 a.m. – 9:45 a.m.

SEGMENT one

Force Majeure or Force Manure: What Clauses Will Serve in the Current Climate?

Until March of 2020, for many companies and lawyers, force majeure clauses were one of those rarely considered boilerplate provisions that were inserted into many contracts without much further thought. The past 17 months have brought new understanding of the importance of those terms, and of the many elements that make up a well-crafted force majeure provision. Courts have also been required to examine existing clauses in the context of the pandemic, and in doing so, have offered fresh guidance on their interpretation. Our panel will mine this vein of new experience, discuss how existing clauses are being addressed in the current environment, and then offer recommendations on reviewing, drafting and negotiating clauses designed to address the "next" event.



Joseph G. Fortner, Jr.
Moderator
HALLORAN SAGE LLP
Hartford, Connecticut



Stacey Constas
Associate General Counsel
XL FLEET
Brighton, Massachusetts



Fletcher Thomson
Senior Associate General Counsel
TEXTRON INC.
Providence, Rhode Island



Mona Costelloe
BYRNEWALLACE LLP
Dublin, Ireland

9:45 a.m. – 10:00 a.m.

SEGMENT ONE ROUNDTABLE DISCUSSIONS

Lead by table captains.

■ ROUNDTABLE DISCUSSIONS LEAD BY TABLE CAPTAINS

Round table discussions will occur throughout the program and will be led by the table captains listed below. Selected tables will report back to the larger group after each discussion period.

TABLE CAPTAINS



Matt Boettcher
PLUNKETT COONEY
Bloomfield Hills, Michigan



Aaron Grant
LEWIS WAGNER, LLP
Indianapolis, Indiana



Michael Finney
GENTRY LOCKE
Roanoke, Virginia



William Ireland
HAIGHT BROWN &
BONESTEEL LLP
Los Angeles, California



Jacob Lehman
GERMAN, GALLAGHER
& MURTAGH, P.C.
Philadelphia, Pennsylvania



Annette Mijanovic
HAIGHT BROWN &
BONESTEEL LLP
Los Angeles, California



Jeffrey Newman
SILLS CUMMIS & GROSS P.C.
Newark, New Jersey



Christopher A. Page
YOUNG MOORE AND
HENDERSON P.A.
Raleigh, North Carolina



Kandice Kerwin Hull
MCNEES WALLACE
& NURICK LLC
Harrisburg, Pennsylvania

10:00 a.m. – 10:15 a.m.

BREAK

10:15 a.m. – 11:05 a.m.

SEGMENT two

A Drunkard's Dream if I Ever Did See One— IP and Unfair Competition Issues on Cripple Creek

This presentation will address various aspects of competitor disputes, best practices for dealing with aggressive competition and those who attempt to trade on your goodwill. Issues of false comparative advertising, gray market and counterfeit goods, and trademark and trade dress infringement will be considered from the perspective of both the would-be plaintiff and would-be defendant.



Scott Stimpson
Moderator
SILLS CUMMIS & GROSS P.C.
New York, New York



Jim Niehaus
FRANTZ WARD
Cleveland, Ohio



Kevin Reid
General Counsel
STURM, RUGER & COMPANY, INC.
Southport, Connecticut



Doug Halijan
BURCH, PORTER, & JOHNSON, PLLC
Memphis, Tennessee

11:05 a.m. – 11:20 p.m.

■ SEGMENT TWO ROUNDTABLE DISCUSSIONS

Lead by table captains.

11:20 a.m. – 12:35 p.m.

BREAK

11:35 a.m. – 12:25 p.m.

SEGMENT three

Hot Legal Issues in Dynamic Times

It has been said that the urgent is seldom important and the important is seldom urgent. Yet for General Counsel the urgent, the important, and sometimes the important which is also urgent are frequently all in a day's work. The panelists will discuss the urgent, important and urgently important issues for both "Fort-Stone" and other business as the world moves from one dynamic time to the next.



John Osgathorpe
Moderator
TAYLOR DAY, P.A.
Jacksonville, Florida



Tammy Finley
Executive Vice President / General Counsel & Corporate Secretary
ADVANCE AUTO PARTS, INC.
Roanoke, Virginia



Cody Cooper
PHILLIPS MURRAH P.C.
Oklahoma City, Oklahoma

12:25 p.m. – 12:40 p.m.

■ SEGMENT THREE ROUNDTABLE DISCUSSIONS

Lead by table captains.

12:40 p.m. – 12:45 p.m.

Summing Up Day One

12:45 p.m. – 1:45 p.m.

LUNCH

Mountain View Terrace

2:00 p.m. – 5:30 p.m.

OPTIONAL ACTIVITIES

Please refer to the optional activities brochure for more detailed information on this afternoon's activities. Advanced registration is required.

Friday, September 9



7:00 p.m. – 10:00 p.m.

Wolves, Falcons, & Friends Oh My!

COCKTAIL RECEPTION & BUFFET DINNER

Cheyenne Lodge

The fun continues at this evening's interactive reception and dinner. Shuttles will transport you from the Broadmoor West porte a couchere and deliver you to the beautiful Cheyenne Lodge, located a short 5 minutes from the Broadmoor main campus. Gather round the fire at this evening's quintessential Colorado experience. You'll have a chance to get to know a wolf and various birds of prey during the reception followed by a buffet dinner.

Saturday, September 10

7:30 a.m. – 8:30 a.m.

BREAKFAST BUFFET

Mountain View Terrace

8:30 a.m. – 12:00 p.m.

PROGRAM SESSIONS

Rocky Mountain

8:30 a.m. – 8:45 a.m.

ALFA International Headquarters Update



Jessica Zaroski Bauer
Chief Executive Officer
ALFA INTERNATIONAL
Chicago, Illinois

8:45 a.m. – 9:35 a.m.

SEGMENT four

Business Torts: Bringing or Defending Claims of Deception, Fraud, and Interference

Business tort theories often accompany contract disputes. Was GooseHill really "snookered" into assigning its purchase contract for TK Apparel? What defenses or counterclaims does Western Canyon have and how can it protect its interest in the assignment? In this panel, we will discuss trends in business tort litigation, strategies for bringing or defending against business torts, and the evolution of statutory remedies against deceptive practices.



Carlos Vera
Moderator
JOHNSON & BELL, LTD.
Chicago, Illinois



Nathan Platt
Associate General Counsel
LIBERTY TIRE RECYCLING, LLC
Evans City, Pennsylvania



Mark Werle
RYAN SMITH & CARBINE, LTD.
Rutland, Vermont

9:35 a.m. – 9:50 a.m.

SEGMENT FOUR ROUNDTABLE DISCUSSIONS

Lead by table captains.

9:50 a.m. – 10:05 a.m.

BREAK

10:05 a.m. – 10:55 a.m.

SEGMENT five

So, They Threatened Bankruptcy: Bankruptcy Balderdash & Adversary Proceedings

What happens when a company threatens to file bankruptcy? As always, "it depends." Are you a secured creditor, a vendor, an IP licensor, a landlord? Do you have a contract? Are you already in litigation? Have you been receiving payments regularly or sporadically? All of these issues arise in bankruptcy cases, or even if someone threatens bankruptcy. We'll discuss issues that are pertinent to all these types of parties when a bankruptcy case is filed or threatened. We'll also answer the question, "What the heck is an Adversary Proceeding?"



Carl (Chuck) N. Kunz, III
Moderator
MORRIS JAMES LLP
Wilmington, Delaware



Ben Gross
Chief People Officer & General Counsel
BACKCOUNTRY.COM
Park City, Utah



Eric Cotton
General Counsel
REDWOOD LIVING
Independence, Ohio



Denise Dell-Powell
DEAN MEAD
Orlando, Florida

10:55 a.m. – 11:10 a.m.

SEGMENT FIVE ROUNDTABLE DISCUSSIONS

Lead by table captains.

11:10 a.m. – 11:25 a.m.

BREAK

11:25 a.m. – 12:15 p.m.

**SEGMENT
six**

What Hath COVID and Ongoing World Trauma Wrought on Jurors' Perspectives of Corporate America? Are We Better or Worse in Their Eyes?

This will be a panel discussion that looks at how jurors seem to be reacting to corporate defendants in litigation now that COVID-19 is receding. The panel will also address whether it appears that the stress of recent world events, such as the war in Ukraine, are impacting jurors' deliberations and subsequent verdicts.



Warner S. Fox
Moderator
HAWKINS PARNELL & YOUNG, LLP
Atlanta, Georgia

12:15 p.m. – 12:30 p.m.

SEGMENT SIX ROUNDTABLE DISCUSSIONS

Lead by table captains.

12:30 p.m. – 12:45 p.m.

Summary & Closing Remarks

Faculty Bios

MATT BOETTCHER joined ALFA International's Bloomfield Hills/Detroit, Michigan firm Plunkett Cooney in 2000 as a shareholder. He is the co-chair of Plunkett Cooney's commercial litigation practice group. Matt is AV rated and Preeminent Peer Review Rated by Martindale-Hubbell, and concentrates his practice in the areas of commercial and banking litigation. Matt's commercial practice has a broad reach, including corporate and partnership disputes, all manner of business torts and contract claims, class litigation, anti-trust, securities claims, claims arising under Articles 2, 3, 4 and 9 of the UCC, as well as a diverse variety of real estate and environmental disputes. Matt has successfully tried cases in the state and federal courts in Michigan and Ohio. He also has successfully argued in the Michigan Court of Appeals and in the Sixth Circuit Court of Appeals. Matt is licensed in Michigan, Ohio and Illinois and has litigated cases throughout the Mid-west. Matt is admitted to practice before various United States District Courts, the United States Court of Appeals of the Sixth Circuit and the United States Supreme Court.

Since February 2022, **STACEY CONSTAS** has been Associate General Counsel/Labor and Employment at XL Fleet (NYSE: XL), a provider of electric and hybrid commercial vehicle and infrastructure solutions headquartered in Boston, MA. Prior thereto, for 24 years Stacey was Associate General Counsel at Standex International Corporation, a global manufacturing company operating in 10 states and 26 countries. Stacey also served as Chief Governance Officer, and General Counsel of the Electronics Group within Standex. She

also created and led the first community/employee engagement program in Standex's 70 year history, creating volunteer and partnership opportunities for employees to support neighbors in need in their communities. Stacey specializes in labor and employment, acquisitions and divestitures, and product liability. Stacey also serves on ALFA International's client advisory board.

MONA COSTELLOE is a Partner in the Irish ALFA International Member firm of ByrneWallace, in Dublin, Ireland. Her practice area is litigation and regulatory enforcement. She advises regarding a wide range of complex litigation issues, including financial services litigation, administrative law, contentious regulatory matters, EU law challenges, property disputes and breach of contract claims. Her regulatory enforcement work includes acting as an Independent Assessor for one of Ireland's commercial banks in a large-scale Central Bank of Ireland investigation as well as currently advising Ireland's State Health Authority in a significant COVID-19 related mandates. She also regularly advises on the recognition and enforcement of foreign judgments. Her clients include some of Ireland's largest public and private sector entities including multi-national retailers, international property development companies and large public sector bodies. She advises and represents clients in mediation and arbitration and is proactive in early dispute resolution. She has acted in a number of proceedings before the Court of Justice of the European Union including a case for The Courts Service of Ireland currently before the court.

ERIC C. COTTON is general counsel for Redwood Living, Inc., a leading developer and manager of single-story apartment home neighborhoods based in Cleveland, Ohio. Prior to his role at Redwood, Cotton served as deputy general counsel & corporate compliance officer for SITE Centers Corp., a publicly traded real estate investment trust based in Cleveland. He was previously general counsel for Equivest Finance, Inc., a publicly traded real estate development and finance business based in Syracuse, New York, and has also held positions in the legal departments of the Pyramid Companies and the Edward J. DeBartolo Corporation.

DENISE D. DELL-POWELL is the Chair of Dean Mead's Bankruptcy and Creditors' Rights Practice Group, the ALFA International member firm in Orlando, Florida. She has more than 25 years of experience in bankruptcy and creditors' rights, and distressed property including CMBS foreclosures, workouts and bankruptcy matters. She has represented secured and unsecured creditors, debtors, Chapter 11 Trustees, Chapter 7 Trustees and unsecured creditors' committees. In addition to a focus on banking and financial institutions, her career also includes representation in the hospitality, restaurant, healthcare and agricultural industries. In Ms. Dell-Powell's business litigation practice, she has represented parties in federal and state court and has experience trying both jury and non-jury trials. Her litigation practice involves representing clients in a broad range of matters, including those involving real estate, mortgage foreclosure, receiverships, lender liability, commercial evictions, partnership disputes and other real estate-based litigation. Due to her legal skills and experience in bankruptcy law, she has earned the distinction of being one of only 900 Fellows nationwide to be elected to the prestigious American College of Bankruptcy. Election to the organization is by one's peers and based on demonstrating the highest level of character, integrity, professional experience, leadership and community involvement. Denise is a frequent lecturer, presenter and author on bankruptcy, restructuring and related issues. She has presented at conferences and seminars sponsored by the American Bar Association, American Bankruptcy Institute, Trigild, The Florida Bar, The Bankruptcy / UCC Section of The Florida Bar, the Florida Bankers Association, the Jacksonville Bankruptcy Bar Association, the Central Florida Bankruptcy Law Association and Lorman Education Series.

JOSEPH G. FORTNER, JR is co-chair of the Commercial Litigation Practice Group of the Hartford, Connecticut ALFA International law firm of Halloran & Sage LLP. He is the chair emeritus of ALFA International's Business Litigation Practice Group, and chaired its 2017 Seminar. Joe is an experienced business litigator and trial lawyer in a wide range of business, intellectual property and related commercial matters in state and federal courts, ranging from trade secret claims, contract disputes, business fraud and other commercial torts, technology-related matters, trade regulation, unfair trade

practices, employee termination, and product-related commercial disputes. Joe represents clients in trademark and trade dress, copyright, patent, cyber defamation, domain name, licensing and other intellectual property matters. Among the market segments in which he works are financial services, chemical processing, construction, information technology, marketing, firearms, music, and other manufacturing and services industries. Joe uses his experience to counsel clients regarding intellectual property issues and other business relationships, prosecutes trademark matters at the Patent & Trademark Office, and negotiates licenses, assignments and other intellectual property agreements. He has written and lectured on trademarks and trade dress, trade secrets, trademark dilution, antitrust issues and e-commerce, including authoring the Connecticut portions of several ALFAI compendiums regarding trade secrets. He is a graduate of Duke University and received his J.D. from Vanderbilt University School of Law. When not practicing law, he works on his blues, jazz and country guitar skills, and performs with his wife (also an attorney) in their vocal and guitar duo, "Blind Date."

WARNER S. FOX is a Senior Partner with ALFA International member firm Hawkins Parnell & Young LLP in Atlanta, Georgia. Warner has practiced with the Firm for more than 30 years. His practice focuses on catastrophic accident litigation primarily arising from matters involving transportation accidents, premises and products liability. Through the years, Warner has tried numerous cases involving many types of tort matters. He is often called upon by his clients to handle catastrophic matters in other jurisdictions. Many of those catastrophic matters have been cases involving traumatic brain injury, a topic on which he lectures frequently. Warner developed a subspecialty in defending these types of cases based upon his many years of experience in defending them.

BENJAMIN GROSS is Chief People Officer and General Counsel at Backcountry.com, LLC, a global direct-to-consumer outdoor outfitter headquartered in Park City, Utah (Utah State Bar admission pending). Ben had previously been the General Counsel and CHRO at rue21, where he lived through the entire retail lifecycle: publicly traded, private-equity LBO, Chapter 11, and creditor-ownership post-emergence. Ben is a graduate of the University of Florida College of Law and Penn State University.

DOUGLAS F. HALIJAN is a member of Burch, Porter & Johnson, PLLC, the ALFA International member firm in Memphis, Tennessee, where he has practiced since 1994. His practice focuses on complex commercial litigation and intellectual property matters, with a particular emphasis on trade secret, trademark, copyright, information technology, and franchise-related issues. He has represented plaintiffs and defendants in trade secret cases involving a wide range of confidential business information, software,

Friday, July 29

manufacturing processes, information technology, and systems design and testing. He also regularly litigates trademark and copyright infringement matters, and advises clients on licensing matters and dealer/ distributor issues. He is listed in Best Lawyers® in America in the areas of Intellectual Property, Commercial Litigation, and Bet-the-Company Litigation, and was named 2017 Best Lawyers® “Lawyer of the Year” for Bet-the-Company Litigation in Tennessee. He has moderated U.S. Department of Commerce programs on U.S. intellectual property in Ukraine and in the Republic of Georgia. He also serves as an adjunct professor of Intellectual Property Law at the University of Memphis School of Law, where he was named Adjunct Professor of the Year in 2015. He is a Phi Beta Kappa graduate of Rhodes College and the University of Pennsylvania Law School, where he served as Articles Editor of the University of Pennsylvania Law Review.

KANDICE K. HULL of ALFA International’s member firm, McNees Wallace & Nurick LLC, in Harrisburg, Pennsylvania, is a member of the Litigation Group and is a member of her firm’s ALFAI Committee. She focuses her practice on the representation of corporate clients in business litigation, handling both federal and state claims. She has represented businesses in cases involving contract disputes, eminent domain, land use matters, and property rights claims, among others. In addition to her work in the trial courts, she also handles appellate litigation matters before the Pennsylvania State and Federal appellate courts and is the co-chair of her firm’s Appellate & Post Trial Practice Group. Kandice is also a member of McNees’ Ethics Committee. Kandice is a 2000 graduate of the University of Virginia School of Law, and a summa cum laude graduate of Franklin and Marshall College. She has been honored as one of the Best Lawyers in America in the field of Appellate Law since 2010.

WILLIAM IRELAND is a partner and a member of the Business Solutions Practice Group at the Los Angeles, California ALFA International firm, Haight, Brown & Bonesteel. He is a past Chair of the ALFA International Business Litigation Practice Group. He is a commercial litigator with extensive experience in commercial, real property, employment and environmental matters. His clients include real property developers, public entities, property managers, financial services companies, importers, marketing and promotional companies, produce wholesalers, and public entities. His highest profile representation was successfully representing Beverly Hills Unified School District in the mass litigation arising from the operation of an oil well on District property next to Beverly Hills High School. When not practicing law, he volunteers for his local Presbyterian Church; Ghost Ranch Education and Retreat Center in Abiquiu, New Mexico; and as a part-time masters swim coach.

CHUCK KUNZ is a partner and Chair of the Bankruptcy and Restructuring Group of Morris James LLP, the ALFA International member firm in Wilmington, Delaware, where he practices in the area of business bankruptcy. He represents debtors, creditors’ committees, chapter 11 trustees, DIP lenders, and individual creditors such as landlords, equipment lessors, consignors, financial institutions, contractors, service providers, insurers, vendors, officers and directors. He has also represented purchasers of distressed assets, and frequently defends preference and fraudulent transfer actions. With a background as a trial attorney, he frequently litigates issues of corporate control over bankruptcy cases. Most recently, Chuck has represented insurance companies in the recent bankruptcies of USA Gymnastics and the Boy Scouts of America. Chambers USA: America’s Leading Lawyers for Business has recognized Chuck as one of the top business bankruptcy lawyers in Delaware every year since 2008. Additionally, Chuck has been listed in Best Lawyers in the area of business bankruptcies since 2013. Chuck received his B.A. in economics in 1988 from the University of New Hampshire, and his J.D., with honors, from Widener University School of Law in 1993. He is a member of the American Bankruptcy Institute, and frequently authors articles for the ABI Journal. He is also a member of the American and Delaware Bar Associations.

JACOB LEHMAN is a trial lawyer and partner with the Philadelphia, Pennsylvania ALFA International firm German, Gallagher & Murtagh P.C. He focuses his practice on complex civil litigation splitting his time between claims of professional negligence, product liability and other matters involving catastrophic injury. He also has a significant commercial litigation practice. Jake’s focus is on creativity, aggressive advocacy, and most of all client service. He is a 2006 graduate of Temple University and completed his law degree at Rutgers University School of Law in 2009. In 2017 he obtained an LLM in trial advocacy with honors from Temple University’s nationally ranked trial advocacy program. He is an active member of the Pennsylvania and Philadelphia Bar Associations and the Temple American Inn of Court. He writes and presents on legal topics in various venues and publications. Mr. Lehman has been honored by his peers including selection in 2016 as one of 35 “Lawyers on the Fast Track” by the Philadelphia Legal Intelligencer and by repeated inclusion in Law & Politics Magazine as a Super Lawyer: Rising Star, an distinction given to only 2.5% of Pennsylvania Attorneys under 40.

JEFFREY H. NEWMAN is a partner, member of the executive and management committees, and Chair of the Real Estate Department of Sills Cummis & Gross P.C., ALFA International’s New York City and Newark, New Jersey-based law firm. Mr. Newman has been practicing in the area of real estate, real estate litigation, litigation strategy and positioning, and real estate finance for over 25 years, bringing to his practice a background in corporate and business law, coupled with a Master’s Degree in Taxation. Prior to practicing law, Mr. Newman worked as a financial analyst at E.F. Hutton &

Co. Mr. Newman represents institutional clients throughout the country, and has developed a national reputation through his representation of numerous retailers, developers, landlords and lenders, as well as the result of numerous speaking engagements. Mr. Newman has published numerous articles in both the Real Estate Review and Commercial Leasing, Laws and Strategy. Mr. Newman is Chair of the ALFA International Retail - Real Estate Practice Group, serves as his firm's ALFA International relationship partner, and manages the firm's relationships throughout the network. He is frequently a speaker at ALFAI programs.

JOHN OSGATHORPE is a managing partner and shareholder with Taylor Day, the ALFA International member firm in Jacksonville, Florida. In his practice, John protects the interests of companies, management teams, and business owners in a diverse array of commercial and torts disputes in Florida. His broad experience includes representing companies in contract disputes, corporate control/fiduciary litigation, business torts, and real property disputes, as well as the defense of retailers, manufacturers, and trucking companies in significant injury claims. He is a member of the Florida Bar and Illinois Bar (inactive). John graduated from Indiana University (Economics) and Indiana University School of Law-Indianapolis. He served as an Associate Editor for the Indiana International and Comparative Law Review and studied law at East China University of Political Science in Shanghai and Temple University's School of Law-Tokyo. John is active in both ALFA's Business Litigation Practice Group (including as Chair for the 2021 Seminar) and Products Liability Practice Group. He previously served as ALFA's Treasurer and on ALFA's Board of Directors, as well as continues to serve on various ALFA committees.

CHRISTOPHER A. PAGE is a partner with ALFA International member firm, Young Moore and Henderson, P.A., in Raleigh, North Carolina, where he is the leader of its Hospitality & Retail Industry Group. Chris is an experienced trial attorney, with special emphasis on the representation of clients in the hospitality & retail industries, where he represents a number of national clients with all of their legal needs, including claims relating to business disputes, employment, trademark infringement, false advertising, premises accidents and construction defects. After graduating summa cum laude from Duke University, Chris earned his law degree from the Yale Law School where he served as Senior Editor for the Yale Law Journal. Chris is the Chairman Emeritus of ALFAI's Hospitality & Retail Practice Group and is the former Chairman of ALFAI's Marketing Committee. He also served on ALFAI's Board of Directors. Chris is a frequent speaker at ALFAI seminars and has created many presentations on a variety of litigation and management topics. Chris chaired the 2022 ALFA International Client Seminar.

KEVIN B. REID, SR is the Vice President, General Counsel, Corporate Secretary and Corporate Compliance Officer for Sturm, Ruger & Company, Inc., which is publicly traded on the NYSE (ticker symbol RGR) and one of the nation's leading firearms manufacturers. Mr. Reid has been with Sturm, Ruger for 18 years, serving as an Assistant General Counsel for six years, the Director of Marketing for one year, and in his current role for the balance. Mr. Reid manages the day-to-day legal affairs of the Company, including regulatory compliance, all types of litigation, intellectual property, and internal client counseling on commercial and other matters. Prior to joining Sturm, Ruger, Mr. Reid was a partner at the Chicago law firm of Wildman, Harrold, Allen & Dixon, where he specialized in product liability and commercial litigation. Mr. Reid holds a B.S. in Computer Science from the University of Akron, a J.D. from Washington & Lee University School of Law, and a MBA from the University of Connecticut.

SCOTT D. STIMPSON is Chair of the Intellectual Property Practice Group and is resident with the ALFA International member firm Sills Cummis & Gross, in the firm's New York Office. Mr. Stimpson has practiced intellectual property litigation and counseling for 30 years, involving a wide range of IP issues including patents, trademarks, copyrights and trade secrets. He has significant trial (jury and nonjury), arbitration, mediation and counselling experience in a wide range of technical disciplines. He is a Registered Patent Attorney, and has served as lead litigation counsel in numerous matters. Mr. Stimpson also has significant experience in general commercial litigation, including causes of action such a breach of contract, unjust enrichment, and other state and federal claims. Mr. Stimpson has often lectured on American litigation, giving many presentations in the United States, Asia, and Australia. Apart from his experience representing American clients, Mr. Stimpson has also served as lead counsel for clients in Japan, China and Korea.

FLETCHER THOMSON is Senior Associate General Counsel for Textron Inc. He counsels the corporate office and subsidiary businesses on a broad range of domestic and international litigation and transactional matters. His international work has included matters in Latin America, Canada, Europe, Australia, the Middle East, and Asia, and he previously served as interim General Counsel for top 100 global automotive supplier Kautex, a Textron subsidiary headquartered in Bonn, Germany. Since the start of the COVID-19 pandemic, Fletch has served as Textron's in-house subject matter expert on state, federal, and cross-border coronavirus/SARS-CoV-2 regulations and orders. Before going in-house, Fletch handled complex commercial litigation, intellectual property disputes, business litigation, and related matters in state and federal courts, including obtaining a \$50.5 million judgment for a client in a trade secret misappropriation case. Fletch also represented corporate

clients in a full range of transactional matters. He received his B.A. from Lafayette College, his J.D. from the University of Connecticut School of Law, and his LL.M from Trinity College (Dublin).

CARLOS VERA is an attorney with the ALFA International member firm Johnson & Bell, Ltd. in Chicago, Illinois. He concentrates his practice in general and complex commercial litigation, particularly in the areas of business torts, professional liability, white collar defense and contractual disputes. Carlos has represented individuals and business entities in state and federal court dealing with issues concerning breach of contract, breach of fiduciary duty, trade secrets, unfair competition, shareholder rights, and commercial development disputes. Carlos has also represented clients in regulatory matters before the Illinois Department of Financial and Professional Regulations, and the Illinois Attorney Registration & Disciplinary Commission. Prior to joining Johnson & Bell, Carlos worked as an Assistant State's Attorney in Cook County where he gained vast trial experience from prosecuting over 200 bench trials and seven jury trials to verdict. Carlos' skills as a trial attorney have been recognized by his peers in civil practice. Carlos was named as one of the "Forty Illinois Attorneys Under Forty to Watch" for 2020 by Law Bulletin Publishing Company, publishers of Chicago

Lawyer magazine and the Chicago Daily Law Bulletin. In addition to being an active member of ALFA International, Carlos is also an active member of the Illinois State Bar Association ("ISBA"), a member of the ISBA Civil Practice & Procedure Section Counsel, and the ISBA Assembly, which is the policy making body of the ISBA.

MARK F. WERLE is a shareholder and director of Ryan Smith & Carbine, Ltd., ALFA International's Vermont member firm. His diverse experience includes protecting the rights of business owners in all manner of tort and contractual disputes. Mark's litigation practice includes intellectual property litigation, business torts, the representation of institutional lenders and other businesses in the workout of troubled debt and asset recovery, and the representation of parties in shareholder disputes. He is also active in environmental and real estate litigation as well as matters involving catastrophic transportation losses. Mark assists resorts and hotels in areas as varied as risk management, ADA compliance, television and movie production contracts, employment claims, construction defects and premises liability suits. Mark has tried cases in Vermont and New York; and he has successfully argued appeals to the Vermont Supreme Court and the United States Second Circuit Court of Appeals in New York.

GENERAL INFORMATION

MEETING LOCATION

The Broadmoor
1 Lake Avenue
Colorado Springs, CO 80906
Tel: (719) 577.5777
www.broadmoor.com

REGISTRATION

Please contact ALFA International Headquarters to register.

ATTENDANCE IS OPEN ONLY TO MEMBERS OF ALFA INTERNATIONAL AND THEIR INVITED GUESTS AND IS LIMITED TO AGES 21+.

ATTIRE

The attire for the educational sessions throughout the conference is "business casual". The dinners on Thursday and Friday evening are "resort casual" attire. Khaki pants and polo shirts are acceptable for men and dresses, skirts or pants for women. No jackets are necessary at any evening events, but it may get chilly, so a sweater or light jacket is recommended.

CLE CREDIT

ALFA International is an approved CLE provider in Illinois, California & Pennsylvania and certifies this program has been approved for 6.5 hours of general CLE in these states. However, seminars are designed to meet CLE requirements, regardless of jurisdiction. To receive CLE credit outside of these states, attorneys should apply directly to their state's governing CLE board. Helpful links and information on how to apply for course credit are available on the ALFA International website and staff are available to assist with any concerns.

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The health and safety of all attending ALFA International clients, member attorneys, guests, vendors and staff are of the utmost importance to ALFA International. Please review the Safe Return to Live Meetings Policy on the ALFA International website for current protocols in place for live meeting attendance. Please note, this policy may change as CDC guidelines are updated so, please check back as the program approaches.

SPECIAL ACCOMMODATION

If you need any special accommodations, including a nursing room, special dietary meals, ADA access or other needs, please reach out to ALFA International staff in advance of the meeting and we will ensure that necessary accommodations are provided.

SEMINAR CONTACT

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