

FORM 3

Utah State Board of CONTINUING LEGAL EDUCATION Utah Law and Justice Center 645 South 200 East Salt Lake City, Utah 84111-3834 Telephone (801)531-9077 Fax (801) 531-0660 Email mcle@utahbar.org

APPLICATION BY NON-APPROVED SPONSOR FOR ACCREDITATION OF A CLE ACTIVITY

Please Note: The program must deal with subject matter directly related to the practice of law

This form must be submitted within 60 days prior to or following the course.

- 1. Name of CLE Sponsor: Public Investors Advocate Bar Association - PIABA
2. Name of Contact Person: Beverly K. Mitchell
3. Telephone: (405) 241-5383
4. Address: 1300 McGee Dr., Ste. 112 Norman, OK 73072
5. Email: bmitchell@piaba.org
6. Title of CLE activity: 2023 PIABA Annual Meeting

7. Date(s): October 24-27, 2023 Location(s): The Broadmoor Colorado Springs, Colorado

- 8. Method(s) of Presentation: Faculty in Room with Participants, Interactive Video, Audio Presentation, Internet On-Demand, Telephone to Broadcast Site, Satellite, Videotape Presentation, Discussion Leader Present, Web Cast, Other

9. Course registration fee(s): \$ 1,695 Expected or actual Attendance: 180

10. The Sponsor's calculation of the requested number of (a) Total Credit Hours (b) Portion of Total Credit Hours devoted to Ethics/Professional Responsibility (c) Portion of Total Credit Hours devoted to Professionalism & Civility \*Ethics hours are included in total credit hours. (a) Total Credit Hours: 16.5 (b) Ethics/Professional Responsibility: 5.5 (c) Professionalism & Civility:

10. Is this seminar made available to all attorneys in the state of Utah? Yes [checked] No

11. Is your organization accredited for CLE in other states? Yes [checked] No

12. The required course approval fee is computed as follows; \$25 accreditation fee per application. \$1.50 per credit hour per attendee, the \$1.50 fee will cap at \$15.00 per attendee and shall be submitted no more than 60 days following the date of the activity.

13. The Sponsor agrees to submit to the Utah State Board of CLE within 60 days following this activity an alphabetical list of Utah attendees including the State Bar membership number, and or attendance information in a computerized format to be prescribed by the Board.

- 14. Submit with this Application the following information: a. Time Schedule/ agenda (Brochure, Outline, Description) b. Table of Contents c. Faculty Description

15. The sponsor represents that it will: a. Comply with the Rules and Regulations of the Utah State Board of CLE, including any amendments thereto; b. Conduct this CLE activity substantially as advertised and presented in this application, subject to any emergency substitutions and withdraws. c. Allow in-person observation by the justices of the Utah Supreme Court and members of the Utah MCLE Board & staff; The sponsor acknowledges that this activity may be disapproved and prior approval of any CLE activity revoked for non-compliance with the Rules and Regulations, and amendments thereto, or for failure to comply with the agreements and representations contained in this request.

Date: August 28, 2023

CLE Sponsor: Beverly K. Mitchell

By: Beverly K. Mitchell

Title: Administrative Assistant

901200 \$25 Check 7894

NOTICE OF DECISION

(To be completed by the state accreditation office and returned to applicant)

The following action has been taken on this application.

G APPROVED for 16.5 CLE Credits Including 5.5 Ethics credits, 0 Professionalism & Civility

G ACCREDITATION DENIED. Reference

G RETURNED for more information Please complete each item on this form indicated by the number(s) circled below: 1 2 3 4 5 6 7 8 9 10

G REFERRED to CLE regulatory meeting on / /

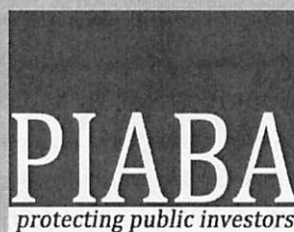
G Please see attached materials. Date 11/07/2023 CLE Staff MLN Verified CLE - Live Credit

# PIABA'S SECURITIES LAW SEMINAR & 32ND ANNUAL MEETING



## THE BROADMOOR OCTOBER 24 - 27, 2023

For additional information including travel, transportation, spa info and legal disclosures, please visit our meeting website by scanning the QR Code or by visiting [www.pheedloop.com/event/PIABA2023AM](http://www.pheedloop.com/event/PIABA2023AM)





# MEETING AGENDA

TUESDAY, OCTOBER 24, 2023

12:00PM – 1:00PM	SL1 – CASE ACQUISITION – INTERVIEWING POTENTIAL CLIENTS ETHICALLY
1:05PM – 2:05PM	SL2 – RESPONDING TO DISCOVERY GUIDE LISTS, OBJECTING, AND DEALING WITH OBJECTIONS
2:10PM – 3:10PM	SL3 – LITIGATING NON-DISCOVERY MOTIONS IN ARBITRATION
3:30PM – 4:30PM	SL4 – MEDIATION AND SETTLEMENT
4:35PM – 5:35PM	SL5 – ARBITRATION HEARINGS
5:35PM – 7:00PM	OPENING RECEPTION

**SL1 – Case Acquisition – Jason Doss, Scot Bernstein, Brenda Combs** – The session will discuss strategies and legal/practical/ethical considerations securities arbitration lawyers face in signing up clients, evaluating cases, managing client expectations, and preparing to file a Statement of Claim. The session will be interactive with the audience and include war stories from the presenters and the audience, which will provide valuable insights that complement the topics discussed.

**SL2 – Objecting, Responding, and Dealing with Objections – Hugh Berkson, Page Poerschke, Grace Van Hancock** – Discovery: everybody’s favorite pastime: the Panel will share insight regarding the FINRA discovery process and where Claimants can win or lose their hearings just thanks to what they did or didn’t uncover in the discovery process. We’ll do our best to share practical tips to help you get what you need for your case, when you need it. Oh, and we’ll also point out some landmines to avoid.

**SL3 – Litigating Non-Discovery Motions in Arbitration– Melinda Steuer, Stefan Apotheker, Peter Boutin, Richard Lewins** – This session will cover bringing and opposing non-discovery motions in FINRA, AAA and JAMS arbitrations including motions to dismiss, motions to exclude evidence and witnesses, motions to postpone, motions in limine, and motions for summary judgment.

#### **SL4 – Mediation and Settlement – Joe Peiffer**

This panel of top arbitration practitioners will share their strategies for successful mediation and settlement. The panel will share lessons they have learned throughout their securities arbitration practice. This will include what works, what does not, and tips learned from being in the trenches.

**SL5 – Winning the Final Hearing: Tips and Tactics for Claimant Victory – David Meyer, Kalju Nekvasil** – PIABA lawyers must be willing to take cases to final hearing in order to get the best results for their clients (current and future). The simple truth is that if you don’t try enough cases, your reputation and the value of settlements will suffer. In this session, our experienced panel of PIABA members who take cases to final hearing will share their insights on how to prepare for the final hearing, what to expect during the hearing, and how to effectively present your case to the arbitrators. You’ll also learn about common mistakes to avoid and strategies for overcoming challenges that may arise during the hearing. Whether you’re a seasoned FINRA arbitration attorney or new to the process, this session will provide valuable insights and practical advice for maximizing your chances of success in the final hearing. Join us for this exciting and informative seminar on winning the FINRA arbitration final hearing!

# MEETING AGENDA

WEDNESDAY, OCTOBER 25, 2023

9:00AM - 10:00AM	AM00 - UPDATES FROM FINRA		
10:00AM - 10:15AM	BREAK		
10:15AM - 11:45AM	KEYNOTE - DIVERSITY, EQUITY, AND INCLUSION (DEI)		
12:00PM - 1:10PM	LUNCH/MEMBERSHIP MEETING		
1:25PM - 2:25PM	BO01 - COLLECTING FROM THE POORLY CAPITALIZED B-D	BO02 - ADVANCED DISCOVERY	BO03 - THE ETHICS OF AI FOR LAWYERS
2:40PM - 3:40PM	BO04 - DEALING WITH ROGUE ARBITRATORS	BO05 - EXPUNGEMENT PANEL	BO06 - CASE IMPLICATIONS WHEN PARTIES OR WITNESSES HAVE CFP CERTIFICATION

THURSDAY, OCTOBER 26, 2023

9:00AM - 10:00AM	BO7 - GWG L-BONDS CASE UPDATES	BO8 - RIA ARBITRATION AWAY FROM FINRA: TIPS, TRICKS, & TRAPS	BO9 - DAMAGE CALCULATION AND PRESENTATION STRATEGIES
10:15AM - 11:15AM	BO10 - CASES AGAINST DISCOUNT BROKERAGE FIRMS, SUPERVISION OF THIRD-PARTY ACCOUNTS	BO11 - CRYPTO LITIGATION IN THE REAL WORLD	BO12 - BD LIABILITY FOR 3RD PARTY SCAMS
11:30AM - 12:30PM	AM3 - SECURITIES MEDIATION		
7:00PM - 11:30PM	PRESIDENT'S DINNER & FUNDRAISER		

FRIDAY, OCTOBER 27, 2023

10:00AM - 11:00AM	AM2 - MASTERING LAW FIRM MANAGEMENT
11:10AM - 12:10PM	AM4 - TRIAL SKILLS
12:10PM - 1:00PM	LUNCH
1:10PM - 2:10PM	AM5 - JEOPARDY ETHICS
2:20PM - 3:20PM	AM6 - FIDUCIARY DUTY AND INVESTMENT ADVISERS



# SESSION DESCRIPTIONS

## **AM00 – Updates from FINRA – Hugh Berkson, Katheine Bayer, Rick Berry, Manly Ray**

Discussions include FINRA arbitration issues, approved rule changes, and rule proposals.

## **AM01 – Keynote DEI Speaker – Alvin Tillery**

This inclusive leadership training session will focus on diversity, equity and inclusion (DEI) and its benefits for your legal practice. The workshop will further focus on boosting the attendees' capacities to communicate across differences and de-escalating conflict around DEI through non-violent communication.

## **AM2 – Mastering Law Firm Management: Improve Client Experience and Be More Profitable –**

**Courtney Werning, Richard Frankowski, David Meyer, Sean Sweeny** – The business of the practice of law is evolving rapidly, making it critical for you to adopt cutting-edge strategies to stay competitive. Discover practical insights and proven techniques to efficiently manage your law firm, while delivering unparalleled service to your clients and unlocking financial growth. Don't just survive, thrive – join us and elevate your law firm management to new heights. You'll learn from experienced attorneys who will share their personal success stories and best practices. Whether you're a new attorney considering starting your own law firm or an experienced practitioner seeking to improve your management skills, this seminar will equip you with the tools you need to achieve success in today's competitive landscape.

## **AM3 – Securities Mediation – Andrew Stoltmann**

This session will analyze issues relating to mediating FINRA cases with some of the top mediators in the country. Topics will include effective briefing, managing client expectations and steps lawyers can take to help ensure the mediation process is successful.

## **AM4 – Trail Skills 101 – Cross Examination Tips and Techniques– Scott Greco, Jamie Hubbard,**

**Marci LaBranche** – Trial Lawyers discuss how to design and execute a theme and theory-based cross-examination by using leading questions to control an adverse witness, undermining the credibility of the witness through prepared impeachment, and forcing the non-cooperative witness to answer the question and agree with you.

**AM5 – Jeopardy Ethics – Lisa Braganca, Jenice Malecki** – Securities arbitration practitioners often find themselves navigating ethical minefields. This session will explore ethics issues that often arise in this practice area by reviewing and analyzing various reported case fact patterns and the applicable ethics rules, as well as recent ethics rulings from around the country and their potential impact on securities arbitration practitioners. Hypotheticals inspired by real-world scenarios will be discussed in this interactive session. Attendees will be asked to actively participate and encouraged to share anecdotes from their time in the securities arbitration trenches.

**AM6 – Fiduciary Duty and Investment Advisers – Gail Boliver, John Burke, William Nelson** – The break-out will focus on the issues that are present in Registered Investment Adviser cases that are not normally present in a broker-dealer case. Topics covered will include: the difference between an RIA and IAR; different standards of conduct for state and SEC registered advisers; what claims should you consider filing; laws that apply to fiduciary duty; and where to file.

# SESSION DESCRIPTIONS

## **BO1 – Collecting from the Poorly Capitalized B-D: Investigating and Pursuing Sources of Recovery – Melanie Cherdack, Joseph Borg, Michael Edmiston, Scott Silver**

This panel will address avenues of recovery against the small or undercapitalized broker-dealer including pre- and post-filing investigations, FOCUS reports, insurance, SIPC, and investor recovery funds.

## **BO2 – Specific Discovery, Spoliation of Evidence in FINRA Arbitration, Motions to Compel Strategy – Jenice Malecki, Anthony Duckett, Kirsten Patzer, Ross Tulman – Complex Discovery**

Issues in FINRA & Investment Advisor Arbitrations re: Reg BI and Investment Advisory Cases, including Motions to Compel and for Spoliation of Evidence. This session will discuss complex discovery issues that arise in both FINRA and Investment Advisor arbitrations. We will take a deep dive into discovery related to Reg BI and the Investment Advisory Act of 1940 including disclosures, investment recommendations and supervision/approvals of recommendations, as well as motions to compel and spoliation issues in light of the What's App regulatory actions, changes in RIA custody requirements, the emergence of digital asset investments and related topics.

## **BO3 – The Ethics of Artificial Intelligence for Lawyers – Jason Burge, Jeffrey Koncius, Elissa**

**Germaine** – This session will explore the emerging use of Large-Scale Language Models (“LLMs,” such as ChatGPT, Bard, or their Westlaw and Lexis equivalents) in the legal services world, exploring both the opportunities they create and the ethical challenges they present. You will learn how LLMs are being used currently by many legal practitioners to make their practices more efficient, but also how various practitioners have gotten into ethical trouble because of the flaws inherent in these systems. LLMs are neither panacea nor prohibited, and you will learn some ideas for how to use these AI systems intelligently, while minimizing the risk of introducing misrepresentations and errors into your practice. We will also address some of the ethical rules implicated by LLMs.

**BO4 – Dealing with Rogue Arbitrators – Adam Gana, Brandon Reif** – This session will explore the issue of rogue FINRA arbitrators and provide strategies for dealing with arbitrator bias. You will learn about the process of arbitrator recusal and removal, as well as tactics for identifying and responding to bias in the arbitration process. The session will also cover best practices for selecting arbitrators and preparing for the arbitration hearing to minimize the risk of rogue behavior. By the end of the session, you will have a better understanding of how to navigate problematic FINRA arbitrators and what options are available to you and your clients.

**BO5 – Expungement Panel – Jason Doss, Joe Borg, Rick Berry, Sam Edwards, Richard Lewins, David Robbins** – Learn about the new expungement rules and how they will impact you and your clients going forward.

**BO6 – Case Implications When Parties or Witnesses Have CFP Certification or Other Investment Credentials – Dan Broxup, Christine Lazaro, Kimberly Chavers, Alan Besnoff** – As a result of increasing competition, financial advisors and expert witnesses are looking to set themselves apart with credentials such as “Certified Financial Planner™”, “Chartered Financial Analyst®”, and “Certified Investment Management Analyst®”. This brings opportunities and challenges for Claimants attorneys. This session will explore how industry credentials and certifications can influence the standard of care owed to clients (legally and practically), open up new avenues for discovery, expose advisors and experts to impeachment and harmful cross examination, and otherwise impact the cases we handle. The session will also touch on issues surrounding cooperation with disciplinary programs administered by credentialing and certifying entities.



# SESSION DESCRIPTIONS

**BO7 – GWG L-Bonds Case Updates- What Brokerage Firms Knew, and When They Should Have Known It – Joseph Wojciechowski, Josh Kons, Aaron Israels, Craig McCann** – This Panel will dive into issues related to due diligence and approval by brokerage firms to offer GWG to any of their clients. The Panel will discuss issues related to reasonable basis suitability and how that standard applies to recommendations post-June 2020 under Regulation BI. We will detail the parade of red flags that existed about GWG and its underlying business, which was facilitated by eager brokerage firms that sold these unrated bonds.

**BO8 – RIA Arbitration Away from FINRA: Tips, Tricks, and Traps – Michael Edmiston, Jeffrey Zaino** – A discussion of the rules, policies, and procedures used by AAA and JAMS in administering arbitration claims involving Registered Investment Advisors and their Clients. The discussion will focus on issues from initial filing through to final award, and of course, arbitration fees.

**BO9 – Damage Calculation and Presentation Strategies – Meghan McElligott, Brian Henderson** – This session will discuss economic damages in FINRA arbitrations, including the basics of different damage models and methods for calculating damages.

**BO10 – Cases Against Discount Brokerage Firms, Supervision of Third-Party Accounts – Jason Kane, August Iorio, Douglas Schulz** – PIABA lawyers all hear the common refrain from discount brokerage firms. It goes something like, “[W]e do not make recommendations, we are order takers. Therefore, we have no duties other than to properly execute ordered trades.” This session will demonstrate that a discount brokerage firm’s duties go well beyond that of simple order takers. More importantly, it will show practitioners how to demonstrate the obligations that the discount brokerage firms ignore (and hope we ignore) to win cases and hold them responsible for ignoring their obligations. Learn about what cases to take, how to plead them, what discovery to obtain, and how to prepare for mediation or hearing against discount brokerage firms who claim they are merely order takers.

**BO11 – Crypto Litigation In the Real World: What Are the Real Claims You Can Actually Make in Cryptocurrency Cases? – Michael Bixby, Joseph Wojciechowski, Howard Fischer, Birgitta Siegel** – Are you tired of learning about the history and mechanics of Cryptocurrency from an academic perspective? This Panel will focus on real claims that can actually be litigated with some actual potential for recovery, ranging from litigation against Cryptocurrency platforms for hacking, thefts, and third-party fraud, cryptocurrency platform failures, and even brokers and advisors recommending Cryptocurrency or Crypto-related investments.

**BO12 – BD Liability for 3rd Party Scams – Albert Copeland, Catherine Mustico, Nicholas Guiliano, Sander Ressler** – This session will analyze broker-dealer liability relating to third-party scams. Topics will include a substantive overview into anti-money laundering, including its requirements, reporting and due diligence. The session will also address discovery strategies to obtain AML documents from BDs, custodian v. introducing firm duties and corresponding examples, and how to overcome common defenses in FINRA arbitration.

# 2023 PIABA Securities Law Seminar

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Jason Doss, Moderator; Scot Bernstein, Brenda Combs

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# PIABA 32<sup>nd</sup> Annual Meeting

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#### Attachments:

A Portrait of Unauthorized Immigrants in the United States, Pew Hispanic Center, April 14, 2009.....	
ABA Profile of the Legal Profession, American Bar Association, 2022 .....	
On Race and Policy History: A Dialogue About the G.I. Bill, Ira Katznelson and Suzanne Mettler, Perspectives on Politics, Vol. 6, No. 3, September 2008.....	
Closing the Gap or Widening the Divide: The Effects of the G.I. Bill and World War II on the Educational Outcomes of Black Americans, Sarah Turner and John Bound .....	
Financing Legal Education, Marilyn Yarbrough, Journal of Legal Education, Volume 51, No. 3, September 2001) .....	

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Commercial Arbitration Rules and Mediation Procedures Including Procedures for Large, Complex Commercial Disputes, American Arbitration Association .....

Consumer Arbitration Rules, American Arbitration Rules.....

Optional Appellate Arbitration Rules, American Arbitration Association.....

AAA Arbitration Road Map, Reaching Resolution, American Arbitration Association.....

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**Attachments:**

Confidential Damages Review .....

**§10 Cases Against Discount Brokerage Firms and Supervision of Third-Party Accounts**  
Jason Kane, Moderator; Douglas Schulz, August Iorio

**Online/Internet Trading Gambling, BD's, Third-Party Accounts**, Douglas J. Schulz .....

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Online, Legalized Gambling .....

Online Broker-Dealers' Growth Numbers.....

Like Vegas, Online Broker-Dealers Lure the Public .....

The Broker-Dealer Defense of FINRA Rule 2111, 2111, 2111.....

We Don't Make Recommendations, So We Have No Duties .....

No Duty – But We Do It Anyway (or The Case and Eat It, Too Defense).....

Total Hypocrisy or Much Worse? .....

We Don't Make Recommendations... We Merely Educate .....

No Duties, So Long as We Ignore All the Other Securities Regulations .....

Online Option Accounts .....

Anti-Money Laundering – AML.....

FINRA Rule 2130 – Approval Procedures for Day Trading .....

Margin and Margin Liquidations .....

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**Cases Against Discount Brokerage Firms and Supervision of Third-Party Accounts**,  
Jason Kane, August Iorio, Douglas Schulz .....

FINRA Rule 2111 (Reg BI).....

**§11 Crypto Cases – Crypto Litigation in the Real World: What Are the Real Claims You Can Actually Make in Cryptocurrency Cases?**

Michael Bixby, Moderator; Joe Wojciechowski, Birgitta Siegel, Howard Fischer

**Rounding Up the Wild West of Crypto: Today’s Real World Crypto Litigation**, Michael C. Bixby, Joe Wojciechowski, Birgitta Siegel, and Howard A. Fisher .....  
Coinbase’s Vulnerable Platform: A Brief Case Study .....  
Coinbase’s Promises to Consumers .....  
A Useful Tool for Unauthorized Transfer Situations: Electronic Funds Transfer Act .....  
One State Law Case Study: New York Company Codes – A Source of Authority and Regulation That May Come in Handy for Crypto Litigation .....  
Bank Secrecy Act, Patriot Act, and FinCen .....  
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**DAO Entities: What are They, Why Do Care, and How to Sue**, Birgitta K. Siegel .....  
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2. A First of its Kind – The bZx Class Action Against the bZx DAO .....  
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**§12 Broker Dealer Liability for 3<sup>rd</sup> Party Scams**

Albert Copeland, Moderator; Nick Guiliano, Catherine Mustico, Sander Ressler

**Attachments:**

Regulatory Notice 21-03, Fraud Prevention, February 10, 2021 .....  
Regulatory Notice 21-36, Anti-Money Laundering and Countering the Financing of Terrorism, October 8, 2021 .....  
Regulatory Notice 22-21, Heightened Threat of Fraud, October 6, 2022 .....  
Regulatory Notice 20-13, Heightened Threat of Fraud and Scams, May 5, 2020 .....  
Regulatory Notice 21-18, Cybersecurity, May 12, 2021 .....  
FINRA Letter of Acceptance, Waiver and Consent, No. 2006004297301 .....  
FINRA Letter of Acceptance, Waiver and Consent, No. 2007009026302 .....  
FINRA Letter of Acceptance, Waiver and Consent, No. 2014041374401 .....  
FINRA Letter of Acceptance, Waiver and Consent, No. 2012034423502 .....  
BSA Timeline .....  
FinCen Advisory, Advisory on Elder Financial Exploitation, June 15, 2022 .....  
FINRA, Mary Schapiro Speech, March 22, 2004 .....  
Risk Alert, Division of Examination, Observations From Broker-Dealer and Investment Adviser Compliance Examinations Related to Prevention of Identity Theft Under Regulation S-ID, December 5, 2022 .....  
Anti-Money Laundering: An Often-Overlooked Cornerstone of Effective Compliance, Kevin W. Goodman, June 18, 2015 .....

**§13 Securities Mediation**

Andrew Stoltmann, Moderator; Ellen Slipp, Jeff Grubman

**Attorney Dan and His Key Documents Notebook: How Preparation and the Effective Use of Documents and Summary Data Help Increase Recovery,**

Kathy Adams .....  
Attorney Dan’s Organized Method of Preparation and Analysis.....  
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**§14 Successful Law Firm Management – Mastering Law Firm Management: Improve Client Experience and Be More Profitable**

Courtney Werning, Moderator; Sean Sweeney, David Meyer, Richard Frankowski

**What Can Be Measured, Can Be Improved, Incorporating KPIs Into**

**Your Law Firm, Courtney Werning** .....  
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**Ethically Managing Your Case Load, Sean M. Sweeney** .....

**Attachments:**

Rule 1.1: Competence, ABA .....  
 Ethical Obligations of Lawyers Who Represent Indigent Criminal Defendants When Excessive  
 Caseloads Interfere With Competent and Diligent Representation, Formal Opinion 06-441,  
 ABA, May 13, 2006 .....  
 Virtual Practice, Formal Opinion 498, ABA, March 10, 2021 .....

**§15 Trial Skills 101 – Cross-Examination Tips and Techniques**

Scott Greco, Moderator; Marci LaBranche, Jamie Hubbard

**Is Virtual Mediation Here to Stay?, Courtney Werning, Michael Bixby, Melanie Cherdack,**  
**Jeffrey Grubman** .....  
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**§16 Jeopardy Ethics**

Lisa Braganca, Moderator; Jenice Malecki

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**Attachments:**

- American Bar Association, Formal Opinion 505, Fees Paid in Advance for Contemplated Services, May 3, 2023 .....
- American Bar Association, Formal Opinion 95-397, Duty to Disclose Death of a Client, September 18, 1995 .....
- ISBA Advisory Opinion on Professional Conduct, Opinion No. 96-3, July, 1996.....
- In re Lyons*, Supreme Court of Minnesota, April 8, 2010 (Filed) .....
- Birbrower, Montalbano, Condon & Frank v. Superior Court*, Supreme Court of California, January 5, 1998 (Decided).....
- ISBA Professional Conduct Advisory Opinion, Opinion 22-03, October 2022.....
- American Bar Association, Formal Opinion 495, Lawyers Working Remotely, December 16, 2020.....
- Wisconsin Formal Ethics Opinion EF-21-02: Working Remotely, January 29, 2021 .....
- American Bar Association, Formal Opinion 507, Office Sharing Arrangements With Other Lawyers, July 12, 2023 .....
- New York State Bar Association, Committee on Professional Ethics, Opinion 1220, Falsely Advertising a Partnership Among Law Firms, March 31, 2021 .....
- Illinois Rules of Professional Conduct Rule 1.7.....

**§17 Fiduciary Duty and Investment Advisers**

Gail Boliver, Moderator; John Burke, William Nelson

**Investment Advisers and Fiduciary Duty** .....

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II. Fiduciary Duty .....

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**Attachments:**

Exhibit 1 – Arizona Administrative Code .....

Exhibit 2 – IAC 292-50.38.....

Exhibit 3 – Code of Colorado.....

Exhibit 4 – II Admin Code Title 14 .....

Exhibit 5 – 29 USCA 1104(1) .....

Exhibit 6 – IAA 80b-6.....

Exhibit 7 – Regulation of Investment Advisers .....