Marijuana Law
Litigation, Risk Mitigation, and Policy Updates—Challenges and Strategies

Developing litigation issues, including

- Employment law: what can and cannot be enforced
- Medical malpractice: insurance coverage and potential claims
- Insuring the marijuana industry: from procurement to exclusions to claim handling
- State legalization and regulatory issues
- Analysis of policy shifts under the Trump administration

June 26–27, 2018
The University of Chicago
Booth School of Business Gleacher Center
Chicago, IL
More than half of the states in the United States currently have laws legalizing Marijuana in some form (medicinal and/or recreational). But in the face of the Controlled Substances Act, regulatory uncertainty presents a barrier to full realization of the potential of the cannabis industry, even though economists predict $50 billion in annual sales by 2026. This quickly developing sector affects virtually all areas of the law and provides opportunities to those with the knowledge base to guide clients and companies deftly through a shifting regulatory and legal landscape. The DRI Marijuana Law Seminar provides you with subject matter experts who will share with you the knowledge and strategies needed by professionals, businesses, and insurers to successfully traverse the complex pitfalls and prospects of marijuana legalization.

Melissa K. Roeder  
Program Chair

Stephen O. (Steve) Plunkett  
Law Institute

Michael B. Cohen  
Program Vice Chair

PRESENTED BY DRI’s Drug and Medical Device, Employment and Labor Law, Insurance Law, AND Medical Liability and Health Care Law Committees

Register online now at dri.org or complete the form in the back.
What You Will Learn

- The latest on federal policy, the Cole memo, and Jeff Sessions’ position
- State regulatory updates, banking options, and what to expect in the upcoming year
- How to navigate the claims process, get your claim paid, and defend a claim
- Lessons and tips for claims handlers along with policies available
- The science of THC: lessons from an industrial hygiene and toxicology perspective

Members Get More

- Access to committee newsletters, seminar course materials, and other publications via DRI Online at dri.org.
- Access to the DRI Committee Communities for Drug and Medical Device, Employment and Labor Law, Insurance Law, and Medical Liability and Health Care Law: Share articles, post blogs, and connect with others on the latest trends in your area of practice.
- Access to dri circles, where lawyer-to-lawyer connections happen. Search dri circles in your app store:

Use dri™ Dividends
Points to reduce your registration fee:

- Recruit a member
- Attend a seminar
- Participate on a committee
- ...and more!

Visit dri.org, go to My DRI and click on DRI Dividends to see your balance.

Get engaged, get recognized, and get rewarded.
# Program Schedule

## Monday, June 25

<table>
<thead>
<tr>
<th>Time</th>
<th>Event</th>
</tr>
</thead>
<tbody>
<tr>
<td>6:00 p.m.</td>
<td>Registration</td>
</tr>
<tr>
<td>6:00 p.m.</td>
<td>Networking Reception</td>
</tr>
</tbody>
</table>

## Tuesday, June 26

<table>
<thead>
<tr>
<th>Time</th>
<th>Event</th>
</tr>
</thead>
<tbody>
<tr>
<td>7:00 a.m.</td>
<td>Registration</td>
</tr>
<tr>
<td>7:00 a.m.</td>
<td>Continental Breakfast</td>
</tr>
<tr>
<td>8:00 a.m.</td>
<td>Welcome and Introduction</td>
</tr>
<tr>
<td>8:10 a.m.</td>
<td>Cannabis Regulation in the Trump Administration: Lessons Learned and What Lies Ahead</td>
</tr>
<tr>
<td>9:00 a.m.</td>
<td>Insurance Updates</td>
</tr>
<tr>
<td>9:50 a.m.</td>
<td>Medical Marijuana and Medical Liability: Dispensing Cannabis and Emerging Frontiers in Medical Liability</td>
</tr>
</tbody>
</table>

*Click on any speaker name to view bio.*

ripped from the headlines and offer practical advice for navigating the minefield.

**Michael D. (Mike) Shalhoub, Goldberg Segalla LLP, White Plains, NY**

<table>
<thead>
<tr>
<th>Time</th>
<th>Event</th>
</tr>
</thead>
<tbody>
<tr>
<td>10:35 a.m.</td>
<td>Refreshment Break</td>
</tr>
<tr>
<td>10:55 a.m.</td>
<td>The Grass Is Greener—but for Whom? The Effect of Marijuana Legalization on Employers in Workers’ Compensation</td>
</tr>
<tr>
<td>11:40 a.m.</td>
<td>The Green Rush: Cannabis Legalization in Canada</td>
</tr>
<tr>
<td>12:30 p.m.</td>
<td>Lunch (on your own)</td>
</tr>
<tr>
<td>2:00 p.m.</td>
<td>Toxicology: What Is It and How Do You Utilize a Toxicologist on the Stand</td>
</tr>
</tbody>
</table>

Employers face difficult questions about their workplace policies, rights, and obligations because of conflicting state and federal laws. Explore the latest trends in the development of marijuana law and policy, and how best to protect employers with regard to workers’ compensation.

**Carol A. Cesaretti, Quintairos Prieto Wood & Boyer PA, Chicago, IL**

**Robin D. Linley, Blake Cassels & Graydon LLP, Toronto, ON**

**Matthew (Matt) Mundy, Blake Cassels & Graydon LLP, Toronto, ON**

**Angela L. (Angie) Perez, PhD, Center for Toxicology and Environmental Health LLC, Portland, OR**

**Melissa K. Roeder, Foley & Mansfield PLLP, Seattle, WA**
3:00 p.m. **The Policyholder’s Perspective on Claims Handling: How to Get Claims Paid**
Getting your claims paid by your insurance companies can be a difficult and time-consuming process. This program will take you through the claims process, including how and when to provide notice, how best to document damages, and how to push the carrier to get your claim paid.

**Michael Conley**, Offit Kurman, Philadelphia, PA

4:00 p.m. **Refreshment Break**
SPONSORED BY **AAIS Inc.**

4:15 p.m. **Marijuana Banking: What All Banks Need to Know**
This presentation will discuss the current legal and regulatory landscapes surrounding the banking of marijuana-related businesses (MRBs) in states where marijuana has been legalized, including how financial institutions can permissibly service MRBs, as well as review existing federal policy regarding marijuana banking.

**John W. Vardaman III**, Hypur Inc., Washington, DC

4:50 p.m. **Without Warning: Mitigating Liability at the Point of Sale**
Cannabis products are required to include warnings about the dangers associated with using the product, as well as specific information such as serving size and tetrahydrocannabinol (THC) and cannabinoid (CBD) levels. Nevertheless, processors, distributors, and sellers can be liable even with strict compliance with these mandatory warnings.

**Michelle L. Burton**, Shoecraft Burton LLP, San Diego, CA

**Robert S. (Rob) May**, Kilmer Voorhees & Laurick PC, Portland, OR

5:30 p.m. **Adjourn**

6:00 p.m. **Networking Reception**

7:30 p.m. **Dine-Arounds** Join colleagues and friends at selected restaurants for dinner (**on your own**). More details on-site.

---

**WEDNESDAY, JUNE 27**

7:00 a.m. **Registration**

7:00 a.m. **Continental Breakfast**

7:55 a.m. **Announcements**

**Michael B. Cohen**, Quintairos Prieto Wood & Boyer PA, Chicago, IL

8:00 a.m. **Insurance and Cannabis: An Ever-Growing Topic**
Given the conflict between state and federal law regarding cannabis, there are more questions than answers in the insurance space: who is covering these businesses, what interesting court cases have tested the limits of insurance coverage, and what trends lies ahead for this industry?

**Brenda P. Wells**, PhD, CPCU, AAI, CRIS.
East Carolina University, Greenville, NC

9:00 a.m. **Social Justice and Equal Access in Cannabis Reform**
Learn more about the implications of cannabis legalization as it spreads to the East Coast and the push for equity and social justice in the new laws around the nation.

**Shanel A. Lindsay**, Ardent LLC, Boston, MA

10:00 a.m. **Industrial Hygiene in the Marijuana Arena**
THC modeling: what is it, how do you do it, and what does it mean?

**Dallas M. Cowan**, PhD, CIH, DABT, Center for Toxicology and Environmental Health LLC, Carlsbad, CA

10:45 a.m. **Refreshment Break**

11:00 a.m. **Cannabis Coverage in the Marketplace**
Learn about the ins and outs of the various types of insurance coverage available to each segment of the marijuana sector, including growers, manufacturers, dispensaries, and testing facilities.

**Doug Banfelder**, Stratton Agency/Nine Point Strategies, San Carlos, CA

---

Denotes the DRI CLIENT CONNECTION: In-house and claims professional speakers
11:45 a.m. **A Survey of the Effects of Marijuana Legalization on Employment Law**

This program will survey recent court cases from across the country addressing the effect of marijuana legalization on an employer’s right to a drug-free workplace, whether employers have a duty to accommodate medical marijuana patients, and the interplay of state legalization with federal laws.

**Anthony L. Schumann**, Quintairos Prieto Wood & Boyer PA, Chicago, IL

12:30 p.m. **Game of Ethics: What the Game of Thrones and Model Rules of Professional Responsibility Have in Common**

What if Petyr Baelish and Brienne of Tarth were fighting over the same clients? What ethical conundrums might they find themselves in? In this ethics segment that we call “Game of Ethics,” watch a series of vignettes woven into a discussion of the Model Rules of Professional Responsibility.

**Dyanna Ballou**, Rasmussen Dickey and Moore LLC, Kansas City, MO

**Clayton E. (Clay) Dickey**, Rasmussen Dickey and Moore LLC, Kansas City, MO

1:30 p.m. **Adjourn**

---

**FACULTY**  
*Click on any name to view bio.*

**Dyanna Ballou**, Rasmussen Dickey and Moore LLC, Kansas City, MO

**Douglas Banfielder**, Stratton Agency/Nine Point Strategies, San Carlos, CA

**Michelle L. Burton**, Shoecraft Burton LLP, San Diego, CA

**Carol A. Cesaretti**, Quintairos Prieto Wood & Boyer PA, Chicago, IL

**Michael B. Cohen**, Quintairos Prieto Wood & Boyer PA, Chicago, IL

**Michael Conley**, Offit Kurman, Philadelphia, PA

**Dallas M. Cowan, PhD, CIH, DABT**, Center for Toxicology and Environmental Health LLC, Carlsbad, CA

**Clayton E. (Clay) Dickey**, Rasmussen Dickey and Moore LLC, Kansas City, MO

**Jonathan A. Havens**, Saul Ewing Aristein & Lehr LLP, Baltimore, MD

**Shanel A. Lindsay**, Ardent LLC, Boston, MA

**Robin D. Linley**, Blake Cassels & Graydon LLP, Toronto, ON

**Robert S. (Rob) May**, Kilmer Voorhees & Laurick PC, Portland, OR

**Matthew (Matt) Mundy**, Blake Cassels & Graydon LLP, Toronto, ON

**Angela L. (Angie) Perez**, PhD, Center for Toxicology and Environmental Health LLC, Portland, OR

**Stephen O. (Steve) Plunkett**, Bassford Remele PA, Minneapolis, MN

**Melissa K. Roeder**, Foley & Mansfield PLLP, Seattle, WA

**Anthony L. Schumann**, Quintairos Prieto Wood & Boyer PA, Chicago, IL

**Michael D. (Mike) Shalhoub**, Goldberg Segalla LLP, White Plains, NY

**John W. Vardaman III**, Hypur Inc., Washington, DC

**Brenda P. Wells, PhD, CPCU, AAI, CRIS**, East Carolina University, Greenville, NC

**Scharome R. Wolfe**, ROIG Lawyers, Orlando, FL

*View faculty bios on the Marijuana Law Seminar webpage; click on “View speakers” button.*
GENERAL INFORMATION

In-House Counsel
In-house counsel are eligible for free registration to DRI seminars. In-house counsel are defined as licensed attorneys who are employed exclusively by a corporation or other private sector organization for the purpose of providing legal representation and counsel only to that corporation, its affiliates, or its subsidiaries. To qualify for free registration, in-house counsel must be a DRI member and a member of the DRI Corporate Counsel Committee or be sponsored by a DRI member who is both registered and has paid for the seminar. Nonmember in-house counsel may utilize this offer only once. This offer excludes the DRI Annual Meeting and the DRI Business Management Principles for Lawyers Seminar.

Claims Executives
Claims professionals are eligible for free registration to DRI seminars. Claims professionals are defined as any individuals employed by a corporation or insurance company, who spend a substantial portion of their professional time hiring or supervising outside counsel in the representation of businesses, insurance companies or their insureds, associations, or governmental entities in civil litigation. To qualify for free registration, the claims professional must be a DRI member under a corporate membership or be sponsored by a DRI member who is both registered and has paid for the seminar. Nonmember claims professionals may utilize this offer once per calendar year. This offer excludes the DRI Annual Meeting.

Seminar Location
The University of Chicago Booth School of Business Gleeche Center, 450 North Cityfront Plaza Drive, Chicago, Illinois 60611.

CLE/Claims Adjusters Accreditation
This seminar has been approved for MCLE credit by the State Bar of California for up to 12.50 hours, including 1 hour of ethics credit. Accreditation has been requested from every state with mandatory continuing legal education (CLE) requirements. Certificates of attendance will be provided to each attendee. Attendees are responsible for obtaining CLE credits from their respective states. Application has been made for continuing education for claims adjusters. Credit availability and requirements vary from state to state: please check the DRI website at dri.org for the latest information for your state.

Registration Policy
Save $100 when you register by May 28, 2018. (See the registration form for pricing.) The registration fee includes course materials, continental breakfasts, refreshment breaks, and networking receptions. If you wish to have your name appear on the registration list distributed at the conference and receive the course materials in advance, DRI must receive your registration by June 4, 2018 (please allow 10 days for processing). Registrations received after June 4, 2018, will be processed on-site.

Refund Policy
The registration fee is fully refundable for cancellations received on or before June 4, 2018. Cancellations received after June 4 and on or before June 11, 2018, will receive a refund, less a $100 processing fee. Cancellations made after June 11 will not receive a refund, but a $100 certificate good for any DRI seminar within the next 12 months will be issued. All cancellations and requests for refunds must be made in writing. Fax (312.795.0747) or email (seminars@dri.org) to DRI’s Accounting Department. Processing of refunds will occur within four weeks after the date of the seminar. All refunds will be processed in the same method that the payment was received. Substitutions may be made at any time without charge and must be submitted in writing.

Discounts
Group Discount The first and second registrations from the same firm or company are subject to the fees outlined previously. The registration fee for additional registrants from the same firm or company is $775, regardless of membership status if received on or before May 28, 2018. After May 28, the group rate is $875. All registrations must be received at the same time to receive the discount.

Travel Discounts DRI offers discounted meeting fares on various major air carriers for DRI Marijuana Law Seminar attendees. To receive these discounts, please contact Direct Travel, DRI’s official travel provider, at 800.840.0908. As always, to obtain the lowest available fares, early booking is recommended.

Hotel Accommodations
A limited number of discounted hotel rooms have been made available at the Loews Chicago Hotel, 455 N Park Dr. Chicago, IL 60611 (click here to view hotel photos).

Take advantage of the group rate of $279 Single/Double in one of two ways:

1) Reserve online: Click here or visit dri.org and go to the DRI Marijuana Law Seminar page and click on the “Book hotel” button.

Or contact the hotel directly at 312.840.6600 and mention the DRI Marijuana Law Seminar.

The hotel block is limited and rooms and rates are available on a first-come, first-served basis. You must make reservations by May 28, 2018, to be eligible for the group rate. Requests for reservations made after May 28 are subject to room and rate availability.
SEMIPAR SPONOSORS

DRI wishes to thank our sponsors for their support at this year’s seminar!

SILVER SPONSORS

RImkus Consulting Group, Inc.
Forensic Engineers and Consultants

BRONZE SPONSORS

AAIS
Member Focused Advisory Solutions

THOMSON REUTERS

DRI networking. At your fingertips!

NEW! Member exclusive

- Refer and track referrals to fellow members
- Schedule meetings
- Send messages
- Join DRI social circles of interest
- Create professional circles to facilitate business development
- Video conference call functionality

Search darm circles in your app store

Stay updated on DRI’s events—follow us on social media:
March 21–23  
Insurance Coverage and Claims Institute  
Swissôtel Chicago, Chicago, IL

April 11–13  
Life, Health, Disability and ERISA  
Westin Copley, Boston, MA

April 25–27  
Construction Law  
Hilton Nashville Downtown, Nashville, TN

April 26–27  
Business Litigation  
The Ritz-Carlton Denver, Denver, CO

April 26–27  
Intellectual Property  
The Ritz-Carlton Denver, Denver, CO

April 26–27  
Trucking Law  
Hilton Chicago, Chicago, IL

May 3–4  
Retail and Hospitality Litigation and Claims Management  
Loews Chicago, Chicago, IL

May 10–11  
Drug and Medical Device Litigation  
New York Marriott Marquis, New York, NY

May 16–18  
Employment and Labor Law  
Loews Chicago, Chicago, IL

June 14–15  
Diversity for Success  
Marriott Downtown Magnificent Mile, Chicago, IL

June 20–22  
Young Lawyers  
Portland Marriott Downtown, Portland, OR

September 6–7  
Cybersecurity and Data Privacy  
Loews Chicago, Chicago IL

Diversity and Inclusion in DRI: A Statement of Principle

DRI is the largest international membership organization of attorneys defending the interests of business and individuals in civil litigation. Diversity is a core value at DRI. Indeed, diversity, which includes sexual orientation, is fundamental to the success of the organization, and we seek out and embrace the innumerable benefits and contributions that the perspectives, backgrounds, cultures, and life experiences a diverse membership provides. Inclusiveness is the chief means to increase the diversity of DRI’s membership and leadership positions. DRI’s members and potential leaders are often also members and leaders of other defense organizations. Accordingly, DRI encourages all national, state, and local defense organizations to promote diversity and inclusion in their membership and leadership.

Harassment and Discrimination

DRI is committed to the policy of equal opportunity regardless of race, color, religion, sex, sexual orientation, gender, national origin and disability in all of its programs and activities, as well as maintaining an environment in our programs and activities which is free from all forms of harassment or discrimination of any kind. Pursuant to this policy, if any person who attends our programs or activities experiences unlawful discrimination or harassment, this should be reported to the Executive Director so that appropriate action may be taken.
Marijuana Law Seminar
June 26–27, 2018 | The University of Chicago
Booth School of Business Gleacher Center | Chicago, IL

FORMAL NAME

NAME (as you would like it to appear on badge)

COMPANY/FIRM/LAW SCHOOL

ADDRESS

CITY

STATE/PROVINCE

ZIP/POST CODE

TELEPHONE

FAX

EMAIL

Please list any special needs

Are you a first-time attendee at this DRI seminar?  ☐ Yes  ☐ No

How many attorneys are in your firm? ________  What is your primary area of practice? __________________________

REGISTRATION FEE

Registration fee includes seminar attendance, networking receptions and course materials. DRI will email a link to download the course materials to all registrants two weeks in advance of the seminar.

On or before After
May 28, 2018 May 28, 2018

☐ Member $875 $975

☐ Nonmember $1,195 $1,295

☐ Government Member $575

☐ Law Student Member FREE

☐ In-House Counsel Member* FREE

☐ Claims Executive Member* FREE

☐ Group Discount* $775 $875 (as defined on page 5)

PAYMENT METHOD

☐ My check for _________ (USD) is enclosed.

☐ Please charge my ☐ VISA ☐ MasterCard ☐ American Express.

Card # _______ _______ _______ _______ Exp. Date ____-____ CVC _______

Signature __________________________

Please remit payment by MAIL to:
DRI
72225 Eagle Way, Chicago, IL 60678-7252
PHONE: 312.795.1101 | FAX: 312.795.0749 | EMAIL: seminars@dri.org | WEB: dri.org

Please remit payment by COURIER to:
JP Morgan, Attn: DRI LBX 72225
131 S. Dearborn, 6th Floor, Chicago, IL 60603

For inclusion on the preregistration list and to receive course materials in advance, register by June 4, 2018.