



DRI delivers **resources** to build your practice

# Cannabis Law

Litigation Tips, Risk Mitigation,  
Policy Updates, and Strategies in a  
Developing Regulatory Landscape

*Learn about developing litigation issues involving the cannabis industry, from product liability to compliance with the EPA for pesticide use.*

- The ins and outs of insurance coverage from a panel of insurance professionals
- Analysis of policy shifts under the Trump administration, state legalization and regulatory issues, and banking trends and challenges
- Updates on cannabis market, law, and cross-border business issues



May 15, 2019  
Renaissance Washington, D.C.,  
Downtown Hotel  
Washington, D.C.

**T**hirty-three states have legalized medicinal cannabis and 10 states have legalized the recreational use of cannabis. However, the combination of the Controlled Substance Act (Schedule One), the resignation of Jeff Sessions, and ongoing regulatory uncertainty presents a barrier to full realization of the potential of this \$50 billion-plus business. This quickly developing sector affects virtually every area 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. DRI's Cannabis Law Seminar provides you with subject matter experts who will share with you the knowledge and strategies needed by professionals, businesses, and insurers to traverse the complex pitfalls and prospects of cannabis legalization successfully.



**Melissa K. Roeder**  
Program Chair



**Stephen O. Plunkett**  
Law Institute



**Michael B. Cohen**  
Program Vice Chair

PRESENTED BY **DRI's Drug and Medical Device AND  
Medical Liability and Health Care Law Committees**

THIS SEMINAR BROCHURE IS SPONSORED BY **KING & SPALDING**

Register online now at [dri.org](http://dri.org) or complete the form in the back.

## What You Will Learn



- Insurance procurement: who, what, when, where, why, and exclusions from a panel of insurance professionals
- Information from industry professionals: limiting liability through advanced preparation
- Tips and information from a cannabis business owner
- Canadian cannabis law: cross-border issues
- Product liability, pesticide use, and the EPA
- Cannabis and civil justice issues and ethical considerations

## Members Get More

- Access to **LegalPoint**™ at **dri.org**: Committee newsletters, seminar course materials, and other publications.
- Access to the **DRI Committee Communities** for **Drug and Medical Device** 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:



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## PROGRAM SCHEDULE

## TUESDAY, MAY 14

6:00 p.m. **Registration**6:00 p.m. **Networking Reception**SPONSORED BY **Foley & Mansfield**

## WEDNESDAY, MAY 15

**Community Service: The Veterans Cannabis Project (VCP)**

The VCP is an organization committed to protecting veterans' choice for safe and effective treatment of health issues and improving their quality of life through the use of medical cannabis. The VCP works to empower veterans to live healthy, fulfilling lives, while advocating on their behalf for unrestricted and supported access to medical cannabis through the VA. Visit <https://www.vetscp.org/donate/> and please contact Darren Grady at [dgrady@salawus.com](mailto:dgrady@salawus.com) for additional information.

7:00 a.m. **Registration**7:00 a.m. **Continental Breakfast**8:00 a.m. **Welcome and Introductions**

**Stephen O. Plunkett**, *Bassford Remele PA*,  
Minneapolis, MN

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

8:10 a.m. **Cannabis Regulation in the Trump Administration: Lessons Learned and What Lies Ahead**

This insightful and interactive session will explore what effect the Trump administration has had and will continue to have on the cannabis industry. In addition, Jonathan Havens will offer insights into both the changing federal and state cannabis regulatory landscapes, including offering predictions on what's to come and how these changes could affect industry members, consumers, patients, and the research community.

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

8:40 a.m. **Cannabinoids: Public Policy, Pleasure, Pain and Potential**

The non-psychoactive cannabidiol (CBD) was recently rescheduled as a Schedule 5 drug. Impairments associated with acute and chronic THC intake in adults, especially those related

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to the operation of a vehicle, are well documented, but complex. This talk will address treatment issues such as pain management, reduction of opioid use/abuse, treatment of post-traumatic stress syndrome (PTSD), other anxiety disorders and insomnia, and their anti-convulsant and anti-inflammatory properties.

**Donald A. Fox, PhD**, *Robson Forensic*,  
Denver, CO

9:10 a.m. **Are Bankruptcy Courthouse Doors Closed to Marijuana-Related Businesses?**

Case law is emerging at the intersection of bankruptcy law and marijuana-related businesses. The presentation will discuss the current state of bankruptcy law in regard to marijuana-related businesses and individuals; summarize several of the seminal cases in the area; discuss the United States Trustee Program's position on marijuana-related businesses and individuals, as well as those businesses' and individuals' access to bankruptcy courts; and address restructuring alternatives to bankruptcy for marijuana-related businesses in financial distress.

**William S. Hackney**, *SmithAmundsen LLC*,  
Chicago, IL

9:55 a.m. **Refreshment Break**10:15 a.m. **Cannabis Law, Social Justice, and Ethical Considerations**

This presentation will provide attendees with exposure to the key legal and policy issues related to racial disparities within every part of the cannabis industry, including the local, state, and federal differences in the criminal justice system, economic and business disparities, and other social justice issues. The presentation will also explore the legislative and technology landscape in this dynamic area and will provide opportunities to discuss cutting-edge issues at the intersection of law, cannabis, and social justice.

**Tamieka Range**, *The Range Law Firm LLC*,  
Goldenrod, FL

11:15 a.m. **Smoke on the Water? Budding Environmental Regulatory and Litigation Concerns Facing the Cannabis Industry**

The multi-billion dollar Cannabis industry faces

many challenges as it continues to expand, and a growing challenge will be compliance with the multitude of state and federal environmental laws and regulations. In addition, the industry has become an increasingly attractive target for environmental claims, including alleged violations of state environmental statutes, toxic tort claims, and common law nuisance. This presentation will focus on identifying environmental and litigation risks affecting the industry and managing those risks as they develop.

**Christopher D. Strunk**, *Beveridge & Diamond PC*, San Francisco, CA

12:00 p.m. **Lunch** (*on your own*)

1:00 p.m. **Insurance Professional Panel**

Insurance policies: who is offering, what is the coverage that can be obtained, why are there so many exclusions?

MODERATOR | **Margaret Nash**, *Hinshaw & Culbertson LLP*, Boston, MA

- **Norm Ives**, *Worldwide Facilities LLC*, Seattle, WA
- **Phillip Skaggs**, *American Association of Insurance Services Inc.*, Lisle, IL
- **Kelly Yates**, *Topa Insurance Company*, Calabasas, CA

2:00 p.m. **Cannabis Law from a Business Perspective**

Greenrush is an online Cannabis marketplace that utilizes technology and marketing to attract new customers and to partner with trusted dispensaries. They rely heavily on their legal counsel to tell them what works and what doesn't and to provide insight into how Greenrush can use the law to their advantage (all in a language that they can understand). Some critical topics include banking, client contracts and negotiations, multistate business operations, and delivery management and logistics.

**Rachel Shipp**, *Greenrush*, San Francisco, CA

2:40 p.m. **Sky-High Explosions and Fires: Now What?**

Fires and explosions are a known hazards in any business, and more so in marijuana production, distribution, and sales facilities, based on the nature of the business. This presentation will include a variety of fire and explosion case

studies, as well as some "lessons learned" to help reduce future losses and claims.

**Andrew Paris**, *Jensen Hughes Inc.*, Mountlake Terrace, WA

3:10 p.m. **Refreshment Break**  
SPONSORED BY **AAIS Inc.**

3:30 p.m. **The Invisible Wall: Cannabis and the U.S. Border**

This presentation focuses on various issues encountered by foreigners at the U.S. border involving cannabis use, investment, and business involvement. Topics will include denied entries, lifetime bars, expedited removals, and waivers, as well as practical advice for navigating U.S. immigration.

**Leonard D.M. Saunders**, *The Immigration Law Firm PLLC*, Blaine, WA

4:10 p.m. **Crisis Responsiveness: Limiting Liability Through Advanced Preparation**

While businesses in all industries have their fair share of crises, the cannabis industry is under particular scrutiny. Preparing your clients in advance by identifying vulnerabilities and understanding the crisis readiness lifecycle can help limit liability, and maybe even save their businesses.

**Rachel E. Kurtz**, *National Cannabis Industry Association*, Denver, CO

4:50 p.m. **Clearing the Smoke on Cannabis Insurance**

What's happening in the world of cannabis insurance? Join Dr. Wells for the latest news from the insurance marketplace, including pricing, coverage availability, and significant court decisions related to insurance.

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

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

6:00 p.m. **Networking Reception with DRI Drug and Medical Device Seminar Attendees**

SPONSORED BY **Foley & Mansfield**

7:00 p.m. **Dine-Arounds** | Join colleagues and friends at selected restaurants for dinner (*on your own*). More details on-site.

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## FACULTY

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

**Donald A. Fox, PhD**, Robson Forensics, Denver, CO

**William S. Hackney**, SmithAmundsen LLC, Chicago, IL

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

▶ **Norm Ives**, Worldwide Facilities LLC, Seattle, WA

**Rachel E. Kurtz**, National Cannabis Industry Association, Denver, CO

**Margaret Nash**, Hinshaw & Culbertson LLP, Boston, MA

**Andrew Paris**, Jensen Hughes Inc., Mountlake Terrace, WA

**Stephen O. Plunkett**, Bassford Remele PA, Minneapolis, MN

**Tamieka Range**, The Range Law Firm LLC, Goldenrod, FL

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

**Leonard D.M. Saunders**, The Immigration Law Firm PLLC, Blaine, WA

**Rachel Shipp**, Greenrush, San Francisco, CA

▶ **Phillip Skaggs**, American Association of Insurance Services, Inc., Lisle, IL

**Christopher D. Strunk**, Beveridge & Diamond PC, San Francisco, CA

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

▶ **Kelly Yates**, Topa Insurance Company, Calabasas, CA

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## SEMINAR SPONSORS

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



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Committed to Diversity

### 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.



## 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.**

### CLE/Claims Adjusters Accreditation

This seminar has been approved for MCLE credit by the State Bar of California for up to 8 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 April 15, 2019.** (See the registration form for pricing.) The registration fee includes course materials, continental breakfasts, refreshment breaks, networking receptions, and access to the DRI App. 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 **April 22, 2019** (*please allow 10 days for processing*). Registrations received after **April 22** will be processed on-site.

### Refund Policy

The registration fee is fully refundable for cancellations received on or before **April 22, 2019**. Cancellations received after **April 22** and on or before **April 29, 2019**, will receive a refund, less a \$100 processing fee. Cancellations made after **April 29** 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](mailto: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 **\$495**, regardless of membership status if received on or before **April 15, 2019**. After **April 15**, the group rate is **\$595**. 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 Cannabis 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.

- The taping or recording of DRI seminars is prohibited without the written permission of DRI.
- Speakers and times may be subject to last-minute changes.
- A small portion of your room rate offsets the costs of the seminar.
- DRI policy provides there will be no group functions sponsored by others in connection with its seminars.

### Hotel Accommodations

A limited number of discounted hotel rooms have been made available at **Renaissance Washington, DC Hotel, 999 Ninth Street, Washington, DC 20001** ([click here](#) to view hotel photos).

Take advantage of the group rate of **\$309 Single/Double** in one of two ways:

- 1) Reserve online: [Click here](#) or visit [dri.org](http://dri.org) and go to the **DRI Cannabis Law Seminar page** and click on the "Book hotel" button.
- 2) Or **contact the hotel directly at 202.898.9000** and mention the **DRI Cannabis 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 **April 15, 2019**, to be eligible for the group rate. Requests for reservations made after **April 15** are subject to room and rate availability.

# CLE for Your Practice

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**Product Liability Conference**  
*JW Marriott Austin, Austin, TX*

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**Trial Skills and Damages**  
*Park MGM Las Vegas, Las Vegas, NV*

March 21–22  
**Medical Liability and Health Care Law**  
*Hilton Nashville Downtown, Nashville, TN*

April 3–5  
**Insurance Coverage and Claims Institute**  
*Loews Chicago Hotel, Chicago, IL*

May 8–10  
**Employment and Labor Law**  
*Pointe Hilton Tapatio Cliffs Resort, Phoenix, AZ*

May 9–10  
**Retail and Hospitality Litigation**  
*Loews Sapphire Falls/Royal Pacific Resorts at Universal, Orlando, FL*

May 16–17  
**Drug and Medical Device Litigation**  
*Renaissance Washington DC Downtown, Washington, DC*

June 5–7  
**Insurance Bad Faith and Extra-Contractual Liability**  
*Westin Washington, D.C. City Center, Washington, DC*

June 20–21  
**Diversity for Success**  
*Sheraton New Orleans, New Orleans, LA*

June 26  
**Trucking Law Primer**  
*Hilton Nashville Downtown, Nashville, TN*

June 26–28  
**Young Lawyers**  
*Hilton Nashville Downtown, Nashville, TN*

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# Cannabis Law Seminar

May 15, 2019 | Renaissance Washington, D.C.,  
Downtown Hotel | Washington, D.C.

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Please list any special needs \_\_\_\_\_

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

How many attorneys \_\_\_\_\_ What is your primary  
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## REGISTRATION FEE

Registration fee includes seminar attendance, networking receptions, course materials, and access to the DRI App. DRI will email a link to download the course materials to all registrants two weeks in advance of the seminar. Only members of DRI will have access to the PowerPoint presentations after the seminar.

|   | On or before<br>Apr. 15, 2019 | After<br>Apr. 15, 2019      |   |
|---|-------------------------------|-----------------------------|---|
| <input type="checkbox"/> Member                   | \$595                         | \$695                       | <i>For inclusion on the preregistration list and to receive course materials in advance, <b>register by April 22, 2019.</b></i> |
| <input type="checkbox"/> Nonmember                | \$915                         | \$1,015                     |   |
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| <input type="checkbox"/> Claims Executive Member* | FREE                          |                             |   |
| <input type="checkbox"/> Group Discount*          | \$495                         | \$595 *As defined on page 5 |   |

### Attend both *Cannabis Law* and *Drug and Medical Device Litigation* seminars:

|                                    |         |         |
|------------------------------------|---------|---------|
| <input type="checkbox"/> Member    | \$1,185 | \$1,285 |
| <input type="checkbox"/> Nonmember | \$1,505 | \$1,605 |

## PAYMENT METHOD

- My check for \_\_\_\_\_ (USD) is enclosed.
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Cannabis Law

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Please remit payment by **COURIER** to:

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