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# Strictly Automotive

Today's Automotive Technology Is Rapidly Evolving: Are You Equipped to Defend It?

- Hear directly from in-house counsel for automotive manufacturers regarding the obstacles being faced today involving tomorrow's technology
- Spend half a day at a state-of-the-art test facility, watch a live crash involving autonomous vehicles, and learn firsthand how to investigate and use crash data to defend your case
- Experts and experienced litigators discuss what's becoming the "new norm" in automotive technology



September 12-13, 2019

Sheraton Columbus at Capitol Square

Columbus, OH

**C**ome join your colleagues and peers for two days of interactive learning at the DRI Strictly Automotive Seminar. Hear directly from the manufacturers on what is important right now in automotive litigation and what is on the horizon with the advancement of new technology. For the first time ever, participants will travel off-site to attend a live crash test and learn alongside experts as they show the latest ways to help defend your automotive cases.



**Jodi Dyan Oley**  
Program Chair



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Program Co-Vice Chair



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**Anthony M. Ruffolo**  
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PRESENTED BY **DRI's Product Liability Committee**

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

## What You Will Learn



- Listen to seasoned in-house counsel discuss how they are handling larger-volume cases with high-tech claims, such as driver assist systems
- Learn techniques to use mediation as a true resolution tool—and not allow it to be just free discovery for plaintiffs
- Discover how state-of-the-art vehicle technology is affecting the investigation of vehicle fires
- Hear directly from manufacturers regarding the current issues being faced with autonomous vehicles

## Members Get More

- Access to **LegalPoint**™ at **dri.org**: Committee newsletters, seminar course materials, and other publications.
- Access to the **DRI Product Liability Committee Community**: 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

WEDNESDAY, SEPTEMBER 11

6:00 p.m. **Registration**

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

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THURSDAY, SEPTEMBER 12

**goCharge Charging Station**

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

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

8:00 a.m. **Welcome and Introductions**

**Glenn M. Zakaib**, *Borden Ladner Gervais LLP*,  
Toronto, ON

**Jodi Dyan Oley**, *Eckert Seamans Cherin &  
Mellott LLC*, Philadelphia, PA

8:05 a.m. **Autonomous and Connected  
Vehicles: Product Liability Issues  
of Today and the (Near) Future**

This panel will discuss the legal issues that are presenting themselves today, as well as contemplate the new liability landscape when autonomous vehicles move from testing to deployment.

MODERATOR | **Robert L. Love**, *Borden Ladner  
Gervais LLP*, Toronto, ON

➤ **Erinn D. DePorre**, *General Motors LLC*,  
Detroit, MI

➤ **Randall D. Haimovici**, *Uber  
Technologies Inc.*, San Francisco, CA

8:55 a.m. **Alternative Power Vehicle Fires  
and Eyewitness Reliability**

Learn how the latest vehicle propulsion technologies influence vehicle fire investigations and tips for questioning fire eyewitnesses,

*Click on any speaker name to view bio.*

including detecting and dealing with deception and eliciting the most accurate testimony possible.

◆ **Jeffrey D. (Jeff) Colwell, PhD, PE**,  
*Colwell Consulting LLC*, Scottsdale, AZ

9:45 a.m. **Refreshment Break**

SPONSORED BY **ARCCA**

10:00 a.m. **Use of 3D Imaging in Biomechanical  
and Radiological Analysis**

Hear about the relation of preexisting conditions to current injuries and their mechanisms and how the use of 3D imaging can enhance presentation of such evidence at the time of mediation or trial.

◆ **Cynthia M. Day, MD**, *Biodynamic Research  
Corporation (BRC)*, San Antonio, TX

10:50 a.m. **Mediation: How It Has Changed and  
How to Make It Work for You**

Do you ever feel that opposing counsel is using mediation for free discovery, and not to resolve the case? Hear this experienced panel discuss changes seen in recent years and how to use mediation to your advantage.

➤ MODERATOR | **Gregory P. (Greg) Gilmer**,  
*Honda North America Inc.*, Torrance, CA

➤ **Trish Jankowski-Fodor**, *General  
Motors LLC*, Detroit, MI

**Kevin L. Kimball**, *Kirton McConkie PC*,  
Salt Lake City, UT

◆ **Conna A. Weiner**, *JAMS*, Boston, MA

11:30 a.m. **Board Bus and Travel to S-E-A Campus**

12:00 p.m. **Lunch at S-E-A Campus**

1:00 p.m. **Accident Reconstruction, Autonomous  
Vehicles, Autonomous Testing, and the  
Intersection of It All** (Sessions at S-E-A  
Campus; see next page)

➤ Denotes the **DRI CLIENT CONNECTION**: In-house and claims professional speakers

◆ Denotes expert

## ACCIDENT RECONSTRUCTION, AUTONOMOUS VEHICLES, AUTONOMOUS TESTING, AND THE INTERSECTION OF IT ALL



S-E-A'S STATE-OF-THE ART TESTING FACILITY

### 1:00 p.m. **Welcome and Introductions**

◆ **Jason Baker**, *President and CEO, S-E-A, Columbus, OH*

### 1:15 p.m. **Discuss Purpose and Scope of Session, Including Historical Accident Reconstruction and Testing Scenario for Program**

◆ **Douglas R. Morr, MS, PE, S-E-A, Columbus, OH**

### 2:15 p.m. **Review of the State of the Automotive Industry and Applications of Current Testing**

◆ **Gary J. Heydinger, PhD, PE, S-E-A, Columbus, OH**

### 2:30 p.m. **Break and Walk to S-E-A Test Pad**

### 2:45 p.m. **Accident Staging**

S-E-A experts will stage an accident scenario introducing simulated pedestrians, test dummies, autonomously driven vehicles, autonomous platforms, non-intelligent vehicles, S-E-A Driving Robots, intersection and pedestrian crosswalks, and traffic signal lights. Learn to better understand Vehicle to Vehicle (V2V) and Vehicle to Infrastructure (V2I) communication and associated accident reconstruction techniques. The scene will be documented with 3D laser scans, high speed video, drones and downloaded air bag control modules.

### 3:15 p.m. **Return to Sled Area for Debriefing to Review the Technology Involved and the Results of the Testing**

◆ **Gary J. Heydinger, PhD, PE, S-E-A, Columbus, OH**

◆ **Douglas R. Morr, MS, PE, S-E-A, Columbus, OH**

◆ **Anmol Sidhu, PhD, S-E-A, Columbus, OH**

### 3:45 p.m. **Breakout Question and Answers Followed by Reception**

◆ **Michael Arnett, MS, PE, S-E-A, Elk Grove Village, IL**

◆ **Jared R. Henthorn, CSM, S-E-A, Columbus, OH**

### 5:15 p.m. **Automotive Specialized Litigation Group Committee Meeting** (*open to all*)

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

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7:00 p.m. **Dine-Arounds** | Join colleagues and friends at selected restaurants for dinner (*on your own*). More details on electronic sign-up sent in advance.

## FRIDAY, SEPTEMBER 13

### **goCharge Charging Station**

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### 7:30 a.m. **Registration**

### 7:30 a.m. **Continental Breakfast**

SPONSORED BY **Crane Engineering**

8:00 a.m. **Announcements**

**Heather Russell Fine**, *Marshall Dennehey Warner Coleman & Goggin*, Philadelphia, PA

8:05 a.m. **Advanced Driver Assistance Systems and HAVs: Current Trends and What's Ahead in the 2020s**

The next decade promises increased proliferation of advanced driver assistance systems and further advancements toward highly automated vehicles. Hear about current litigation trends, the regulatory landscape, and the latest innovative technologies.

MODERATOR | **Bard D. Borkon**, *Bowman & Brooke LLP*, Minneapolis, MN

**Kristi K. Fielder**, *Fielder Mediation Services*, Worcester, MA

➤ **John Gersch**, *Toyota Motor North America Inc.*, Plano, TX

◆◆ **Carmine Senatore, PhD**, *Exponent*, Natick, MA

9:00 a.m. **New Era of Cooperation in Vehicle Safety Among OEMs**

The auto industry continues gaining momentum in vehicle safety and safety recall collaboration. The panelists will discuss how events, including “Best Practices Recall Summits” and recurring Takata OEM Summits, facilitate a new level of progress for manufacturers and regulators.

MODERATOR | **Erika Z. Jones**, *Mayer Brown LLP*, Washington, DC

➤ **Alan L. DeGraw**, *FCA US LLC*, Auburn Hills, MI

➤ **Zachary (Zach) Dunlap**, *Ford Motor Company*, Dearborn, MI

➤ **Kathleen Roth**, *Nissan North America Inc.*, Franklin, TN

9:50 a.m. **Refreshment Break**  
SPONSORED BY **Sutter O’Connell**

10:10 a.m. **Moral Algorithms? Ethics in Autonomous Vehicles**

The responsibility for safe vehicle operation sits on a human driver, but what about an autonomous vehicle? Explore vexing questions that programmers and engineers must address and come to understand how algorithms will need to resolve choices in morally defensible ways.

➤ **Emily E. Frascaroli**, *Ford Motor Company*, Dearborn, MI

➤ **Amy Mass**, *The Hanover Insurance Group*, Howell, MI

11:10 a.m. **Carbon Monoxide: A Changing Landscape**

Explore the challenges of defending carbon monoxide cases in light of new technology. Learn about litigation and regulatory issues created by human error as consumers adapt to keyless vehicles.

**Emma E. Jacobson**, *Squire Patton Boggs*, Los Angeles, CA

◆◆ **Dennis J. Paustenbach, PhD, CIH, DABT**, *Paustenbach and Associates*, Jackson, WY

12:00 p.m. **The Perspectives of In-House Counsel... or Are They?**

We’ve all heard from in-house counsel about what they want to see from their outside counsel. Now hear how their personal experience in private practice affects their thoughts and ideas as in-house counsel.

MODERATOR | **Denise A. Dickerson**, *Sutter O’Connell*, Cleveland, OH

➤ **Carmen Dorris**, *FCA US LLC*, Auburn Hills, MI

**Jonathan R. Fabozzi**, *Goldberg Segalla LLP*, Princeton, NJ

➤ **Sarah E. McAfee**, *General Motors LLC*, Detroit, MI

➤ **Timothy Charles (Tim) Smith**, *Polaris Industries Inc.*, Medina, MN

1:15 p.m. **Adjourn**

➤ Denotes the **DRI CLIENT CONNECTION**: In-house and claims professional speakers

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## 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 Accreditation

This seminar has been approved for MCLE credit by the State Bar of California for up to **11** 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. Credit availability and requirements vary from state to state; please **check the DRI website at [dri.org](http://dri.org)** for the latest information for your state.

### Registration Policy

**Save \$100 when you register by August 13, 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 **August 20, 2019** (please allow 10 days for processing). Registrations received after **August 20, 2019**, will be processed on-site.

### Refund Policy

The registration fee is fully refundable for cancellations received on or before **August 20, 2019**. Cancellations received after **August 20** and on or before **August 27, 2019**, will receive a refund, less a \$100 processing fee. Cancellations made after **August 27** 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 **\$775**, regardless of membership status if received on or before **August 13, 2019**. After **August 13**, 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 Strictly Automotive 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 the **Sheraton Columbus at Capitol Square, 75 E. State St., Columbus, OH 43215** ([click here](#) to view hotel photos).

Take advantage of the group rate of **\$185 Single/Double** in one of two ways:

- 1) Reserve online: [Click here](#) or visit [dri.org](http://dri.org) and go to the **DRI Strictly Automotive Seminar** page and click on the "Book hotel" button.
- 2) Or **contact the hotel directly at 800.325.3535** and mention the **DRI Strictly Automotive Seminar**.

The hotel block is limited and rooms and rates are available on a first-come, first-served basis. You must make reservations by **August 13, 2019**, to be eligible for the group rate. Requests for reservations made after **August 13** are subject to room and rate availability.

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

- ◆◆ **Michael Arnett, MS, PE**, S-E-A, Elk Grove Village, IL
- ◆◆ **Jason Baker**, S-E-A, Columbus, OH
- Bard D. Borkon**, Bowman & Brooke LLP, Minneapolis, MN
- ◆◆ **Jeffery D. (Jeff) Colwell, PhD, PE**, Colwell Consulting LLC, Scottsdale, AZ
- ◆◆ **Cynthia M. Day, MD**, Biodynamic Research Corporation (BRC), San Antonio, TX
- **Alan L. DeGraw**, FCA US LLC, Auburn Hills, MI

- **Erinn D. DePorre**, General Motors LLC, Detroit, MI

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- **Zachary (Zach) Dunlap**, Ford Motor Company, Dearborn, MI

**Jonathan R. Fabozzi**, Goldberg Segalla LLP, Princeton, NJ

**Kristi K. Fielder**, Fielder Mediation Services, Worcester, MA

**Heather Russell Fine**, Marshall Dennehey Warner Coleman & Goggin, Philadelphia, PA

- **Emily E. Frascaroli**, Ford Motor Company, Dearborn, MI

- **John Gersch**, Toyota Motor North America Inc., Plano, TX

- **Gregory P. (Greg) Gilmer**, Honda North America Inc., Torrance, CA

- **Randall D. Haimovici**, Uber Technologies Inc., San Francisco, CA

- ◆◆ **Jared R. Henthorn, CSM**, S-E-A, Columbus, OH

- ◆◆ **Gary J. Heydinger, PhD, PE**, S-E-A, Columbus, OH

**Emma E. Jacobson**, Squire Patton Boggs, Los Angeles, CA

- **Trish Jankowski-Fodor**, General Motors LLC, Detroit, MI

**Erika Z. Jones**, Mayer Brown LLP, Washington, DC

**Kevin L. Kimball**, Kirton McConkie PC, Salt Lake City, UT

**Robert L. Love**, Borden Ladner Gervais LLP, Toronto, ON

- **Amy Mass**, The Hanover Insurance Group, Howell, MI

- **Sarah E. McAfee**, General Motors LLC, Detroit, MI

**Michael A. McCaskey**, Swanson Martin & Bell LLP, Chicago, IL

- ◆◆ **Douglas R. Morr, MS, PE**, S-E-A, Columbus, OH

**Jodi Dyan Oley**, Eckert Seamans Cherin & Mellott LLC, Philadelphia, PA

**Nicholas C. (Nick) Pappas**, Frost Brown Todd LLC, Indianapolis, IN

- ◆◆ **Dennis J. Paustenbach, PhD, CIH, DABT**, Paustenbach and Associates, Jackson, WY

- **Kathleen Roth**, Nissan North America Inc., Franklin, TN

- **Anthony M. Ruffolo**, Honda Canada Inc., Markham, ON

- ◆◆ **Carmine Senatore, PhD**, Exponent, Natick, MA

- ◆◆ **Anmol Sidhu, PhD**, S-E-A, Columbus, OH

- **Timothy Charles (Tim) Smith**, Polaris Industries Inc., Medina, MN

**James E. Weatherholtz**, Womble Bond Dickinson (US) LLP, Charleston, SC

- ◆◆ **Conna A. Weiner**, JAMS, Boston, MA

**Glenn M. Zakaib**, Borden Ladner Gervais LLP, Toronto, ON

**View faculty bios on the DRI Strictly Automotive Seminar webpage; click on “View speakers” button.**



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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.

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September 12-13, 2019  
Sheraton Columbus at Capitol Square | Columbus, OH

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

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\*As defined on page 5

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## Strictly Automotive Seminar

September 12-13, 2019  
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