



Oregon Law Institute  
of Lewis & Clark Law School

# Advanced Federal Practice and Procedure

**Federal Bar Association, Oregon Chapter and  
Oregon Law Institute  
of Lewis & Clark Law School**

*in cooperation with the*

**United States District Court  
for the District of Oregon  
and the Ninth Circuit Court of Appeals**

**E**ffective federal court litigation practice requires mastery of proper procedure, strategy, local rules, as well as strong advocacy techniques. OLI and the Federal Bar Association have assembled an outstanding faculty of federal district and magistrate judges and leading practitioners to share their thoughts, insights, and experience on a wide range of federal practice topics. This program will not only benefit those new to federal court, but also contains a great deal of new information and insights perfect for the experienced practitioner.

**Friday,  
February 17, 2006**

**Jury Assembly Room  
Mark O. Hatfield U.S. Courthouse  
1000 SW Third Ave., Portland**

**5.75 General and  
.75 Ethics MCLE Credits**



# SCHEDULE

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8:15 LATE REGISTRATION AND DISTRIBUTION OF MATERIALS

8:40 WELCOME AND INTRODUCTION

8:45 – 9:15 **Local Rules: Everything You Should Know**

Review the district's Local Rules, with an emphasis on recent changes and the rules that are most commonly violated—as well as the consequences.

- *Hon. Janice M. Stewart*
- *James L. Hiller*

9:15 – 9:45 **Effectively Drafting and Opposing Attorney Fee Motions**

How can a party most effectively present or contest a motion for attorney fees? Should challenges be “line by line” or take a more general summary approach? An experienced practitioner and a judge will provide insights about how to maximize the effectiveness of your advocacy in this process, along with samples of effective motions and challenges.

- *Hon. Dennis J. Hubel*
- *Robert E. L. Bonaparte*

9:45 – 10:00 BREAK

10:00 – 10:45 **Summary Judgment Procedure, Part I: Concise Statements of Material Fact**

The quality and clarity of a concise statement are critical to a successful motion for summary judgment. In this session you'll learn how to hone your concise statements and avoid common errors that may jeopardize your client's position. The panel will also provide examples of effective concise statements and responses.

- *Hon. Anna J. Brown*
- *Courtney W. Angeli*
- *Dana L. Sullivan*

10:45 – 11:30 **Summary Judgment Procedure, Part II: Avoiding Tactical and Evidentiary Mistakes**

Federal court summary judgment practice takes an especially exacting approach to evidentiary requirements. Find out about areas in which your summary judgment motion may be vulnerable, or where you may challenge your opponents' position, purely on issues of admissibility. You will hear from experienced practitioners and get a judge's perspective on typical errors.

- *Hon. Paul Papak*
- *Thomas R. Johnson*
- *Matthew A. Levin*

11:30 – 12:30 BOX LUNCH (included with registration)

# SCHEDULE (cont.)

- 12:30 – 2:00 **Persuasive Use of Courtroom Technology**  
Attorneys David Angeli and Per Ramfjord recently defended former Enron Broadband Services CEO Joseph Hirko in a three-month criminal trial in U.S. District Court in Houston. The case involved more than 100 million pages of documents, hundreds of hours of video, and complex technical testimony. The attorneys will demonstrate how they used technology to organize that massive volume of information and present it to the jury in a compelling and understandable way. Judge Garr King will also provide his input on the use of technology in the courtroom.  
– *Hon. Garr M. King*  
– *David H. Angeli*  
– *Per A. Ramfjord*
- 2:00 – 2:15 BREAK
- 2:15 – 3:00 **The Challenge of Drafting Clear and Acceptable Jury Instructions and Verdict Forms**  
This task, which is critical to success at trial, is one that judges view as being handled poorly by many attorneys. Learn the process experienced attorneys follow when drafting these crucial documents and get guidance from judges as to the factors that are central to ensuring that your instructions and proposed verdict forms will be approved.  
– *Hon. Anna J. Brown*  
– *Paul C. Buchanan*  
– *Robert A. Shlachter*
- 3:00 – 3:45 **Maximizing the Benefit of Settlement Conferences**  
This panel consists of federal district judges who conduct settlement conferences and a practitioner experienced in mediating complex cases. They will discuss general mediation strategy and techniques for drafting a mediation statement that will help achieve a successful settlement.  
– *Hon. Ann Aiken*  
– *Hon. Thomas M. Coffin*  
– *Peter C. Richter*
- 3:45 – 4:30 **Ethical Issues in Complex Litigation**  
This session will cover common issues that arise in complex litigation, including those relating to joint defense privilege and the possible hazards thereof, how the attorney-client privilege applies to management-level employees who no longer work for your corporate client, and other timely and important topics.  
– *Mark J. Fucile*
- 4:30 ADJOURN

# PROGRAM FACULTY

**Hon. Ann Aiken**  
*US District Court Judge*

**Courtney W. Angeli**  
*Program Planner*  
*Stoel Rives LLP*

**David H. Angeli**  
*Stoel Rives LLP*

**Robert E. L. Bonaparte**  
*Shenker & Bonaparte*

**Hon. Anna J. Brown**  
*US District Court Judge*

**Paul C. Buchanan**  
*Stoel Rives LLP*

**Hon. Thomas M. Coffin**  
*US Magistrate Judge*

**Mark J. Fucile**  
*Fucile & Reising LLP*

**James L. Hiller**  
*Hitt Hiller Monfils Williams LLP*

**Hon. Dennis J. Hubel**  
*US Magistrate Judge*

**Thomas R. Johnson**  
*Perkins Coie LLP*

**Hon. Garr M. King**  
*US District Court Judge*

**Matthew A. Levin**  
*Markowitz, Herbold, Glade  
& Mehlhaf, P.C.*

**Hon. Paul Papak**  
*US Magistrate Judge*

**Per A. Ramfjord**  
*Stoel Rives LLP*

**Peter C. Richter**  
*Miller Nash LLP*

**Robert A. Shlachter**  
*Stoll Stoll Berne Lokting &  
Shlachter P.C.*

**Hon. Janice M. Stewart**  
*US Magistrate Judge*

**Dana L. Sullivan**  
*McKanna Bishop Joffe &  
Sullivan LLP*

## LIVE PRESENTATION

**Portland – 2/17/06**

Jury Assembly Room  
Mark O. Hatfield U.S. Courthouse  
1000 SW Third Ave., Portland

## MCLE CREDIT

*Advanced Federal Practice and  
Procedure* will receive **5.75** General  
and **.75** Ethics MCLE credits.

## QUESTIONS?

Please call OLI at (503) 768-6580 in Portland or toll-free  
in Oregon at (800) 222-8213, e-mail us at [oli@lclark.edu](mailto:oli@lclark.edu);  
or visit our Web site at [www.lclark.edu/org/oli](http://www.lclark.edu/org/oli).

# Advanced Federal Practice and Procedure

Friday, February 17, 2006

Name OSB No. or Profession

Firm/Organization

Street Address

City/State/Zip

Phone

Fax

E-Mail

## TUITION *(Prices include refreshments, box lunch, and course materials.)*

- \$175 Regular tuition *(received by February 13, 2006).*
- \$150 FBA members *(received by February 13, 2006).*
- \$140 New attorneys (admitted 2004–2005), paralegals, or secretaries *(received by February 13, 2006).*
- \$100 Public defenders and legal aid attorneys *(received by February 13, 2006).*
- \$35 OLI Annual Pass holder (Annual Pass No. \_\_\_\_\_).
- \$20 Add to above tuition if registration received *after February 13, 2006.*

## BOX LUNCH OPTIONS

- Turkey  Vegetarian
- Ham  Roast Beef

## BOOK ORDER

*I am unable to attend. Please send me:*

- Course book, \$55 per copy
- Deduct 50% from order if you are an OLI Annual Pass holder (Pass No. \_\_\_\_\_)
- \$7.00 Note: Add \$7.00 shipping & handling fee to above book orders.**

ENCLOSED IS \$ \_\_\_\_\_ BY:

- Check payable to Oregon Law Institute (OLI)
- Credit Card: Acct. # \_\_\_\_\_  
 VISA  MasterCard  
 Exp. Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Return this form with payment to:  
 OLI Registrar, Solomon Courthouse  
 620 S.W. Main St., Suite 706  
 Portland, OR 97205-3037

...or fax this registration  
 form including credit  
 card information to:  
 (503) 768-6585.

**QUESTIONS? Call (503) 768-6580 or (800) 222-8213.  
 Check out our website at [www.lclark.edu/org/oli](http://www.lclark.edu/org/oli)  
 or email us at [oli@lclark.edu](mailto:oli@lclark.edu).**

**CONFIRMATION:** Confirmation will be sent via e-mail or fax.

**CANCELLATION POLICY:** Tuition minus a \$20 handling charge will be refunded if the cancellation request is *written and received* by Monday, February 13, 2006.

**NEED ASSISTANCE:** If you are a person with a disability, please let OLI know in time to make any necessary accommodations for you.

**TUITION ASSISTANCE:** A limited number of scholarships are available based on financial need. Contact OLI.