



CLIENT
LEGAL TRAINING
AND TOPICS

2019

MILLER
CANFIELD

TABLE OF CONTENTS

- AMERICANS WITH DISABILITIES ACT..... 4
- ANTITRUST..... 4
- ARBITRATION..... 5
- ATTORNEY-CLIENT PRIVILEGE..... 5
- BANKING..... 5
- BANKRUPTCY..... 6
- CONTRACTS..... 6
- CRAFT BEVERAGE LAW..... 7
- CRIMINAL LAW..... 7
- CRISIS MANAGEMENT..... 7
- CYBERSECURITY..... 8
- DIVERSITY..... 8
- E-COMMUNICATION..... 9
- EMPLOYMENT ISSUES..... 9
- ENVIRONMENTAL..... 12
- ETHICS..... 13
- FORECLOSURES AND WORKOUTS..... 13
- HEALTH CARE..... 14
- IMMIGRATION..... 15
- INTELLECTUAL PROPERTY..... 15
- INTERNATIONAL LAW..... 16
- INVESTIGATIONS..... 17
- LITIGATION..... 17
- PERSONAL SERVICES..... 18
- PRODUCT LIABILITY..... 19
- PUBLIC FINANCE..... 19
- REAL ESTATE..... 19
- TAX..... 20





Our clients tell us time and again that, aside from our work on their legal matters, the most valuable service that Miller Canfield provides is education and training. Whether it's alerting clients to legislative and regulatory changes and trends or providing them specific training to help them stay current with issues they face on a regular basis, Miller Canfield is here to help.

Some clients prefer training sessions at the beginning of the year to give them a look ahead at the issues that will be most relevant to them. Others prefer quarterly lunch-and-learn training sessions. Still others prefer single half- or full-day training sessions tailored to their various business units, managers, department heads and other stakeholders.

Whatever the client need, Miller Canfield offers customized training and educational opportunities that fit our clients' needs and budgets.

We invite you to review the educational offerings included in this booklet and reach out to your Miller Canfield attorney to discuss how we can provide you with the relevant, meaningful and cost-effective training you need for your organization.

Miller Canfield legal education offerings are designed for corporate counsel, business executives and professionals.

LAW SEMINARS AND TRAINING*

» AMERICANS WITH DISABILITIES ACT

In addition to the training referenced in the Employment section, Miller Canfield can provide training in the following areas:

Title II Accessibility and Duty to Accommodate

Public entities have a duty to make their services accessible to all members of the public. Learn how to be prepared for the most common disabilities and how to address requests for accommodation.

Title III Accessibility and Duty to Accommodate

Private companies that serve the public, such as stores, banks, doctors' offices, schools, restaurants, and entertainment venues, have a duty to be physically accessible and to make their goods and services available to individuals with disabilities. Learn how to address physical accessibility issues and how to accommodate customers and other members of the public with various disabilities.

Web Accessibility

If you have a public website, it must be accessible to individuals with disabilities. As with all technology, the accessibility requirements are ever-changing. Learn the basics regarding current accessibility requirements and how to make sure you keep up with the legal standards and technology developments.

» ANTITRUST

Antitrust Dos and Don'ts

Training can be tailored to meet the educational needs of your business, and may include discussion of: enforcement of antitrust laws; agreements between competitors; the *per se* rule; price fixing; market division; the rule of reason; restrictions in agreements with customers and suppliers; exclusive dealing and territories; and resale price maintenance.

*Note: We have been able to offer HRCI and CLE credits in the past and are willing to explore the opportunity to offer HRCI credits for in-house training and continuing education.

» ARBITRATION

Customizing Private Arbitrations

Since arbitration is a creature of agreement, the rules are what you make them. You can tailor arbitrator qualifications, pleadings, discovery, trial procedures and the form of the award. This presentation gives you a host of options to customize your dispute resolution agreement.

Arbitration Overview

We offer a description of arbitration, and the laws and treaties affecting domestic and international arbitration. We cover topics such as drafting the arbitration agreement; defining the scope of arbitration; selecting rules and procedures; compelling arbitration; and enforcing and challenging arbitration awards.

» ATTORNEY-CLIENT PRIVILEGE

Understanding the Law of Attorney-Client Privilege

Attorney-client privilege and the work-product doctrine are paramount to availing yourself of the protections afforded by these often misunderstood principles. Areas of discussion include: avoiding inadvertently waiving privileges; necessary elements and governing standards, practical tips and best practices; exceptions; Sarbanes-Oxley; and new issues resulting from communications via email and social media, and with the use of personal mobile devices.



» BANKING

Guaranties—Full Recourse to Non-Recourse

In the context of lending, recourse is the personal liability of a borrower or guarantor. Recourse is considered, and bargained for, over a potentially broad spectrum. Complications can arise in unlimited and continuing liability, specific limited liability carveouts, “springing liability” for the full indebtedness keyed by certain events, and liability that may be reduced over time upon the achievement of credit quality goals or other milestones established by the lender. The goal of this presentation and its extensive manual is to give a working understanding of credit ramifications and suggestions for setting reasonable expectations. We discuss how to anticipate and avoid disputes in negotiation and loan administration, resolve issues that may arise, and maintain customer and client relationships.

Interest Rate Risk Management—Credit Derivative Fundamentals

This course provides an explanation of credit derivatives used to avoid interest rate risk.

Lender Liability Issues in Loan Origination

As customer relationships and loans become troubled, lender liability claims are more likely to be asserted, and can arise from issues at any stage in the process ... even before an application is issued. This course explores prudent lending behavior that can help prevent liability issues from arising in the first place.

» BANKING (continued)

Legal Opinions in Commercial Lending Transactions

We provide an in-depth review of the current best practices in connection with both rendering and reviewing legal opinions in commercial lending transactions. We also provide an extensively annotated “master” form that provides expert guidance and suggestions for addressing thorny issues as well as inappropriate requests for opinions to be avoided.

Environmental Issues in Commercial Lending and Borrowing

Properties with environmental issues present unanticipated risks for commercial lenders, as well as challenges in connection with loan enforcement. This course provides an overview of federal and state environmental regulation, purchaser and lender defenses, environmental reviews (BEA, Phase I, II and III), “brownfields” legislation, environmental insurance, and post-closing management of environmental issues.

Commercial Leases, Estoppels and SNDAs—Lender and Borrower Issues

This course identifies, from the perspective of both lender and borrower, key underwriting issues (tenancy, lease term, rent, escalations, pass-throughs, renewals, TI allowances, insurance requirements, casualty rebuild and rent abatement, etc.), as well as potentially undesirable lease provisions, such as termination rights, go-dark provisions, problematic exclusives, purchase options, co-tenancy provisions, etc. Topics include: triple net leases, “go dark” rights, co-tenancy provisions, tenant bankruptcy and more.

» BANKRUPTCY

Representing the Corporation When a Customer or Supplier Files for Bankruptcy

We discuss actions that a supplier or other vendor may take to protect its rights when a customer files for bankruptcy.

Navigating Through Liquidation or Bankruptcy

Companies must grapple with important business considerations and legal consequences during insolvency, liquidation and bankruptcy. While federal bankruptcy laws control events once protection under the Bankruptcy Code has been sought, companies and their officers face liability under state laws for business decisions they may make while guiding their company during economic downturns. We discuss some of the perils you may face before, and during, the bankruptcy process.

Doing Business with Financially Troubled Companies

It may be advantageous for you to continue doing business with financially troubled companies – but it may not be. We discuss some of the issues your company faces when doing daily business with companies before and during their bankruptcy, including how to increase your odds of getting paid, and staying paid, when facing critical vendor and preferential payment challenges.

» CONTRACTS

Valuing Your Commercial Contract Case

In this online seminar, we discuss the primary factors for evaluating the value of a commercial contract case, and strategies for managing client expectations.

» CONTRACTS (continued)

Contract Law: Ensuring that You Get What You Want from Your Relationships with Key Stakeholders

We present entrepreneurs with the elements of contract formation, the meaning of key terms, and the issues that are often the subject of litigation.

Contract Training

This session is designed to educate business leaders on significant traps and risks inherent in contract negotiations. We cover issues such as: terms and conditions; quotations; purchase orders, acknowledgements and other forms; warranty and indemnification; termination; delivery; and specifications.

Preserving and Enforcing Non-Competes in Michigan

Non-competition provisions can help employers protect their competitive business interests, provided they are drafted thoughtfully and within the parameters of the law. We discuss what types of non-competes the courts have upheld, how to protect your interests without precluding your employees from earning a living if they leave your company, and how to protect yourself as an employer if the non-compete agreement is challenged.

» CRAFT BEVERAGE LAW

Brewery and Distillery Law

Breweries and distilleries are a rapidly growing sector in Michigan's economy. We discuss the most relevant legal topics impacting craft beverage producers and sellers, including laws governing the industry, the three-tier system and how it affects different businesses in the sector, contracts, intellectual property, valuing your business and more.



» CRIMINAL LAW

Protect Your Company from Federal Criminal Liability

Business lawyers regularly receive client calls concerning sensitive criminal issues. We dive into how you can answer questions like: *An employee has been arrested for work-related conduct. What should I do? What do I do if I think my company has been the victim of a crime? The police have shown up at my office with a search warrant. Now what?* and more.

» CRISIS MANAGEMENT

Handling News Media During a Client's Crisis

During a publicity-generating case, the interested news media can be assertive and persistent in gathering information. This is not the time to reflexively offer "no comment." It's often in a business' best interest to help the media if possible, to ensure that they have the facts they need to properly report the story. We discuss how—and whether—to ethically and effectively develop and convey your message, how to prepare for media questions and interviews, and how to forge relationships with reporters and editors.

» CRISIS MANAGEMENT (continued)

Managing—and Surviving—a Crisis

When your company is facing a legal crisis, the way you handle messaging can have a lasting impact on your organization's reputation and long-term health. We discuss who should serve on your crisis communications team and how to identify and communicate with the various audiences you will need to consider: your company's employees and managers, the media, the government, your customers and clients, lenders and creditors, your insurance company, suppliers and competitors.

» CYBERSECURITY

Cryptocurrency: An Investment Risk

Developed especially for investment advisors, registered representatives, and trust officers, we present topics such as: Cybersecurity implications of dealing with cryptocurrency; IRS audit of your IRA and the consequences if they determine that you are not in complete compliance; and the security of cryptocurrency trading platforms.

Class Actions and the Illinois BIPA Laws

Class action lawsuits under BIPA are being filed with increasing frequency against Illinois employers and businesses. These suits claim that identifying individuals using fingerprints, facial recognition, palm prints, iris scans and voice recognition violates BIPA and often seek damages in the tens of millions of dollars. We'll discuss what it means to employers and service providers who use biometric identifiers and facial recognition software.

Privilege and Internal Investigations: Protecting Your need to Know

In this presentation on internal investigations that follow a cybersecurity or product liability incident, topics include: exemplary problems, when internal investigations become litigation liabilities; applicable privileges and guidelines; corporate policies and procedures to set yourself up for success; conducting the investigation; and minimizing the risk of loss of privilege with internal and governmental communications.

Cyber and Data Breaches: Causes and Prevention

We offer instruction on best practices to secure data and prevent data breaches on the front end, including an overview of industry-specific data protection obligations; guidance on common causes of data breaches and solutions that have proven to be effective in reducing the risk of a breach occurrence; and preparing for and responding to a breach incident in a manner that is timely, effective, efficient, protected by privilege, and in accordance with statutory and regulatory obligations.

» DIVERSITY

Moving the Needle: How to Create a Diversity Initiative that Works

Companies are increasingly interested in creating inclusive cultures that support a diverse workforce and leadership. The question is: How? We talk about and provide concrete recommendations as to how you can create actionable, measurable, results-driven initiatives that will foster meaningful and sustainable change.

» E-COMMUNICATION

Issues and Risks of E-Communication

Designed for in-house counsel and IT personnel, we present an overview of issues and risks associated with e-communication. Areas of discussion include: legal risks and IT costs associated with poor e-communication habits; the top 10 e-communication content traps; an overview of existing e-communication policies; discussion of possible new e-communication policies; and retention and deletion policies.

» EMPLOYMENT ISSUES

Sexual Orientation and Gender Identity Training

In this presentation, we cover state and federal laws governing discrimination on the basis of sexual orientation and gender identity, as well as how the courts have ruled in related discrimination cases. Additionally, we offer practical advice on everyday issues such as restroom access.

Union Avoidance

Supervisors and managers can play a key role in limiting an employer's risk for union activity. We discuss which employers are most at-risk, early warning signs of union activity, how unions organize and how supervisors can promote the kind of positive employee relations that render unions irrelevant in the first place.

Supervisory Training

Supervisors are the front line of defense when it comes to lawsuits, so it is important that they understand how to do their job without violating the law, what to look for to make sure their employees are not violating the law, and what to do when they get a complaint. This training will cover discrimination and harassment, best practices for discipline and discharge, and the basics of the ADA and FMLA so supervisors know when to bring in Human Resources.



Wage and Hour

Fair Labor Standards Act lawsuits against employers are at record highs. We discuss what Department of Labor investigators are looking for, red flags that attract unwanted attention from the Department of Labor, and best practices on how to avoid the most common wage and hour mistakes—and what to do if you have already made them.

Workplace Drug Policies and Enforcement/Marijuana in the Workplace

Michigan voters have said yes to legalizing marijuana. This change in the law will have significant impact on the state's employers. We will discuss how to implement a company's drug and alcohol policies to make certain that they followed and enforced in a manner that best ensures that disciplinary decisions based on violations are not overturned.

Collective Bargaining Strategies and Tips

For labor relations employees engaged in collective bargaining, we will explore best practices, including identifying problem areas, posturing new proposals and responding to union demands.

» EMPLOYMENT ISSUES (continued)

Compliance with Deferred Compensation Requirements

Final Regulations to Section 409A of the Internal Revenue Code have been effective for some time. Any arrangements that may provide for a deferral of compensation—a right to a payment now that is distributed later—need to be in compliance. Among many items, this includes employment, severance and consulting agreements, offer letters, deferred compensation and bonus plans, and excess and supplemental benefit plans.

Bullying and Respect in the Workplace:

Taking Your Anti-Harassment Policies and Training to the Next Level

Allegations of workplace bullying, which may include verbal abuse, work interference and various types of threatening behavior, have gained national attention in recent years. Since workplace bullying can negatively impact a company's culture and the morale of its employees, employers should be equipped with the knowledge and tools necessary to not only promote respect in the workplace, but to also ensure the safety of all employees. By attending this session, you will begin to learn how to establish and maintain an anti-bullying environment within your organization.

Conducting Lawful and Effective Investigations into Workplace Harassment and Discrimination

The importance of fair and objective investigations cannot be overemphasized. Employers who learn how to conduct relevant, timely, and thorough investigations help their companies build solid legal cases. The success of an employer in defending lawsuits alleging wrongful discharge, harassment, discrimination, etc. often depends on how employee discipline or allegations of discrimination are handled. This session will cover the key elements of properly handling internal investigations of workplace harassment and discrimination.

Employee Attendance Issues

Everything you need to know about absenteeism policies, attendance incentives, coordinating leaves under the ADA, FMLA, WDCA, LTD, STD, and any other initials you can think of, how to handle part-time employment, what questions you can ask, when you are allowed to require documentation, and what to do about health care and other benefits when employees are on leave.



ADA, FMLA and Workers' Compensation: A Case Study

Miller Canfield offers training on the ADA, the FMLA, and for all leave-related issues, combining the ADA, FMLA, and Workers' Compensation. This training can be tailored to cover the basics for supervisors who just need to know when to call Human Resources, or to provide in-depth analysis, with ample opportunity to work through specific examples, for human resources and benefits administration employees.

Employee Handbooks and Personnel Policies

We cover the nuts and bolts of drafting and revising effective employee handbooks that address the NLRB's position on handbook provisions, issues such as ADA and FMLA, and other essential topics.

» EMPLOYMENT ISSUES (continued)

It's Time for a Human Resources Audit

Rather than adequate or long-term fixes, companies are often forced to put bandages on H.R. problems and hope for the best. An audit will help you proactively identify and prioritize your most pressing labor/employment issues and needs.

Criminal Investigations and Employee Background Checks

Be proactive. Learn how to conduct a background check and what to do if you suspect an employee has committed an on-duty crime or is arrested off-duty. How should an employer respond when victimized by criminal conduct? What should you do when the police knock on your door and demand to interview an employee, serve a search warrant or seize a computer? This seminar provides these answers and other practical tips for dealing with the criminal process and workplace criminal behavior.

Protect Your Competitive Advantage

Though your best and brightest may have laid low throughout the recession, will they take their expertise, experience and your proprietary knowledge to a competitor when the economy begins to improve? Industrial espionage via electronic devices is also an ever-growing threat and challenge. What steps should you consider taking to prevent loss of your top talent, your proprietary knowledge and your intellectual property?

Discipline and Discharge Done Right (For Both Union and Non-Union Employees)

Simple mistakes made when disciplining or discharging employees all too often come back to haunt employers. We discuss when you should discipline and discharge employees, and the background information you need when you do.

Fair Labor Standards Act—The Basics

The FLSA remains one of the most oft-violated statutes. What does it mean to be an hourly employee? What does it mean to be salaried? What are exempt and non-exempt employees? What is the regular rate? When does an employer owe workers overtime, and how is the overtime rate determined? The answers to these and other questions may not be as simple as you think.

Preventing Embezzlement

No employer is immune to embezzlement. We discuss what steps every employer should take to minimize the risks of being victimized, and your options if you are, or suspect you are, victimized by employee embezzlement.

Social Media in the Workplace

This seminar provides an update related to employee use of social media, including the National Labor Relations Act, the NLRB's views on social media, high-profile social media misconduct cases and methods employers are using to tackle this continually changing area.

» EMPLOYMENT ISSUES (continued)

How to Avoid Papering Over the Cracks: Drafting Tailor-Made Employment and Severance Agreements Right the First Time

All too often, employers are tempted to use employment and severance agreements that have been used with other employees or were found online. In the long run, this can result in a waste of time and money. We will walk you through the risks of using a one-size-fits-all approach and the benefits of customizing agreements to address specific needs and situations.

Electronics in the Workplace: We Can't Live With Them, We Can't Live Without Them

Technological advances give employees the ability to work from anywhere, raising a host of new legal issues. How have smartphones complicated the employer-employee relationship? Does an employee violate her non-solicitation agreement when she posts about her new job on Facebook? This session will cover the most important social media, privacy and technology-related legal developments and how they may impact your workplace.



Weapons in the Workplace: Best Practices for Providing a Safer Workplace

This session addresses an employer's authority and obligations to manage weapons in the workplace, how to craft appropriate workplace policies addressing weapons, and best practices for responding to weapons or threats of violence in the workplace.

Employee Health and Safety

Today, companies and their managers must carefully manage MIOSHA compliance and workplace health and safety issues or face significant corporate and potentially personal penalties. The failure to properly manage MIOSHA compliance and workplace health and safety issues can cause many problems for a company, including continuing and increased MIOSHA inspections and citations, criminal prosecution of the company and its managers, and damage to a company's brand. We'll discuss the MIOSHA/OSHA structure, MIOSHA inspections and appealing MIOSHA citations.

» ENVIRONMENTAL

Introduction to Federal Environmental Statutes and their Michigan Counterparts

In each course, we will discuss one of the primary federal environmental statutes, including: the organization of the statute and the underlying federal regulations, the major regulatory programs/approvals authorized by the statute, and the Michigan statute counterpart, if applicable. Programs are offered for the Clean Air Act; Clean Water Act; Resource Conservation and Recovery Act; Comprehensive Environmental Response, Compensation and Liability Act; Toxic Substance Control Act; Endangered Species Act; and National Environmental Policy Act.

» ENVIRONMENTAL (continued)

Environmental Due Diligence 101

Our environmental attorneys help businesses understand the importance of environmental due diligence and raise their comfort level with topics that include: identifying what environmental issues can affect a property and common risks associated with certain sites; an overview of the major environmental regulations, and defenses for violations; and leveraging environmental due diligence information to manage risk.

» ETHICS

A Refresher Course on Ethics for In-House Counsel

One of the challenges regularly faced by in-house counsel is answering the question: Who is the client? We offer practical tips and advice on how to answer that question, as well as topics including conflicts, attorney-client privilege and Work Product Doctrine, document preservation, social media and reporting misconduct.

» FORECLOSURES AND WORKOUTS

How to Maximize Recovery—A Training Session on Commercial Foreclosure Workouts

To maximize your recovery in a commercial real estate workout, sometimes you need to exercise a little creativity. This overview course will introduce you to several ways to extract extra value out of distressed assets, such as waste and carve-out claims, tax appeals, recovering existing accounts, and more.

Winning Recourse Suits on Non-Recourse Guarantees

Non-recourse lending used to be limited to the strongest of assets and sponsors. Following the dramatic expansion of CMBS lending and sharp competition faced by today's creditors, non-recourse guarantees have exploded in popularity. Learn how to evaluate potential claims, evade pitfalls, and develop your strategies to effectively recover under these highly-specialized contracts from lawyers at the forefront of guaranty litigation. This knowledge will also leave you better equipped to draft and negotiate these guarantees in the first place.

Assignment of Rents: Public Policy, Litigation Versus Private Enforcement, and Practical Concerns

Controlling a property's cash flow is critical for both recovering value and leveraging ultimate resolutions of distressed assets. But the legal standards and enforcement options vary from state to state; and the practical effect of utilizing them vary from one asset class to another. At this session, intended primarily for special assets groups and others dealing with assets secured by distressed real estate, we will examine how various policies, laws, and available remedies affect your strategy.

Waste: Claims, Consequences, and Foreclosure

What is "waste" in the commercial real estate lending context, and how does it impact loan enforcement? We will help refine your understanding of this sometimes-evasive concept so that you can better determine whether this fact-driven analysis would steer your distressed asset to a conclusion and generate value.

» FORECLOSURES AND WORKOUTS (continued)

Seven Guiding Principles for Commercial Real Estate Workouts

Managing a commercial real estate workout is a balancing act. State law and contractual rights set the parameters; but each project is driven by the underlying collateral. Our Seven Guiding Principles for Commercial Real Estate Workouts will help you successfully navigate this morass, while ensuring that legal necessity serves business reality instead of the other way around.

Special Issues with Shopping Mall Workouts

Shopping malls were once jewels in the crown of American retail. Now, all but a few have fallen into distress. Join us for a case study on the workout of one of the oldest malls in the country. Along the way, you will learn about many common pitfalls and difficulties that this unique property type presents when it begins to decline and strategies to aid your recovery.

What's the Debt? Yield Maintenance, Recovery of Default Interest, Late Charges, and Prepayment Premiums

Debtors' creativity in seeking to evade loan charges is only matched by creditors' creativity in structuring them. In this presentation, we will walk you through current legal trends in enforcing some of the most common types of charges: default interest, yield maintenance, late fees, and prepayment premiums. By showing you how courts examine these charges, we can help you gain insight into how courts might evaluate new loan structures as well.

Receiverships: Legal Basis, Orders, and Sales

States around the nation have been updating receivership standards and policies in recent years. This movement, taking place both in courts and at the legislative level, is changing the receivership landscape. Learn about modern trends, such as whether receivership sales are permitted and insurable, what powers are granted to receivers under the Uniform Commercial Real Estate Receivership Act, and provisions worth incorporating in orders appointing receivers that may not be fully covered by statute.

» HEALTH CARE

Integration in Public Health

Current funding procedures in federal and state law for public health systems make it difficult to achieve sustainable integration of behavioral health and physical health at the point of service. However, pilot programs have proven that integration at the point of service is more efficient for both systems and provides better outcomes. This presentation explores some of the challenges to integration and strategies to establish stronger more efficient integrated models for public health services.



» IMMIGRATION

Immigration Overview for HR and Legal Professionals

Employers are having an increasingly difficult time recruiting and hiring highly qualified workers, particularly in STEM fields. We offer an overview for HR and legal professionals, covering visa options for foreign workers including but not limited to: H-1B, L-1, TN and the Green Card process. We examine who, when and how workers can get them, and employers' options to move foreign workers to various locations, as well as how to retain them permanently.

Employment Eligibility Verification and Compliance—I-9 and Beyond: What Employers Need to Know

Hiring foreign workers requires specific documentation and record retention. What do employers need to file, store and retain in the event of an audit? We offer an in-depth review of the I-9 Form and required documents for U.S. and foreign workers, an overview of document retention requirements and Public Access Files, as well as information about best practices to ensure your workplace is compliant.

Reductions in Force—Impact on Foreign Workers and Employer Obligations

When there is a need to cut staff and eliminate jobs, employers must be knowledgeable about requirements for dealing with foreign workers. We discuss employer obligations surrounding bona fide termination of H-1B workers; Department of Labor complaints, audits and investigations of discrimination issues; severance packages, authorized stay and work authorization; Public Access File retention obligations related to I-9 forms; the interruption of the Green Card process; and other options for retention.

Educating Foreign Nationals on Unique American Criminal Sanctions

This presentation can be presented to the employer or directly to the foreign national employee. Areas of discussion include: differences in American and foreign criminal law, and proper response if a foreign national is investigated or accused of a crime.

» INTELLECTUAL PROPERTY

Trade Secrets: Identifying and Protecting What Could Be Your Most Valuable Assets

A company's trade secrets can be among its most valuable assets. This course will cover best practices to help ensure that this asset is adequately protected and maintains its value.

The New Business Integrity Challenge: Protecting Corporate Assets and the Brand in a Digitized Global Environment

In an increasingly digitized, global business environment—with supply chains, emerging technology, and strategic growth opportunities tightening the interconnection of businesses and markets, and cyber-attacks growing more sophisticated and persistent every day—companies are more vulnerable than ever to fraud, misconduct, and compliance risk. We delve into these critical issues to discuss how to protect your corporate brand and ensure overall compliance.

» INTELLECTUAL PROPERTY (continued)

Trademarks and Advertising Best Practices

We cover the proper use of trademarks, advertising and false advertising, and best practices to ensure your advertising is factual and accurate.

Trademark/Copyright Law: Focus on Protecting Software IP

We will discuss issues that arise when considering trademark and copyright protection for your software, including: what is and is not protectable under copyright and trademark law; the nuts and bolts of registration for software trademarks and copyrights; and benefits and potential risks of trademark and copyright registration for software owners.

Protecting Trademarks in the U.S. and Abroad

Trademarks identify the source of goods, and allow you to protect the integrity of your brand. We discuss the differences between trademarks, patents, copyrights and trade secrets, counterfeiting prevention, how trademark rights are lost, and the basics about U.S. and foreign registration.

Protecting your Competitive Edge: Intellectual Property 101

We cover four types of IP protection—patent, trade secret, trademark/service mark, and copyright—exploring why each is important, how they are attained and the laws that impact them.



» INTERNATIONAL LAW

Navigating Dispute Resolution in North American and the Asia Pacific Region: Do We Use the Same Ship?

Should a contract between you and a Chinese company require that disputes be resolved by way of litigation or by way of arbitration? Where, and under what law? We offer information to help answer those questions and more.

Understanding the Laws of Our Northern Neighbors

Areas of discussion include: Cross-border insolvencies and restructuring; applications under the Companies' Creditors Arrangement Act and Bankruptcy and Insolvency Act; supply protection agreements, accommodation agreements and access agreements; mergers and acquisitions; corporate finance and secured transactions; corporate governance and compliance; real estate acquisitions; customs and import/export; immigration; and labor, employment and workers' compensation.

» INTERNATIONAL LAW (continued)

Enforcement of Foreign Judgments

The U.S. has not ratified any treaty or convention that requires recognition or enforcement of foreign judgments. Recognition and enforcement of foreign judgments typically is regulated on a state-by-state basis. We offer a summary of the different state-law approaches to the recognition and enforcement of foreign judgments.

» INVESTIGATIONS

Advising Corporate Clients on Government Investigations

If you're the subject of a government investigation, you need to know how to respond and interact with agency officials. We offer tips on how to make sure you are in the best position to avoid or navigate criminal charges or derivative civil suits.

» LITIGATION

How to Develop a Winning Theory of the Case

Developing a winning theory of the case is the single most important step in preparing and trying a case. We discuss how a winning theory drives everything a lawyer does, from pleadings, discovery and motions all the way through a trial.

How to Prepare Your Client to Testify at Trial

When a witness takes the stand, a case can turn on even one misstated answer to opposing counsel's questions. We discuss how to calmly and effectively prepare your witnesses to offer testimony for the best possible outcome at trial.

Using Friend of the Court Briefs to Protect Your Organization

Filing a well-written and persuasive amicus brief is a highly effective way to ensure that the Michigan Supreme Court considers your perspective on important issues before it resolves important, precedent-setting legal questions. We explain how you can use amicus briefs to offer your voice to the Michigan Supreme Court's decision-making process.

Where are We Going to Fight?

Jurisdiction and Venue Considerations

Recent decisions from the United States Supreme Court, and from the lower federal and state courts, have made the issues of jurisdiction and venue more tricky than ever. Whether filing an initial lawsuit, moving to transfer, or removing a state lawsuit to the federal courts, seemingly routine decisions made at the time of filing or within the first few weeks of service can have a critical strategic impact on the ability to successfully prosecute, or defend, your case. We discuss the choices you need to make now, before you realize they have been made for you by your opponent.



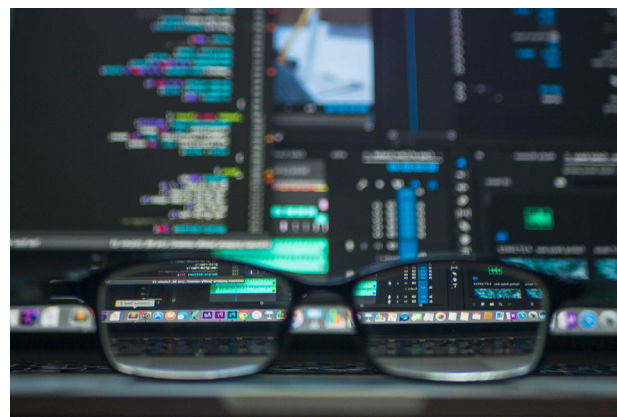
» LITIGATION (continued)

How to Get Your Social Media, Email and Text Evidence Admitted (and Keep Them Out)

With all of the changes surrounding social media and email, it's critical to get up to speed on the latest rules, procedures and case law. This cutting-edge course will walk you through state processes, procedures and the latest case law while equipping you with handy how-tos, sample screenshots, real-world examples and shortcuts along the way.

E-Discovery Basics

Designed for in-house counsel, human resource professionals, IT professionals, and CFOs. The Federal and Michigan Court Rules now mandate that organizations take certain steps related to e-discovery issues. Areas of discussion include: an overview of the new e-discovery rules; a comparison of the federal and state rules; what companies must know about preservation of evidence; how to follow the rules and engage in e-discovery; document management and what vendors can do to help; and resources to assist without purchasing expensive software or servers.



» PERSONAL SERVICES

Don't Blow Up Your Business: Legal Aspects and Documents for Business Transition

Considerations business owners should address when selling their business to a third-party or transitioning it to minority owners, employees or family members. We also discuss the legal documents and agreements, and the necessary provisions to protect the parties, that need to be considered.

OMG! What Has the Department of Labor Done to Me Now—How RIAs Can Survive (or Thrive) Under the DOL's New Fiduciary Standards

Registered Investment Advisors have obligations to their clients as a result of the Department of Labor's rules affecting retirement accounts. RIAs need to understand those rules, how to implement them, and why the rules may give an RIA an advantage in obtaining new clients with retirement accounts.

Choosing a Trustee: A Critical Part of an Estate Plan

We cover a variety of estate planning topics, including the responsibilities of a trustee, advantages and disadvantages of the available trustee options, co-trustees, and trust protectors.

Estate Planning: Privately Held Businesses

This course will review estate planning issues specific to owners of closely held businesses. Additionally, we will review mechanisms of corporate structure, buy-sell agreements, reorganization techniques, as well as traditional estate planning documents. Areas of discussion include: wills and trusts; powers of attorney and proxies; voting and irrevocable trusts; and GRATS (Grantor Retained Annuity Trusts). We will also examine a variety of charitable giving vehicles that may be appealing to business owners contemplating selling their business.

» PERSONAL SERVICES (continued)

So Your Child is 18. Now What?

Ready or not, they are legally responsible for their choices and actions. This session is designed for parents of high school students who are about to turn 18. Areas of discussion include: the legal realities of having a student who turns 18, and how they affect medical care, treatment decisions, privacy laws, and more; the legal responsibilities of parents for the actions of their teen; the difference between a student being treated as a minor or as an adult in the eyes of the law; the responsibilities of a parent hosting a party with minors attending, including the legal and financial consequences of permitting underage drinking.

» PRODUCT LIABILITY

What Every Manufacturer Needs to Know

This session offers an essential overview of the basics of product liability law, contract vs. tort law and discovery/regulatory obligations. We allow time for company-specific applications and questions.

» PUBLIC FINANCE

Do You Have a Bolt Problem?

This presentation explains the legal standard for determining whether municipal fees are susceptible to being challenged as unlawful taxes that must be refunded. It also reviews a variety of municipal fee arrangements and funding mechanisms that have been challenged by plaintiffs and could be problematic under Michigan law.

Qualified Opportunity Zones

We cover recent developments in tax reform and infrastructure and offer information on Qualified Opportunity Zone Funds, such as deferring taxation on investment gains and Qualified Opportunity Zone Fund investment requirements.

Hot Topics in the Municipal World

Especially for investment advisors, registered representatives, and trust officers, we discuss an overview of emerging issues governmental borrowers are facing, the effect the Trump administration is having on infrastructure financing, and our perspectives on market trends and legal issues that may be relevant to you, particularly tax and securities issues.

» REAL ESTATE

Economic Revitalization Through Brownfields

Does your community have an abandoned building, gas station, or other potentially contaminated or reuse-challenged property, commonly referred to as a "brownfield?" Is this property or properties holding back your community's growth? Is the private sector ignoring these sites or are you looking for sources of funding to help turn them into new businesses or community amenities? This workshop will focus on the various resources available to assist with the redevelopment of brownfield and underutilized sites to bring them back to beneficial use.

Title Insurance

This course provides an explanation of the forms, benefits and limitations of title insurance and title endorsements, and a discussion of issues commonly presented in the title review process.

» REAL ESTATE (continued)

Environmental Issues in Commercial Lending and Borrowing

Properties with environmental issues present unanticipated risks for commercial lenders, as well as challenges in connection with loan enforcement. This course provides an overview of federal and state environmental regulation, purchaser and lender defenses, environmental reviews (BEA, Phase I, II and III), “brownfields” legislation, environmental insurance, and post-closing management of environmental issues.

Condominium and Planned Unit Development Fundamentals

We provide an overview of the unique nature of both condominiums and planned unit developments, focusing on the special issues applicable to both types of development.

Surveys: Fundamentals and Review

This course offers instruction regarding the importance of surveys in the title and survey review process, including discussion of ALTA-ASCM surveys (a/k/a ALTA surveys), Minimum Standard Detail and applicable Table A Requirements and the differences between “As Built” and Boundary or “Mortgage” surveys, site plans and plats. Commonly encountered issues are discussed in the context of due diligence best practices.

Commercial Leases, Estoppels and SNDAs—Lender and Borrower Issues

In this workshop, we identify, from the perspective of both lender and borrower, key underwriting issues (tenancy, lease term, rent, escalations, pass-throughs, renewals, TI allowances, insurance requirements, casualty rebuild and rent abatement, etc.), as well as potentially undesirable lease provisions, such as termination rights, go-dark provisions, problematic exclusives, purchase options, co-tenancy provisions, etc. Topics include: triple net leases, “go dark” rights, co-tenancy provisions, tenant bankruptcy and more.

Mineral and Water Rights

Focusing on mineral rights and related surface rights, we offer the basics on sub-surface rights and severed rights, deed exceptions, reservations, grants and leases giving rise to those rights and related royalty agreements.

Organizational Documents Fundamentals

We provide a review of various concepts related to entities, organizational documents and related public records searches. Instruction is directed at distinguishing key features of each entity type, identifying related documents and outlining key concerns associated with entity due diligence and public records searches.

» TAX

Federal Income Tax Credit for Research Expenses for Automotive Suppliers

IRS examinations of tax credits for research expenditures are inconsistent from taxpayer to taxpayer. Where the credit is in dispute, the IRS continues its practice of compelling a taxpayer to prove entitlement by providing significant detail both on the nature of the research activities performed and the costs incurred to perform them. A taxpayer that finds itself in these circumstances should provide responses modeled as if the matter were in litigation.