

Maka hana ka ‘ike



— Learn and Explore —

Alaska Bar Association
Colorado Bar Association CLE
State Bar of Georgia
Hawai‘i State Bar Association
Internet for Lawyers (CA)
Kansas Bar Association
Maine State Bar Association

Maryland State Bar Association
(DE, PA, VA)
State Bar of Montana
Oklahoma Bar Association
Oregon State Bar
South Carolina Bar
Wyoming State Bar

❖ CLE by the Sea 2019 ❖
Honolulu, Hawai‘i
February 11-15, 2019

CLE SEMINARS



FEES

SCHEDULE

HOTELS

All CLE Programs
will be held in the
Makiki Room

MONDAY, FEBRUARY 11

A Lawyer's Guide to Hidden and Undocumented Google Search Secrets

8:00 a.m. Breakfast and Check-In

8:30 – 9:30 a.m.

1.0 General CLE Credit

Presented by: Carole Levitt, Esq. & Mark Rosch, Internet for Lawyers and CLEseminars.com

Just about everyone has a computer on their desk and access to the Internet. But if you've never taken a formal class to learn how to search effectively, then this seminar is for you! Carole Levitt and Mark Rosch, authors of *The Cybersleuth's Guide to the Internet, and the ABA's Google for Lawyers* (and six other ABA Internet research books), will show you some of the less-obvious features of the world's most popular search engine, how other lawyers are using them, and why you should be putting them to use in your practice. Don't be left behind in finding out how Google can reveal a gold mine of information that will assist you in meeting your investigative and legal research obligations.

Ethics and eDiscovery: Implementing Cost Effective Strategies to Avoid Being Sanctioned or Sued

9:45 – 10:45 a.m.

1.0 Ethics CLE Credit (Ethics/Trial Practice for GA)

Presented by: Stephanie Thompson, Starn O'Toole Marcus & Fisher, Honolulu, HI

"...attorney competence related to litigation generally requires, among other things, and at a minimum, a basic understanding of, and facility with, issues relating to eDiscovery, including the discovery of electronically stored information ("ESI")...See ABA Model Rules of Conduct for eDiscovery –

Courts expect attorneys to actively supervise and understand the management and production of electronically stored information ("ESI") from start to finish. Changes in the rules of civil procedure and professional conduct ascribe a duty on attorneys to understand and manage the collection and production of ESI, no matter how technical.

Ms. Thompson's presentation will identify the 3 common areas where lawyers and their firms fall short in their ethical duties in the eDiscovery process (as identified in recent case law and ethics opinions) and provide practical tips and tools for avoiding sanctions and costly mistakes.

Working with Military Clients: The Basics of the Servicemembers Civil Relief Act

11:00 a.m. – 12:00 p.m.

1.0 Ethics CLE Credit

(General Credits for CA, HI, MT, SC and WY)

Presented by: Levi Hookano, Chief of Claims for the 25th Infantry Division at Schofield Barracks, Hawaii

BLUF, Oscar Tango Mike, High Speed/Low Drag. If you recognized these terms, chances are you are a veteran or have worked with them. If not, then this program is designed for you.

Working with military clients can be a challenge: we speak a different language, have a different culture, and have special laws carved out just for us. This program will address the basic protections of the Servicemembers Civil Relief Act (SCRA).

Designed to give servicemembers the peace of mind that legal issues at home will not distract them from their military duties, the SCRA provides servicemembers protections against default judgments, lease and contract disputes, and interest rate caps. Come and learn what issues to look for when working with a military client.

12:00 – 1:00 P.M. LUNCH PROVIDED

MONDAY, FEBRUARY 11 Continued

Surfing the Wave: Staying on Top of Ethical Issues in an Ever-Changing World

1:00 – 4:15 p.m.

3.0 Ethics CLE Credits (Ethics/Trial Practice for GA)

Presented by: Nelson Page, Alaska Bar Association

The pace of change in the practice of law is daunting. If you are not going to be swamped by the rapid evolution of the legal profession you need to stay focused. This CLE will discuss the ongoing evolution of legal ethics, including such issues as the changing nature of the law firm, the use of technology in the practice of law, and the ways in which modern communications can make or break a practice. Join us for a deep dive into how traditional ethical principles have adapted and changed in response to a new world.

Welcome Reception

6:30 – 8:30 p.m.

Sponsored by: Robson Forensic

The Welcome Reception provides an excellent opportunity to network, meet new people and get reacquainted with old friends. Light hors d'oeuvres will be served during the event. Must be at least 21 years of age to attend. No charge for CLE attendees and one guest.



WEDNESDAY, FEBRUARY 13

Scientific Evidence: Getting and Staying on Top of the Ever-Evolving Worlds of Science and Admissibility Law

3:00 – 5:00 p.m.

2.0 General CLE Credits (Trial Practice for GA)

Presented by: Larry Cohen, Ph.D., J.D.

Successful lawyers cannot be content with a "black box" approach to scientific evidence that defers to the expert and hopes for the best or leaves it to competing experts to "fight it out."

This pragmatic program is about (1) lawyers being proactive in learning what they need to know about the substance and method of the science they offer or challenge at trials, evidentiary hearings and motion practice and (2) tracking and putting to effective use the most recent rules and principles bearing on the admissibility of scientific evidence.

Attendees will learn about and see demonstrated deposition protocols for examining experts and formats for arguing admissibility positions in written and oral motion practice.

FRIDAY, FEBRUARY 15

I'm from the Government and I'm here to Help: The Ethics of Representing (or Appearing Against) a Government Entity

10:00 – 11:00 a.m.

1.0 Ethics CLE Credit (Ethics/Trial Practice for GA)

Presented by: Nelson Page, Alaska Bar Association

Attorneys who work for a government entity must navigate a different thicket of ethical rules and restrictions that may seem foreign to private practitioners. This session will discuss how the ethical rules apply to lawyers who work for the government, and what an attorney should know before going forth on behalf of a private client in a government agency setting.

Model Rule 8.4 Misconduct Arising from Domestic Violence, Sexual Misconduct and Disparagement

11:15 a.m. – 12:15 p.m.

1.0 Ethics CLE Credit (General Credit for HI)

Presented by: Larry Cohen, Ph.D., J.D.

Lawyers as advocates for and defenders of clients are deeply involved in a representational way with the issues raised by the Me Too and like movements. At the same time, the legal profession itself continues to be confronted with instances of domestic violence, sexual misconduct and disparagement by its own members. This program will explore whether such actions will continue to be addressed in the future, as for the most part they have in the past, on a case by case basis or if there are larger implications for the how the profession conceives of itself, is seen by others, and deals with perpetrators individually and collectively within its own society, politic and culture.

12:15 P.M. LUNCH PROVIDED

The Psychology of Keeping Clients Happy

1:00 – 2:00 p.m.

1.0 Ethics CLE Credit (Professionalism for GA)

(General Credit for CA, HI, MT, SC and WY)

Presented by: Larry Cohen, Ph.D., J.D.

Accomplished lawyers know that their success depends on more than the substantive outcomes of their cases. Success depends as well, and maybe even more so, on client satisfaction with the course of the representation. What each client really wants and needs to feel satisfied is to some degree idiosyncratic to the individual client. But lawyers can set themselves up for success by being attentive and sensitive to what their clients really want and by taking actions likely to fulfill those wants. This program will explore, beyond case outcome, what it really means for a client to be happy and what lawyers can do to have happy clients during the course of and at the end of the representation.

A Lawyer's Guide to Advanced Google Searching

2:00 – 3:00 p.m.

1.0 General CLE Credit

Presented by: Carole Levitt, Esq. & Mark Rosch, Internet for Lawyers and CLESeminars.com

There's so much more to Google than the simple search box on the home page...if you know where to look. Carole Levitt and Mark Rosch will take you on a deep dive into the Google Advanced Search menu so you can quickly conduct factual and investigative research for your client matters. You will also explore some of Google's specialty databases to help you locate very specific types of information.

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Pearl Harbor & Honolulu City Tour

Tuesday, February 12, 2019

Adults \$50 and Children (age 2-12) \$44
Hotel pick-up at 8:30 a.m. and drop-off at 2:30 p.m.



If you want to explore the Pearl Harbor Visitor Center and the USS Arizona Memorial, and then hit the beach for the rest of the afternoon, you're on the right track for a perfect morning tour.

Enjoy expert narration from a professional, certified tour guide. Prepare yourself for a captivating lesson in history as we retrace the dramatic events that led to the United States entering the Second World War. Your guide will also share tips for getting the most out of your time at Pearl Harbor.

Discover in-depth exhibits and fascinating displays at the Visitor Center. Pause for a moment of quiet remembrance aboard the USS Arizona Memorial.

After Pearl Harbor, you will visit the historic district in a Honolulu City Tour. You'll see 'Iolani Palace—the only royal palace on United States soil. Learn the story of the iconic King Kamehameha statue, and go inside the volcanic crater called Puowaina, which is now Punchbowl National Cemetery of the Pacific.

Included:

- Round-trip transportation from hotel to Pearl Harbor
- Live narration by professional tour guide
- Pearl Harbor tickets
- There are no additional out-of-pocket expenses required on this tour
- There are snack shops and gift shops at Pearl Harbor

Not Included:

- If you bring a bag (which you should not) you will pay a storage fee at Pearl Harbor. Bags cannot be left on tour vehicles.
- Tour guide gratuity is not included and not required, but encouraged.

Hanauma Bay Snorkeling Tour

Wednesday, February 13, 2019

Adults \$50 and Children (age 2-12) \$44
Hotel pick-up at 8:30 a.m. and drop-off at 2:30 p.m.
Hanauma Bay State Park is considered one of the best snorkel tours on Oahu. This tour gives you plenty of snorkel or beach time and provides sanitized snorkel gear. A 9-minute mandatory video on safety tips and how to enjoy your day at Hanauma Bay will be viewed when you arrive.

TOUR INCLUDES

- Round-trip Waikiki transportation in comfortable air-conditioned vehicles
- Friendly knowledgeable staff dedicated to customer service
- Clean, high-quality mask, fins and snorkel with complete instructions for use
- Dry snorkel available for an extra fee
- Door to door service, Semi-private tour, approximately 4 stops in Waikiki
- An Unforgettable Experience!

SERVICES AVAILABLE

- Snack Bar (upper level)
- Gift Shop (upper level)
- Education Center
- Tram service (Up & Down)
- 3 Lifeguards on Duty
- Volunteers (Beach Level)
- Restrooms (Beach Level)
- Lockers (small or large)
- Outdoor Showers (Beach Level)
- Handicap Beach Wheelchair



Polynesian Cultural Center

Thursday, February 14, 2019



Adults \$120 and Children (age 4-11) \$96

Round-trip shuttle \$35 per person

Hotel pick-up at 10:00 a.m. and drop-off at 10:30 p.m.

www.polynesia.com

Spend the day exploring the rich heritage of the Pacific Islands. Wander through 42 acres of tropical splendor and enjoy the adventure of traditional hands-on activities. Dine like royalty at an authentic Polynesian luau and top it off with the most spectacular evening show in the islands. All of Polynesia in one exciting place!

PACKAGE INCLUDES:

Island Villages

- Immersive cultural experience in 6 island villages.
- Canoe rides
- Tram Tour of Laie
- Go Native activities
- Canoe Pageant
- "Hawaiian Journey" cinematic experience
- Free within Three (revisit our island villages for free within 3 days of initial visit)

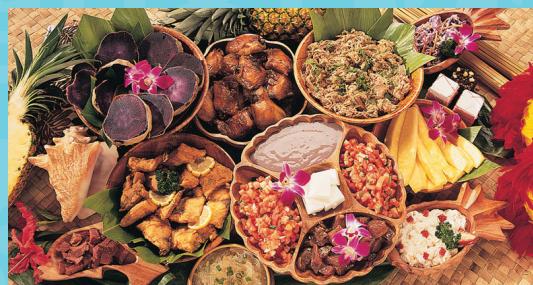


Dining

- Ali'i Luau dinner buffet & show (4:00 pm - seating 3:30 pm)
- Flower lei greeting (at Luau)

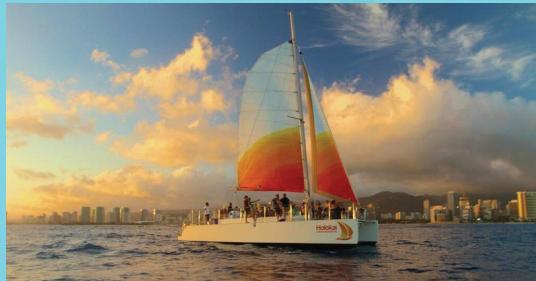
Evening Show

- Luau-level seating at "HA: Breath of Life" show



Holokai Catamaran Sunset Cocktail Sail

Friday, February 15, 2019



General Admission: \$55

Take a short walk along the beach to the Outrigger Reef Hotel, where you'll board the Holokai Catamaran. **All drinks are included** (that's right, ALL Drinks) so even strangers become fast friends on this one! They provide juice, soda, bottled water, wine, champagne, and a variety of domestic and premium local beers, Margaritas and our famous "Rigger" cocktail. So sit back, relax and enjoy the magnificent sunset!

After sailing, you'll walk over to the Hilton Hawaiian Village and watch the fireworks show!

TOUR TIMES & PRICES

- General \$55
- Check-in: 4:30 pm
- Departs: 5:00 pm
- Sail Time: 90 min
- For safety, No kids 3 and under

TOUR INCLUDES

- Views of Honolulu, Waikiki, & Diamond Head
- Sail along the Oahu coast by luxury catamaran
- Storage box on board to keep your items dry
- 90-minute Sailing Cruise
- **Unlimited Cocktails**
- Imported & Domestic Beer
- Champagne and Chardonnay

THINGS TO REMEMBER

- Eat something before the sail
- Light jacket
- Camera or cell phone



SPEAKERS



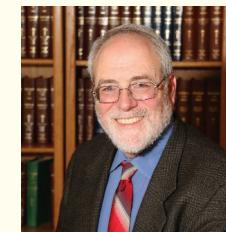
Larry J. Cohen is a certified specialist in injury and wrongful death litigation who has focused in his more than thirty years of law practice on serious medical injury and emotional damages cases, including especially brain injury claims. He received his J.D. from Northwestern University in 1985, and has been admitted to practice in Arizona since 1985. Mr. Cohen also has a Master's degree and a Ph.D. from Syracuse University and has participated in a post-doctoral program in clinical neuropsychology.



Levi Hookano is currently the Chief of Claims for the 25th Infantry Division at Schofield Barracks, Hawaii. His office focuses on handling Federal Tort Claims Act and Military Claims Act cases. Prior to this he served as the Director of Programs for the Hawaii State Bar Association, had his own part time law office, serves as a Judge Advocate in the Hawaii Army National Guard, and advised the Hawaii County Clerk's Office and Hawaii County Charter Commission. In his spare time he enjoys playing Hawaiian music and cooking.



Carole Levitt, Esq. and Mark Rosch, principals of Internet For Lawyers and CLEseminars.com, have been internationally recognized CLE seminar speakers--full-time since 1999. They have been best-selling Law Practice Division authors since 2003. Their areas of expertise are: Internet investigative, legal, and social media research; social media ethics; Google search; and Google cloud Apps.



Nelson G. Page graduated from Georgetown University Law Center cum laude in 1978, where he was on the Board of Editors of the Georgetown Law Journal. He clerked for the honorable Warren W. Matthews, Associate Justice of the Alaska Supreme Court, and then joined the Anchorage law firm of Burr, Pease and Kurtz. His practice included regular representation of professionals in malpractice litigation. He was with the firm for 38 years and then became Bar Counsel for the Alaska State Bar in 2017. He served on the Board of Governors of the Alaska Bar from 2013-2016 and was president of the Board in 2015-16. He is a frequent speaker on ethics issues.



Stephanie Thompson is senior litigation counsel at the law firm of Starn O'Toole Marcus & Fisher. She focuses her practice in the areas of complex business litigation, collection issues, construction defects claims and eDiscovery practice.

Ms. Thompson graduated from the William S. Richardson School of Law at the University of Hawaii in 2005. Upon graduating, she clerked at the Circuit Court of the First Circuit, State of Hawaii for the Honorable Victoria S. Marks (Ret.). Since, 2016, Ms. Thompson developed and taught the first eDiscovery course at the UH Law School. She has been a guest on Hawaii Public Radio's The Conversation, and Think Tech Hawaii's Life in the Law program discussing eDiscovery issues related to using a "Bring Your Own Device" policies.

Ms. Thompson has been a "co-chair" of the HSABA's Trial Academy since 2014 and has served as a past president and board member of the HSBA's Litigation Section.

HOTEL INFORMATION:

Prince Waikiki

100 Holomoana Street

Honolulu, Hawaii 96815

Reservations: (800) 321-6248

Ask for the “CLE by the Sea” group rate

Limited Group Rate Availability -

RESERVE YOUR ROOM NOW!

After just completing a \$55 million dollar renovation in April 2017, Prince Waikiki is widely considered the standard of sophistication in Waikiki. The Prince Waikiki also offers something that no other resort in Honolulu can: a guaranteed ocean view of the blue Pacific. Our Waikiki resort's unique design and floor-to-ceiling windows provide you with panoramic vistas of the Ala Wai Yacht Harbor, Ala Moana Beach and Park, and the world's most beautiful sunsets.

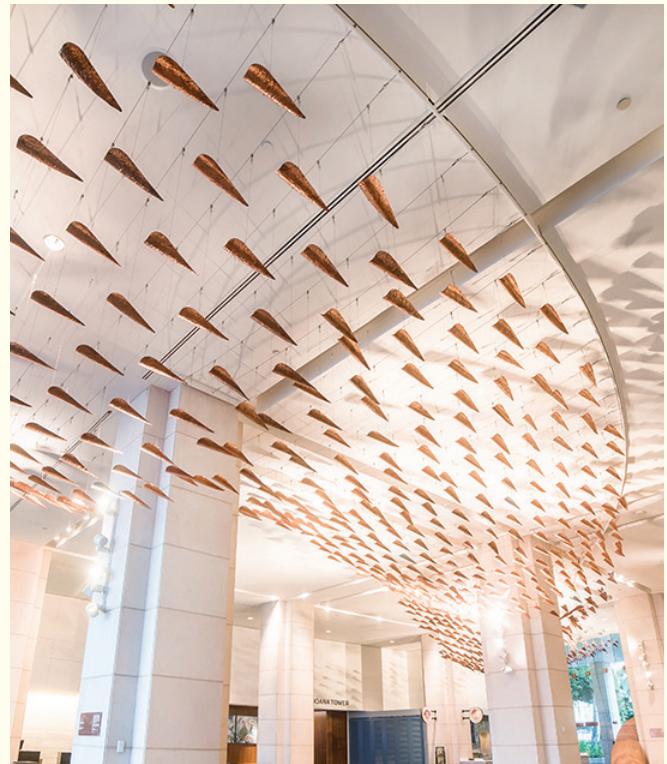
The centralized location combined with the use of a complimentary shuttle makes Prince Waikiki the most convenient resort for access to the beach, shopping, dining, and activities.

Room Rate:

Ocean Front Harbor - \$265 plus tax* Special group rate applies for 3 days before and after the main dates of February 10-14, 2019. Subject to group rate availability.

Amenities included (Actual value \$70)

- Daily self-parking for one vehicle per room. \$8 for valet/24-hour
- Daily unlimited Internet connections per room and designated Wi-Fi spots
- Daily two bottles of water per room
- Daily packet of coffee
- Amenity package upon arrival (toothbrush, toothpaste, razor) one per room
- Complimentary Prince Waikiki shuttle service to Waikiki/Golf Course and Ala Moana Shopping Center on a daily scheduled route
- One eco shopping bag per room per stay
- 20% off lunch buffet at 100 Sails Restaurant and Bar per person
- Two welcome drinks per room upon arrival only. Choice of domestic beer, house wine, soft drink, coffee/tea at 100 sails Restaurant and Bar
- Complimentary Local, Long distance and international phone calls per room up to 60 minutes
- Access to the fitness room, 24-hour key card access.



Check-in begins at 3:00 p.m. Check-out time is 12:00 noon.

Maximum guestroom capacity is 3 adults or 2 adults and 2 children. Children 17 years and under traveling with an adult are complimentary when utilizing existing bedding in the same room. Third person charge of \$75 plus tax per night includes a rollaway, based upon request. Prices subject to change.

Hawaii Prince Golf Club – greens and shared cart fee is \$125 plus tax per player for hotel guests. We are pleased to offer a special group rate of \$90 plus tax for all attendees of the Alaska Bar Association CLE by the Sea as well as advance golf tee times.

*Tax is currently 14.962% and subject to change.

\$495 CLE Registration Fee

\$550 after January 10 · \$100 Cancellation Fee

**Register at
AlaskaBar.org/2019CLEByTheSea**



Call the Prince Concierge Desk at 808.882.1523 to arrange your transportation to/from the airport at a rate of \$16.48 one-way inclusive of tax. Uber and Lyft cost approximately \$35 one-way.

Ma ka hana ka 'ike



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❖ CLE by the Sea 2019 ❖

Honolulu, Hawai'i

February 11-15, 2019

Gold Sponsor:



CLE Credits are approved in the following states:

- Alaska – 8 hours of Ethics and 4 hours of General CLE Credits
- Colorado Bar Association CLE - Submitted for 14 General CLE Credits, including 7 Ethics Credits
- Georgia - 12 CLE hours including 6 ethics hours, 1 professionalism hour, and 7 trial practice hours
- California – 6 hours of Ethics and 6 hours of General CLE Credits
Internet For Lawyers certifies that this activity has been approved by the State Bar of California for 6 hours of ethics and 6 hours of general MCLE credit. Internet For Lawyers is a State Bar of California approved MCLE provider.
- Kansas – Credits pending
- Hawai'i – 5 hours of Ethics and 7 hours of General CLE Credits
- Maine – 8 hours of Ethics and 4 hours of General CLE Credits

• Maryland State Bar Association has accreditation for the following states:

- Delaware – 8 hours of Ethics and 4 hours of General CLE Credits
- Pennsylvania – 8 hours of Ethics and 4 hours of General CLE Credits
- Virginia – Credits pending approval
- Montana – 6 hours of Ethics and 6 hours of General CLE Credits
- Oklahoma – 14.5 hours including 10 hours of ethics (based on a 50-minute credit hour)
- Oregon – Credits pending approval
- South Carolina – This program is accredited for 12.0 MCLE credit hours, including up to 6.0 LEPR credit hours
- Wyoming – This program is accredited for 12 CLE Credits, including 6 Ethics Credits