



**Regional CLE Workshop:**

# **ABA Section of Litigation Food & Supplements Eighth Annual Workshop**

**June 27, 2018**

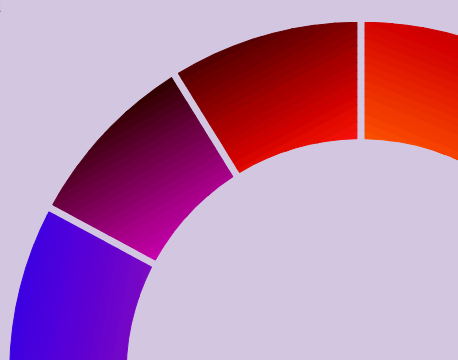
**Nestlé USA Inc.**

**1812 N. Moore Street**

**Rosslyn, Virginia**

*Presented by the ABA Section of Litigation Products Liability Committee  
Food and Supplements Subcommittee*

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# Program Agenda\*



June 27, 2018

8:00 AM – 9:00 AM

## Registration

9:00 AM – 10:15 AM

### Responding to Pre-Suit Demand Letters and Other Pre or Early Litigation Strategies

This panel will explore strategies for responding to pre-suit demand letters sent by consumer fraud class action lawyers, including whether to make a settlement offer, whether to offer pre-litigation information discovery, or whether to respond at all. This panel will also explore other pre- and early-litigation strategies for consumer fraud class action dispute resolution

**Moderator:** **Elizabeth M. Chiarello**, Sidley Austin LLP, Chicago, IL

**Panelists:** **Keri E. Borders**, Mayer Brown LLP, Los Angeles, CA; **Sean Callen**, Ph.d., Ellipse Analytics, Denver, CO; **Stephen Mahieu**, The Kraft Heinz Company, Chicago, IL; **Howard (Howie) Miller**, Premier Nutrition, Emeryville, CA

10:15 AM – 10:30 AM

## Networking Break

10:30 AM – 11:45 AM

### Antitrust Issues for Food and Supplement Managing Antitrust Risk in the Manufacturer/Retailer Relationship

This panel will explore the often-turbulent relationships between food and supplement manufacturers and their downstream retail partners. Panelists will discuss the potential antitrust risks that can derail crucial interactions between manufacturers and retailers, and offer practical, useable strategies to facilitate positive interactions and business outcomes while minimizing the risk of litigation or investigation.

**Moderator:** **Ryan C. Tisch**, Crowell & Moring LLP, Washington, D.C.

**Panelists:** **Amy Manning**, McGuireWoods LLP, Chicago, IL; **Alexis J. Gilman**, Washington, D.C.

11:45 AM – 1:00 PM

## Lunch with Keynote Speakers

**Speakers:** **Daniel Nugent**, Nestlé USA Inc., Arlington, VA; **James Pepin**, Nestlé Healthcare Nutrition Inc., Florham Park, NJ

1:00 PM – 2:15 PM

### International Trade: Navigating Forced Labor Laws in the U.S.

This panel will explore the legal implications of the recent repeal of the Consumptive Use Exemption in the Tariff Act that prohibits the importation of any goods made using forced labor. In particular, this panel will focus on how the repeal has affected the food supply chain.

**Moderator:** **Chandri Navarro**, Hogan Lovells US LLP, Washington, D.C.

**Panelists:** **Brett W. Johnson**, Snell & Wilmer LLP, Phoenix, AZ; **Kenneth J.F. Kennedy**, U.S. Department of Homeland Security, Washington, D.C.; **Krisann Kleibacker Lee**, Cargill, Wayzata, MN; **David Narkiewicz**, Nestlé Purina Petcare Company, St. Louis, MO; **Jack Scott**, Nestlé Purina Petcare Company, St. Louis, MO

\*Subject to change

# Program Agenda\*



June 27, 2018 (continued)

2:15 PM – 2:30 PM      **Networking Break**

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## **Recent Issues in Food Safety Modernization Act Compliance and Enforcement**

This session will discuss the latest developments for FSMA preparation, FDA inspections, and other hot issues involving this significant new food safety.

2:30 PM – 3:45 PM

**Moderator:** **Elizabeth B. Fawell**, Hogan Lovells US LLP, Washington, D.C.

**Panelists:** **Joann M. Givens**, U.S. Food and Drug Administration, Silver Spring, MD; **Tony Pavel**, Cargill, Washington, D.C.; **Sarah Sunday**, Nestlé, Arlington, VA; **Dr. Hillary S. Thesmar**, Food Marketing Institute, Arlington, VA

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3:45 PM – 4:00 PM      **Networking Break**

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## **Ethical Issues Related to Trade Associations**

This session will explore the ethical considerations for representing and working with trade associations.

4:00 PM – 5:00 PM

**Moderator:** **Ricardo Carvajal**, Hyman Phelps & McNamara P.C., Washington, D.C.

**Panelists:** **Mark Dopp**, North American Meat Institute; **Rachel Lattimore**, CropLife America, Washington, D.C.; **Karyn Schmidt**, American Chemistry Council, Arlington, VA; **Deborah White**, Retail Industry Leaders Association, Arlington, VA

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5:00 PM – 6:00 PM      **Networking Reception**

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# Program Organizers



**PRESENTED BY** *the ABA Section of Litigation Products Liability Committee  
Food & Supplements Subcommittee*

## Program Organizers

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# General Information



## Hotel:

Hyatt Centric Arlington  
1325 Wilson Blvd  
Arlington, VA 22209

Bookings can be made online at [https://arlington.centric.hyatt.com/en/hotel/home.html?corp\\_id=NC61459](https://arlington.centric.hyatt.com/en/hotel/home.html?corp_id=NC61459) or call central reservations at 402-593-5091 and provide the company code **NC61459**.

## Registration:

To register online, visit: [ambar.org/food](http://ambar.org/food)

or return the Registration Form on the following page with your payment (checks only) to:

American Bar Association  
Attn: Service Center – Meeting/Event Registrations Department  
321 N. Clark Street, Floor 16  
Chicago, IL 60654  
Secure Fax Number: 312-988-5850

Please register by June 22, 2018 to reserve your spot.

Requests for refunds must be made in writing and received no later than June 22, 2018 in the ABA Section of Litigation office. Please email your request to Monica Anchondo at [Monica.Anchondo@americanbar.org](mailto:Monica.Anchondo@americanbar.org). There will be a \$10 administrative fee deducted from the refund. Cancellations received after June 22, 2018 will not be refunded; however, the Section will gladly accept substitutions for those unable to attend.

## MCLE Credit:

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## Tuition Assistance:

A limited number of scholarships to defray registration fees may be available for government employees, public interest lawyers employed with nonprofits, academics, unemployed attorneys, and law students. For more information, please contact: Monica Anchondo at 312-988-6245.

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Meeting Code: LTFS18

# Registration

ABA Section of Litigation Food & Supplements Eighth Annual Workshop  
June 27, 2018  
Rosslyn, VA



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## Registration Information

- \$175.00 Section of Litigation members
- \$235.00 Non-Section members
- FREE Law Students

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