

Agenda

Contract Law Primer for Engineers

Stephen Smith

Reviewing the necessary elements of any contract
Understanding contract “legalese”

- Determining performance
- What constitutes a breach of contract?
- What are damages and remedies?
- Liability-shifting contract provisions: warranties, guarantees and indemnities

Making changes to contracts

Professional Liability Law

David Trevey

Reviewing the grounds for professional liability claims

Identifying who can bring a claim

Examining common sources of professional liability claims

Reviewing defenses to liability claims

Determining damages

Participating in dispute resolution: arbitration, mediation, litigation

Obtaining Insurance coverage for professional liability claims

Intellectual Property Essentials for Engineers: Patents, Trademarks, Copyrights, and Trade Secrets

Michael Coblenz

Securing ownership of your designs through patents,

trademarks, copyrights, and trade secrets

Leveraging your intellectual capital through licenses,

franchises, and other technology agreements

Policing intellectual property rights and preventing infringement

Resolving intellectual property disputes

Developments in Federal and Kentucky Environmental Law

Jennifer Cave

Reviewing recent changes to and enforcement of:

- Pollution prevention
- Water quality enforcement
- Stormwater permitting
- Watersheds, wetlands, lakes and streams

Reviewing recent and anticipated developments at the

US EPA and the Kentucky Department for Environmental Protection

Engineering Business Law

Mason Miller

Understanding forms of business organizations

- Corporations, partnerships, limited liability companies, sole proprietorships

Complying with regulations governing design firms

Understanding tax issues for business organizations

Understanding employment law issues

Engineering Law and Ethics

Lexington, KY - Thursday, January 18, 2018



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Learning Objectives

You'll be able to:

Understand professional liability claims, sources of claims, and defenses to claims.

Review recent changes to environmental regulations, including pollution prevention and water quality rules.

Comply with design firm regulations, taxes laws, and employment laws.

Secure ownership of your designs through patents, trademarks and copyrights.

Use construction contracts to improve project outcome.



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Understand forms of business organizations and regulations governing design firms

Identify recent changes to and enforcement of pollution prevention, water quality and stormwater management regulations

Learn about sources of professional liability claims, and discuss common defenses

Explore intellectual property protections including patents, copyrights and trade secrets

Utilize construction contracts to improve project outcomes

Continuing Education Credits

This seminar offers 6.5 PDHs to Kentucky professional engineers.



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Stephen Smith
Partner with Louisville Law Firm Goldberg Simpson, LLP
Mr. Smith's primary areas of practice are construction, public acquisition, and corporate law. Before joining the firm in 1989, Mr. Smith served the public sector with the United States Army Corps of Engineers for 15 years. As district counsel, and as senior legal advisor to the commander, he was responsible for construction claims and dispute resolution. Since entering private practice, Mr. Smith represents all aspects of the construction family, including public and private owners, large general contractors and construction managers, as well as specialty subcontractors. He devotes a considerable amount of his time as a commercial mediator and arbitrator. He is a member of both the American Arbitration Association Panel of Construction Arbitrators and the Panel of Construction Mediators. Mr. Smith is approved as a mediator and arbitrator for all disputes arising under the Greater Louisville Association of Realtors. He has been selected by members of the Louisville Bar as a *Louisville Magazine* "Top Lawyer" in the areas of "Construction" and "Arbitration and Mediation-Non-Family" for the last four years. He has been selected as a Kentucky "Super Lawyer" annually since 2007. Mr. Smith was selected to *The Best Lawyers in America* in 2015 and 2016. He earned both his Bachelor of Arts and his law degree from the University of Louisville. He is a frequent lecturer and instructor in the areas of federal acquisition and construction claims administration. Mr. Smith is a member of the Federal, Kentucky, and Louisville Bar Associations and the ABA Forum on The Construction Industry. He is a founding member of the Kentucky Bar Association Construction Practice Section.

David Trevey *Attorney with Kinkad & Stilz, PLLC*
Mr. Trevey graduated, *cum laude*, from the University of Kentucky College of Business with a BBA degree in Finance and Management in 2000, and he then received his J.D. degree from the University of Kentucky in 2004, the same year that he was admitted to practice in Kentucky. He is also admitted to practice in the Eastern and Western Districts of Kentucky, the Sixth Circuit Court of Appeal and the Ninth Circuit Court of Appeals. While attending the University of Kentucky, Mr. Trevey was a member of the *Journal of Natural Resources and Environmental Law*, and the Trial Advocacy Board, where he was named best advocate during the 2003 Kentucky Mock Trial Tournament. He is a member of the Fayette County Bar Association, the Kentucky Bar Association, the Defense Research Institute, and the Kentucky Defense Counsel. Since graduation, Mr. Trevey has focused his practice almost entirely on the defense of professionals. He has defended physicians, nurses, dentists, architects, engineers, lawyers, accountants, land surveyors and real estate professionals. He also has experience in large-scale cases such as class actions, increasingly popular multi-district litigation (MDL) cases such as Vioxx, Celebrex and Phen-Fen, as well as large-scale disaster consolidation cases such as the Comair Flight 5191 litigation.

Michael Coblenz *Michael Coblenz Attorney at Law*
Mr. Coblenz has a BS degree in Mechanical Engineering from the University of Illinois. He worked as an engineer in the Air Force for a few years before becoming an aircraft navigator. Mr. Coblenz went to law school at Gonzaga University after leaving the military. He has worked as a patent attorney for the past 18 years, first in Houston, Texas, and now in Lexington, Kentucky.

Jennifer J. Cave *Stites & Harbison, PLLC*
Ms. Cave has 20 years of experience working as an environmental consultant and environmental attorney across the United States. As a partner with Stites & Harbison PLLC, she helps businesses comply with state and federal environmental laws governing air, water, and hazardous waste cleanup and disposal. She also defends businesses in state and federal court and in administrative proceedings. A Frankfort native, Ms.Cave worked as an environmental consultant in New England and the Pacific Northwest prior to attending law school. She began her legal career as an intern with the U.S. Environmental Protection Agency's Office of Regional Counsel in Seattle, Washington. Ms. Cave is a member of the Kentucky and Louisville Bar Associations and serves on the Board of Directors for the Louisville Energy Alliance and the KMAC Museum. She also co-founded Women Environmental Leaders of Louisville (WELL), a group of over 100 women working in the environmental industry in Louisville.

Mason Miller *Managing Partner at Miller Edwards Rambicure PLLC, Attorneys at Law*
Mr. Miller focuses his practice on business law, both transactional and litigation, and has extensive experience in construction, minerals, banking, and other commercial matters. His clients include construction companies, developers, municipalities, private equity funds, energy companies, regional and national banks, professional athletes and other large institutions. Mr. Miller has personally represented over a dozen publicly-traded companies in a wide variety of engagements.

Seminar Information

Courtyard by Marriott Keenland/Airport 3100 Wall Street Lexington, KY 40513 (859) 224-0460	Registration 8:00 - 8:30 am Morning Session 8:30 am - 12:15 pm Lunch (On your own) 12:15 - 1:15 pm Afternoon Session 1:15 - 4:30 pm
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Continuing Education Credit Information

This seminar is open to the public and offers 6.5 PDHs to professional engineers in Kentucky. Educators and courses are not subject to preapproval in Kentucky.

Engineers seeking continuing education credit in other states will be able to apply the hours earned at this seminar, in most cases. Refer to specific state rules to determine eligibility.

Attendance will be monitored, and attendance certificates will be available after the seminar for most individuals who complete the entire event. Attendance certificates not available at the seminar will be mailed to participants within fifteen business days.

Can't Attend? Order the CD/Manual Package:

An audio recording of this seminar is available for \$289 (including shipping). Allow five weeks from the seminar date for delivery. Please refer to specific state licensing rules or certification requirements to determine if this learning method is eligible for continuing education credit.

Additional Learning

Webinar Series

Flood-Resistant Buildings

- **Floodplain Development under NFIP Standards**
Wed., Nov. 29, 2017, 11:00 AM - 12:00 PM CST
- **Building Design under NFIP Standards**
Wed., Nov. 29, 2017, 12:30 - 2:00 PM CST
- **Designing and Constructing Flood-Resistant Buildings**
Fri., Nov. 30, 2017, 11:00 AM - 12:00 PM CST
- **Designing and Constructing Foundations and Above-Grade Flood Resistance**
Fri., Nov. 30, 2017, 12:30 - 2:30 PM CST

Construction Cost Estimating

- **Introduction to Cost Estimating**
Thurs., Dec. 7, 2017, 11:00 AM - 12:30 PM CST
- **Cost Components - A Closer Look at the Estimates**
Thurs., Dec. 7, 2017, 1:00 - 3:00 PM CST
- **Cost Estimate Orgainzation**
Fri., Dec. 8, 2017, 11:00 AM - 1:00 PM CST
- **Cost Estimating Topics**
Fri., Dec. 8, 2017, 1:30 AM - 3:00 PM CST

For more information visit:
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Registration

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