

Agenda

Contract Law Primer for Engineers: Understanding Contracts as Projects Evolve and Develop in Real Time Engineering

D. Hansen

Necessary elements of any contract
Introduction to 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

Cyber Security Issues for Engineers

D. Weinstein

Cyber security threats and business exposure to data breaches
Anatomy of a data breach or cyber-attack and the spectrum of possible responses
Coverage that is available under cyber Insurance policies
Examples of actual cyber events, with lessons learned from those events

Understanding the Investigatory and Disciplinary Practices of the South Dakota Board of Technical Professions

K. Basham

Understanding the Board’s disciplinary powers
Reviewing prohibited practices and grounds for disciplinary action
Investigatory procedures
Disciplinary hearings
Administrative and other penalties and enforcement

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

S. Pullman

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 South Dakota Environmental Law

B. Donahoe

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 South Dakota Department of Environment & Natural Resources

Engineering Law

Sioux Falls, SD - Tuesday, November 5, 2019

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Learning Objectives

You'll be able to:

Understand the South Dakota Board of Technical Professions' investigatory and disciplinary practices.

Examine cyber security threats and business exposure to data breaches.

Explain how ownership of designs are secured: patents, trademarks, copyrights, and trade secrets.

Review liability-shifting contract provisions: warranties, guarantees, and indemnities.

Outline developments in federal and South Dakota environmental law.



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Continuing Education Credits

Professional Engineers

6.0 PDHs (Professional Management)



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Faculty

David R. Hansen is an associate attorney with Costello Porter Law Firm in Rapid City, South Dakota. He grew up in New Mexico and Colorado and earned a bachelor of science degree in Applied Physics from the University of Utah. Mr. Hansen earned his juris doctorate degree from the University of Wyoming College of Law. During law school, he was elected president of the Wyoming Society for International Law. His team won first place in the Hirst-Applegate Trial Advocacy Competition. He was student director of the Estate Planning Practicum and worked with the Wyoming Small Business Development Center to create and present a series of webinars clarifying common legal issues for small business owners. Mr. Hansen’s practice focuses primarily on child protection planning, wealth protection, trust administration, and real estate. Mr. Hansen is licensed in South Dakota, and the Federal District of South Dakota.

Daniel B. Weinstein is an associate attorney at Donahoe Law Firm, P.C., in Sioux Falls, South Dakota. He joined the firm in November of 2018 and focuses his practice on complex civil litigation, personal injury matters, will and trust disputes, worker compensation claims, and criminal defense work. He has experience in litigating issues arising from electronically stored information and computer systems access. Mr. Weinstein graduated from The George Washington University with a bachelor’s degree in Business Administration. He received his juris doctorate degree from St. Thomas University School of Law and was recognized for his outstanding scholastic performance at both institutions. He is a member of the American Bar Association, the Second Circuit Bar Association and the Young Lawyers section of the South Dakota Bar.

Kristen E. Basham is an attorney with Costello Porter in Rapid City, South Dakota, where she was born and raised. In 2015, Ms. Basham graduated *magna cum laude* from the University of South Dakota. She then attended the University of South Dakota School of Law. During her time at law school, Ms. Basham was involved with Trial Team and Veterans Legal Education Group. Additionally, she took advanced business administration and management classes at USD’s

Beacom School of Business and worked as a law clerk at Costello Porter in the summer of 2017. In May of 2018, Ms Basham received her juris doctorate degree from USD School of Law graduating with honors. She returned to Rapid City and joined Costello Porter as an associate attorney. Her practice emphasis is around litigation, business transactions, and property law.

Shane M. Pullman is an attorney with Costello Porter in Rapid City, South Dakota, who grew up on a small family farm. He earned a bachelor of science degree in Biology from the University of South Dakota. After working at the University of South Dakota Medical School’s research laboratory and at CIGNA Insurance, Mr. Pullman attended the University of South Dakota School of Law and received his juris doctor degree with high honors in 2012. During his enrollment at USD Law, he interned at two law firms, the Environmental Protection Agency and the City Planning Department of Huron, South Dakota. Mr. Pullman joined Costello Porter in 2012 and is admitted to practice law in South Dakota, North Dakota, and the Rosebud Sioux Reservation. He is also a patent attorney registered with the United States Patent and Trademark Office. His practice is primarily focused in intellectual property, estate planning and probate, real estate, and civil litigation.

Brian J. Donahoe founded Donahoe Law Firm, P.C. in Sioux Falls, South Dakota. His practice is focused on environmental and land use law, railroad and transportation law, construction, business and commercial litigation, intellectual property, agriculture law and civil litigation. Mr. Donahoe received his B.S. degree from South Dakota State University and his J.D. degree from the University of South Dakota School of Law as a Thomas Sterling Honor Graduate in 1993. He is admitted to practice law in South Dakota, Minnesota and Iowa. He has been recognized by his peers as a Great Plains Super Lawyer© from 2011 to the present and included in *The Best Lawyers in America*© from 2007 to the present.

Seminar Information

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Continuing Education Credit Information

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Additional Learning

Patent Law for Engineers Webinar Series

Researching Inventions and Existing Patents
Thurs., September 19, 2019, 11:00 AM - 12:30 PM CDT

Managing and Preserving U.S. Patent Rights
Thurs., September 19, 2019, 1:00 - 2:30 PM CDT

Preparing and Prosecuting U.S. Patent Applications
Fri., September 20, 2019, 11:00 AM - 12:30 PM CDT

Patent Litigation Update
Fri., September 20, 2019, 1:00 - 2:00 PM CDT

Ethical Issues in Patent Law
Fri., September 20, 2019, 2:30 - 3:30 PM CDT

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Registration

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