

Agenda

Recognizing Your Rights, Responsibilities and Risks under Contracts *C. Dutton*

- 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

Preventing and Defending Professional Liability Claims *E. Pempus*

- 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

Complying with Rules of Professional Conduct *E. Pempus*

- Sealing of documents
- Standards for responsible charge of engineering work
- Unauthorized practice of engineering
- National Society of Professional Engineers’ Code of Ethics

Developments in Federal and Ohio Environmental Law *R. Elliott*

- Reviewing recent changes to and enforcement of:
 - Phase I Environmental Site Assessments (ASTM E1527-21)
 - Water quality enforcement
 - Stormwater permitting
 - Watersheds, wetlands, lakes and streams
- Reviewing recent and anticipated developments at the US EPA and the Ohio Environmental Protection Agency

Handling Ethical Issues in Engineering Practice *D. Holthus*

- Handling common ethical issues:
- Promoting health and welfare vs. managing risk: complementary or conflicting duties?
- Protecting the environment: meeting or exceeding legal requirements
- Watching the bottom line: identifying and balancing economic pressures in design and construction
- Integrating new technologies: identifying and balancing the benefits and risks

Intellectual Property Essentials for Engineers: *M. Schonauer*

- Patents, Trademarks, Copyrights, and Trade Secrets**
- 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

Legal, Regulatory and Ethical Issues for Ohio Engineers
Live, Interactive Webinar - Friday, June 17, 2022

NON-PROFIT
U.S. POSTAGE PAID
EAU CLAIRE, WI
PERMIT NO. 2016

HalfMoon Education Inc.
PO Box 278
Altoona, WI 54720-0278



Learning Objectives

You’ll be able to:

Identify the necessary elements of all contracts, and determine what constitutes a breach of contract.

Review the grounds for professional liability claims and describe common defenses.

Prevent the unauthorized practice of engineering and discuss common ethical issues in engineering practice

Explore developments in water quality enforcement, stormwater permitting and other areas of environmental law.

Learn about how to use patents, trademarks, copyrights and trade secrets to secure ownership of your ideas and designs.



HalfMoon Education Live Webinars

Legal, Regulatory and Ethical Issues for Ohio Engineers

Live, Interactive Webinar - Friday, June 17, 2022



Recognize your rights, responsibilities and risks under contracts

Prevent and **defend** professional liability claims

Comply with rules of professional and handle ethical issues in engineering practice

Study developments in federal and Ohio environmental law

Learn about intellectual property essentials, including patents, trademarks, copyrights and trade secrets

Continuing Education Credits

Ohio Engineers
7.0 PDHs (2.0 Ethics)



Faculty

Christopher J. Dutton is a partner with Porter Wright Morris & Arthur LLP in Cincinnati where he focuses on construction and commercial business litigation. He has been involved in the successful resolution of claims in state and federal courts in Ohio and Kentucky as well as multiple private arbitrations and mediations. Mr. Dutton’s pre-law background is firmly rooted in the construction industry. In 2003, he received his undergraduate degree in Construction Management from the University of Cincinnati. He worked for an ENR Top 500 Specialty Contractor as a project manager/estimator before and while attending law school. Mr. Dutton has also served as an adjunct professor and volunteer in the University of Cincinnati’s Construction Management program since 2007.

Eric O. Pempus is a risk manager with DesignPro Insurance Group, A Wichert Insurance Agency. For the last 15 years, his risk management focus has been in professional liability insurance, and construction and land use law for the design professions and the building industry. He combines this background with his 25 years of previous experience in the practice of architecture, engineering and construction management. Mr. Pempus is a professional practice adjunct professor who has taught graduate level courses for the last 33 years at Kent State University’s College of Architecture & Environmental Design, including “Leadership, Ethics & Office Management,” “Contract & Planning Law” and “Construction Management.” Mr. Pempus is a Fellow of the American Institute of Architects and the Chair of the AIA National Ethics Council. He is a construction law attorney, a licensed architect and a licensed property & casualty insurance professional

Ryan D. Elliott is an associate in the Vorys, Sater, Seymour and Pease LLP’s Columbus office and a member of the energy and environmental group. He counsels clients in all aspects of environmental law, including administrative appeals, litigation,

transactional matters, and federal and state air, water and waste regulatory compliance and permitting matters. Mr. Elliott has experience handling matters involving the Clean Air Act (CAA), the Clean Water Act, the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), the Emergency Planning, and Community Right-to-Know Act (EPCRA), the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), the Resource Conservation and Recovery Act (RCRA), and the Toxic Substances Control Act (TSCA).

Doug Holthus is a partner at Freeman Mathis & Gary’s Columbus office. Mr. Holthus’s primary area of focus is on civil rights and government liability, corporate law, employment, and general liability matters. He has tried, advocated and or arbitrated nearly one hundred cases before civil juries, administrative licensing (and other) boards and arbitration panels throughout Ohio (and California), in both state and federal court. He serves as chair of the Columbus Bar Association’s Professionalism Committee (by appointment) and is a member of the Board of Directors of the Professional Liability Defense Federation (“PLDF”). Mr. Holthus is “AV Preeminent rated” by Martindale-Hubbell, as well as named a “Best Lawyer” by *Best Lawyers in America*.

Matthew J. Schonauer is the founder of Schonauer Law LLC. He received his B.S. degree in Mathematics from Butler University, his B.S. degree in Mechanical Engineering from Purdue University and his J.D. degree from The Ohio State University Moritz College of Law. He is a patent attorney registered to practice before the United States Patent and Trademark Office, and he is admitted to practice in Ohio, before the United States District Courts for the Southern and Northern Districts of Ohio, and before the United States Courts of Appeals for the Federal and Sixth Circuits. Mr. Schonauer represents clients domestically and internationally with respect to intellectual property matters.

Webinar Information

Log into Webinar 8:00 - 8:30 am EDT	Break 11:45 am - 12:15 pm EDT
Morning Session 8:30 - 11:45 am EDT	Afternoon Session 12:15 - 4:30 pm EDT

Tuition
\$319 for individual registration
\$289 for two or more registrants from the same company at the same time.

Included with your registration: PDF seminar manual.

How to Register

- Visit us online at www.halfmoonseminars.org
- Mail-in or fax the attached form to 715-835-6066
- Call customer service at 715-835-5900

Webinars are presented via GoToWebinar. Instructions and login information will be provided in an email sent close to the date of the webinar. For more information, please visit our FAQ section of our website, or visit www.gotowebinar.com.

Cancellations: Cancel at least 48 hours before the start of the webinar, and receive a full tuition refund, minus a \$39 service charge for each registrant. Cancellations within 48 hours will receive a credit toward another webinar or the self-study package. You may also authorize another person to take your place.

Continuing Education Credit Information
This course is open to the public and offers 7.0 professional development hours, including 2.0 ethics hours to professional engineers licensed in Ohio.

Ohio’s State Board of Registration for Professional Engineers and Surveyors does not pre-approve continuing education providers or activities, however to the best of our knowledge this course/activity meets the continuing education requirements.

Attendance will be monitored, and attendance certificates will be available after the webinar for those who attend the entire course and score a minimum 80% on the quiz that follows the course (multiple attempts allowed).

**Can’t Attend?
Order the Webinar as a Self-Study Package!**
Recordings of this webinar are available for purchase. See registration panel for more information and please refer to specific state licensing rules or certification requirements to determine if this learning method is eligible for continuing education credit.

Additional Learning

Site Design: Grading and Drainage
- Fri, May 20, 2022| 9:30 am - 5:30 pm EDT

Designing a Smarter Home
- Mon, May 23, 2022| 9:00 am - 5:00 pm EDT

Aerial Mapping Technologies and Procedures
- Tues, May 24, 2022| 9:30 am - 6:00 pm EDT

How to Design a Stormwater Management System for Residential Sites
- Tues, May 24, 2022| 4:00 - 5:00 pm EDT

Passive House: Planning, Design and Construction
- Tues, May 24, 2022| 9:30 am - 5:30 pm EDT

Soil Mechanics, Bearing Capacity and Slope Stabilization
- Wed, May 25, 2022| 9:30 am - 5:30 pm EDT

Universal Residential Design
- Wed, May 25, 2022| 9:30 am - 5:30 pm EDT

National Electrical Code 2020: Grounding and Bonding
- Tues, June 7, 2022| 9:30 am - 6:00 pm EDT

For more information and other online learning opportunities visit:
www.halfmoonseminars.org

Registration

Legal, Regulatory and Ethical Issues for Ohio Engineers
Live, Interactive Webinar - Friday, June 17, 2022

How to Register	Registrant Information
Online: www.halfmoonseminars.org	Name: _____ Company/Firm: _____ Address: _____ City: _____ State: _____ Zip: _____ Occupation: _____ Email: _____ Phone: _____
Phone: 715-835-5900	Additional Registrants: Name: _____ Occupation: _____ Email: _____ Phone: _____
Fax: 715-835-6066	Name: _____ Occupation: _____ Email: _____ Phone: _____
Code:	Name: _____ Occupation: _____ Email: _____ Phone: _____
Mail: HalfMoon Education Inc., PO Box 278, Altoona, WI 54720-0278	
Complete the entire form. Attach duplicates if necessary.	
Email address is required for credit card receipt, program changes, and notification of upcoming seminars and products. Your email will not be sold or transferred.	
() I need special accommodations. Please contact me.	

Tuition

() **I will be attending the live webinar.** Single Registrant - **\$319.00**. Two or more registrants from the same company registering at the same time - **\$289.00** each.

() **I am not attending.** Please send me the webinar recording:

☐ Streamable MP4 Video/PDF Manual for **\$329.00**.

☐ USB Video/PDF Manual for **\$329.00**.

Checks: Make payable to HalfMoon Education Inc.

Credit Card: Mastercard, Visa, American Express, or Discover

Credit Card Number: _____

Expiration Date: _____ CVV2 Code: _____

Cardholder Name: _____

Billing Address: _____

City: _____ State: _____ Zip: _____

Signature: _____

Email: _____