



Thursday, March 15, 2018

Millennium Biltmore Hotel
506 South Grand Avenue, Los Angeles, CA

38th Annual

LABOR & EMPLOYMENT LAW SYMPOSIUM

Breakfast/Registration: 7:30 AM–8:15 AM

Program: 8:15 AM–5:15 PM

7.5 hours CLE credit

Including 1 hr of Competence Issues credit
and 0.5 hrs of Elimination of Bias credit



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PROGRAM INFORMATION

Whether you are an experienced practitioner or new to the field of labor and employment law, the Symposium provides a full day of practical information and insight concerning recent developments, strategies, and current trends shaping this continually evolving practice area.

8:20–9:50 AM **Gorsuch In, Werdegar Out: The 2017 Year in Review**

Grab your seat early for a lively, fast-paced discussion about the significant new developments in labor and employment law over the past year. The panelists, who are no strangers to the annual review, will provide guidance on the recent key decisions while navigating through the many new state and federal cases issued in the last year.

SPEAKERS: Andrew H. Friedman, Helmer Friedman LLP
Anthony J. Oncidi, Proskauer Rose LLP

10:00–11:00 AM

BREAKOUT SESSION 1A

Employing the Immigrant Workforce

As immigrants comprise more than one-third of the labor force in California, the interaction between immigration law and employment has increased significantly in recent years. Learn about the most popular temporary work visas and options for green cards. Understand the impact of recent Executive Orders on foreign-national employees. Receive valuable tips on what to do when immigration raids come to the workplace, including the impact of California's new sanctuary state law.

SPEAKERS: Navid Dayzad, Dayzad Law Offices, P.C.
Matthew E. DeCarolis, Bet Tzedek
Jeanne M. Malitz, Malitzlaw, Inc.

-OR-

BREAKOUT SESSION 1B

Organizing Labor in the Age of the Gig Economy

With the growth of the on-demand workplace, labor and employment practitioners must understand the perils of misclassification and other legal challenges facing clients with every new gig. Join the former Chair of the National Labor Relations Board and a panel of labor and employer counsel as they discuss legal developments and organizing campaigns in the on-demand workplace and address whether traditional legal frameworks for the employer-employee relationship fit the flexible arrangements of the gig economy.

SPEAKERS: Julie Gutman Dickinson, Bush Gottlieb
Brian Gee, National Labor Relations Board, Region 31
Philip A. Miscimarra, Former Chair, National Labor Relations Board
Richard S. Rosenberg, Ballard Rosenberg Golper & Savitt, LLP

11:15–12:15 AM **Understanding and Litigating Intersectional Discrimination Claims**

(0.5 hrs Elimination of Bias credit)

“Intersectionality” is based on the theory that the discrimination experienced by individuals in two or more protected categories (such as race and sex) is often misunderstood when each classification is examined independently. Rather, the discrimination should be viewed through the lens of attitudes and stereotypes that may result from the overlap of multiple classifications. This panel will discuss the law’s treatment of discrimination claims based on multiple protected categories and provide insight into litigating intersectional discrimination claims under FEHA and Title VII.

SPEAKERS: Chandra Bhatnagar, University of California, Los Angeles
Kevin Kish, California Department of Fair Employment and Housing
Marvin E. Krakow, Alexander Krakow + Glick LLP
Michele Ballard Miller, Miller Law Group



12:15–1:30 PM Luncheon

Keynote Speaker: Dolores Huerta, Civil Rights Activist and Co-Founder of the United Farm Workers

1:35–2:35 PM Benefit or Abuse: What the LWDA's Recent Review of PAGA Filings Reveals

The Labor and Workforce Development Agency has monitored the notice and resolution of Private Attorneys General Act claims filed online since passage of SB 836. Now, with over a year's worth of data regarding litigation and settlement, the LWDA looks to assess whether PAGA is achieving its intended purpose. Join the California Labor Commissioner and experienced wage and hour practitioners as they discuss the past, present, and future of PAGA.

SPEAKERS: Laura L. Ho, Goldstein, Borgen, Dardarian & Ho
Timothy J. Long, Orrick, Herrington & Sutcliffe LLP
Michael Rubin, Altshuler Berzon LLP
Julie A. Su, California Labor Commissioner

2:45–3:45 PM

BREAKOUT SESSION 2A

The Discovery and Use of Digital Dirt in Employment Litigation

With many employers and employees exposing their personal and professional lives through digital communications, it is critical to explore these mediums in discovery. Join our panel of experts as they discuss the discovery and use of social media, smartphone evidence, and other forms of digital communication in employment litigation, including the latest trends in how courts handle this content.

SPEAKERS: Roxanne A. Davis, Davis*Gavsie & Hakim, LLP
Hon. Jay C. Gandhi, United States Magistrate Judge
Daniel B. Garrie, JAMS
Kelli L. Sager, Davis Wright Tremaine LLP

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BREAKOUT SESSION 2B

Tips and Tricks for Effective Use of Focus Groups

How can you get the most out of focus groups for settlement and/or trial? What if you are on a budget? A panel of leading practitioners will answer these questions and more in an interactive presentation featuring a live focus group.

SPEAKERS: Ann Kotlarski, Judicate West
Jakob Norman, ChargeTheJury, LLC
Jim DeSimone, V. James DeSimone Law

4:00–5:15 PM Mindfulness Essentials for Competent Lawyering (1 hr Competence Issues credit)

Studies have shown that long hours, high stress, and constant conflict reduce our competency as lawyers. Join a retired practitioner and expert on mindfulness who will help participants understand how the mind works and how to cultivate a laboratory of the mind so that they may more effectively respond to difficult situations, lower stress, increase focus and efficiency, and make optimal choices.

SPEAKERS: Judi Cohen, Esq., Warrior One LLC

5:15–6:30 PM Cocktail Reception

2018 LABOR & EMPLOYMENT LAW SYMPOSIUM

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National Labor Relations Board Region 21

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PROGRAM DETAILS

WHERE: Millennium Biltmore Hotel, 506 South Grand Avenue, Los Angeles, CA

HOTEL PARKING: Valet Parking \$22
Self-parking at Pershing Square \$10

REGISTRATION FEE: Includes admission to all panels; breakfast, lunch, coffee and refreshment service; and the cocktail reception

MATERIALS: Materials may be provided electronically to those who pre-register, and on a flash-drive to walk-in registrants. Selected handouts will be provided in hard copy.

PLEASE NOTE: There will be a limited number of electrical outlets available in all general sessions for participants to use laptops or tablets during the presentations. Internet access will be available.

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