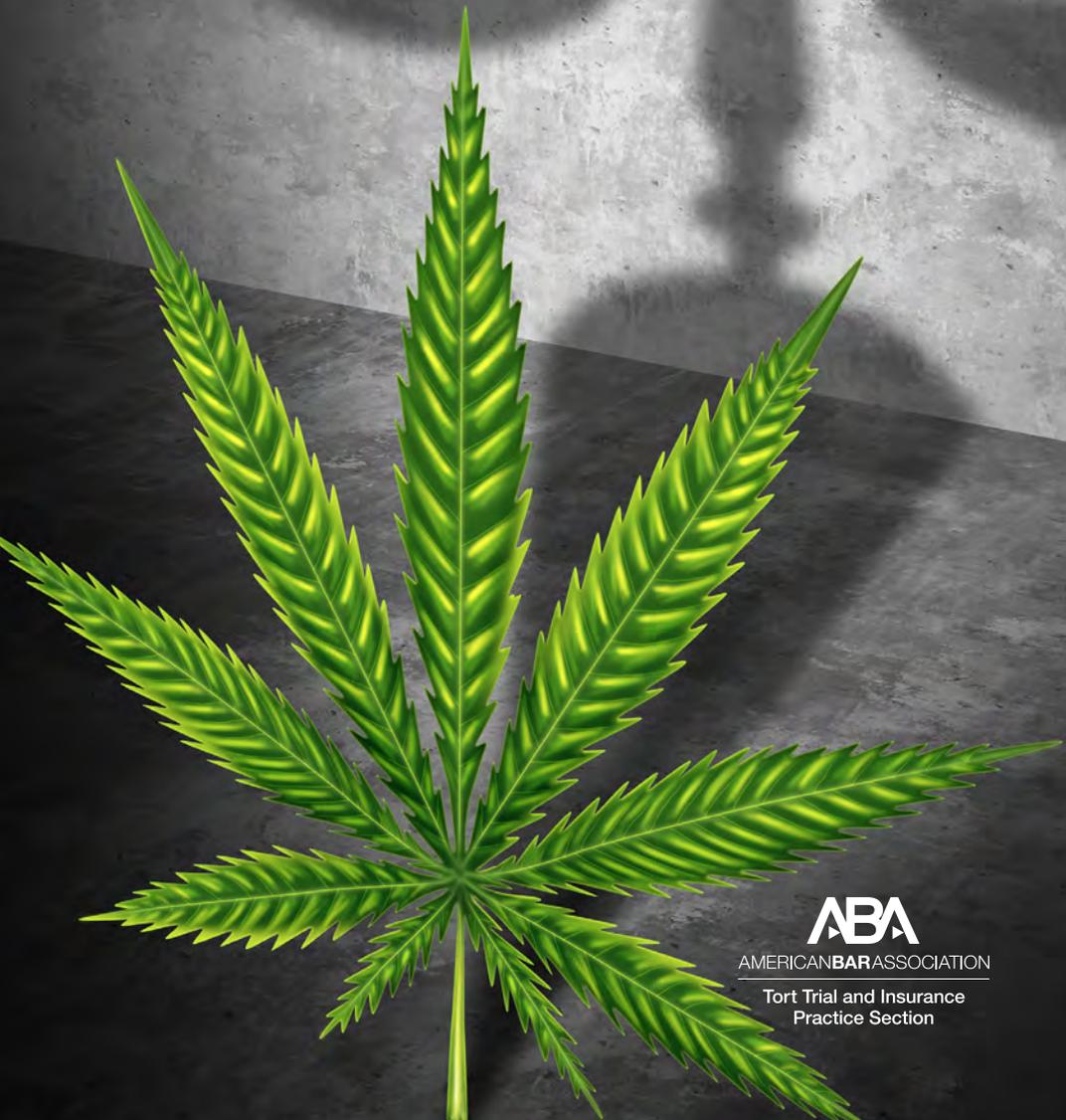


FROM REGS TO RICHES: NAVIGATING THE RAPIDLY EMERGING FIELDS OF CANNABIS & HEMP LAW

September 19-20, 2019
InterContinental Chicago Magnificent Mile
Chicago, IL



ABA

AMERICAN BAR ASSOCIATION

Tort Trial and Insurance
Practice Section

GREETINGS

Dear Friends and Colleagues,

Around the globe, cannabis is poised to move from a nascent industry to a multi-billion dollar-a-year business over the next 10 years. Spending on legal cannabis worldwide is expected to hit \$57 billion by 2027. The adult-use (recreational) cannabis market will cover 67 percent of the spending while medical marijuana will take up the remaining 33 percent. Already, recreational marijuana is legal in 11 states and the District of Columbia, while medical marijuana is legal in 34 states and the District of Columbia.

The number of Americans supporting legalization continues to climb with a 2018 Gallup poll showing that 66 percent of Americans favor legalization. In addition, the 2018 Farm Bill changed federal policy regarding industrial hemp, and last year at least 46 states considered legislation related to industrial hemp.

The legal and policy landscape for cannabis and hemp is complex. It involves state and local government regulation and compliance, legal ethics and social justice issues, banking, employment, insurance, international markets and regulation, intellectual property, product liability and environmental matters. This conference will address all of these topics and more.

On September 19th and 20th, join a wide array of industry leaders including CEOs, general counsels, legislators, academics, and practicing lawyers in Chicago at the American Bar Association Tort Trial and Insurance Practice Section national cannabis and hemp law conference to examine these rapidly emerging practice areas!

Program Co-Chairs:

Michael W. Drumke

Swanson, Martin & Bell, LLP

Chicago, IL

Lisa L. Pittman

Thomas | Pittman, P.C.

Austin, TX

Christopher D. Strunk

Beveridge & Diamond, PC

San Francisco, CA

The ABA will seek 12 hours of CLE credit in 60-minute states, and 14.5 hours of CLE credit for this program in 50-minute states including 1 hour of ethics in 60-minute states and 1.2 hours of ethics in 50-minute states

AGENDA

THURSDAY, SEPTEMBER 19, 2019

7:00 AM – 4:00 PM

REGISTRATION

7:00 AM – 8:30 AM

CONTINENTAL BREAKFAST

SPONSORED BY: RHP Risk Management, Porzio, Bromberg & Newman, P.C. & Continental Heritage Insurance Company

8:00 AM – 8:10 AM

WELCOME REMARKS/PROGRAM ANNOUNCEMENTS

8:10 AM – 9:00 AM

IN LEGAL LIMBO: FEDERAL CANNABIS LAWS AT THE CROSSROADS

State action on cannabis reform has far outpaced the Federal government's ability to keep up. What's "legal" in 34 States is still technically illegal nationwide because Federal law deems it so. This panel, with an array of voices from former congressional staffers to high-powered appellate litigators and regulatory experts will provide an overview of current legislative and regulatory debates happening in Washington and help map out what the Federal government may do with "legal" cannabis in the next 12-24 months.

MODERATOR:

Adrian Snead, *Whiteford, Taylor & Preston LLP, and former Counsel to U.S. Senator Jeff Merkley (D-OR), Washington, DC*

PANELISTS:

Lisa L. Pittman, *Thomas | Pittman, P.C., Austin, TX*
Shane Pennington, *Yetter Coleman LLP, Houston, TX*
Jessica Wasserman, *Greenspoon Marder LLP, Washington, DC*
Laurent Crenshaw, *Sr. Director, Government Affairs, Eaze, Washington, DC*

9:00 AM – 10:00 AM

MORE REGS THAN RICHES—HOW TO NAVIGATE YOUR CLIENT THROUGH MAJOR ISSUES CONFRONTING THE NEW AND EXPANDING CANNABIS BUSINESSES

This panel will examine the issues unique to starting up a cannabis business. The issues are similar to those facing any other business, except this is a new industry that is covered in layers of regulation that vary state-to-state and it is illegal federally. The panel will address lack of banking, inability to deduct ordinary business expenses under IRC 280 and licensing. In addition, the panel will discuss the practical issues of siting a cannabis business, zoning, building regulations, residency restrictions, competition in medical states and fundraising for the client.

MODERATOR:

Richard L. Vanderslice, *Richard L. Vanderslice, P.C., Philadelphia, PA*

PANELISTS:

Gail Rand, *Chief Financial Officer, ForwardGro, Stevensville, MD*
Adam Fayne, *Saul Ewing Arnstein & Lehr, Chicago, IL*
Brian Tannenbaum, *Tannenbaum, Trost & Burk LLC, Denver, CO*
Scott Seder, *Law Office of Scott P. Seder, Chicago, IL*

10:00 AM – 10:15 AM

BREAK

10:15 AM – 11:15 AM

PERMITS, REGULATIONS & COMPLIANCE, OH MY! DO YOU STILL WANT TO BE A CANNABIS LAWYER?

The panelists will explain best practices on navigating the long, winding, and developing road of state cannabis permitting, regulation, and compliance.

MODERATOR:

Daniel F. Gourash, *Seeley, Savidge, Ebert & Gourash Co., LPA, Cleveland, OH*

PANELISTS:

Bob Morgan, *Benesch LLP, Illinois State Representative & Former Project Coordinator for the State of Illinois Medical Cannabis Pilot Program, Chicago, IL*
William Bogot, *Fox Rothschild, LLP, Chicago, IL*
Dina Rollman, *Senior Vice President, Regulatory and Government Affairs, Green Thumb Industries, Chicago, IL*
Eric P. Berlin, *Dentons, Chicago, IL*



11:15 AM – 12:15 PM

ETHICS—KEEPING YOUR LICENSE AND YOUR CANNABIS CLIENTS

A discussion of the ethical consideration and pitfalls for the practicing cannabis lawyer. What should a retainer agreement look like? How do you handle fees? What is the impact on your malpractice insurance and more.

MODERATOR:

Michael W. Drumke, *Swanson, Martin & Bell, LLP*, Chicago, IL

PANELISTS:

Omar Figueroa, *Law Offices of Omar Figueroa*, Sebastopol, CA
Alec Rothrock, *Burns, Figa & Will*, Greenwood Village, CO
Steven Cash, *Day Pitney LLP*, Washington, DC

12:15 PM – 1:15 PM

LUNCH

1:15 PM – 2:15 PM

DOWN ON THE FARM: THE FARMS BILLS, HEMP, CBD, THE USDA & FDA

Hemp CBD has become the surprise breakout hit of the cannabis legalization movement, particularly among a demographic that is not seeking to get high, but natural relief from pain, inflammation, or other ailments. After the first 2014 Farm Bill plants were harvested, in four years, the hemp CBD market has become an exponentially evolving industry culminating in the signing of the 2018 Farm Bill removing hemp from Schedule 1 Marijuana Status, and permitting interstate commerce, individual state programs, and freedom from complex marijuana regulations. Most states are jumping on the chance to produce the most lucrative crops in history that can be used in medicines, fibers, and foods, before commoditization occurs among the competition. Complicating matters, compliance in CBD products regulated under the FDA is an ongoing issue, and states do not see eye to eye on it. This panel will discuss the legal, financial, and practical hurdles of navigating success in this current land of new laws, but few rules, along with the lack of precedent and crackdowns from the FDA and USDA and regulated state programs on the way for 2020.

MODERATOR:

Lisa L. Pittman, *Thomas | Pittman, P.C.*, Austin, TX

PANELISTS:

John Harloe, *General Counsel, CBDistillery*, Denver, CO
Maureen West, *General Counsel for Functional Remedies and former Director of Colorado Department of Agriculture Industrial Hemp Program*, Superior, CO
Chase Terwilliger, *Chief Executive Officer, CBDistillery*, Denver, CO
Rob Hayes, *Chief Financial Officer, CBDistillery*, Denver, CO
Jim Prochnow, *Greenberg Traurig, LLP*, Denver, CO

2:15 PM – 3:15 PM

INTELLECTUAL PROPERTY & CANNABIS—A JOINT EFFORT

Panelists will explain how to navigate federal IP laws in view of state legalization and discuss different types of IP and strategies for protecting such (both federal and state).

MODERATOR:

Leela Madan, *Madan Law PLLC*, Houston, TX

PANELISTS:

Sarah Van de Bogart, *VDB Legal Group*, Denver, CO
Bryna Dahlin, *Benesch LLP*, Chicago, IL
Tom Zuber, *Zuber Lawler & Del Duca LLP*, Los Angeles, CA

3:15 PM – 3:30 PM

BREAK

3:30 PM – 4:15 PM

INSURANCE COVERAGE FOR CANNABIS OPERATIONS: HOW TO GET IT & HOW TO KEEP IT

This panel will discuss the insurance coverage issues arising from standard general liability policies and the emerging markets and policy features for new tailored cannabis industry policies.

MODERATOR:

Daniel F. Gourash, *Seeley, Savidge, Ebert & Gourash Co., LPA*, Cleveland, OH



PANELISTS:

Wes Gilbreath, *Chief Financial Officer and Head of Corporate Development, Continental Heritage Insurance Company, Orange Village, OH*
Chantal M. Roberts, *CMR Consulting Group, Olathe, KS*

4:15 PM – 5:30 PM

THE VIEW FROM INSIDE: EXECUTIVE ROUNDTABLE

A discussion with some of the industry's most renowned legal experts and executives and their perspectives on the many issues and potential pitfalls they face when running a cannabis business. This panel will address expansion strategies, impacts of legalization, and insights on how to stay compliant.

MODERATOR:

Jessica M. Feingold, *Senior Legal Counsel, Stem Holdings, Inc., Boca Raton, FL*

PANELISTS:

Dean Heizer, *Executive Director and Chief Legal Strategist, LivWell Enlightened Health, Denver, CO*
John Lord, *Chief Executive Officer, LivWell Enlightened Health, Denver, CO*
Cassandra Farrington, *Chief Executive Officer & Co-Founder of Marijuana Business Daily, Lakewood, CO*
Jeremy Unruh, *Director of Regulatory & External Affairs, PharmaCann, Chicago, IL*
John Sullivan, *Senior Vice President of Government Affairs, Cresco Labs, Chicago, IL*
Travis Moyer, *Legal Counsel & Director of Special Projects, Grass Roots Cannabis, Chicago, IL*

5:30 PM – 7:00 PM

NETWORKING RECEPTION

SPONSORED BY: Green Flower, CMR Consulting Group & Feldmann Nagel Cantafio, PLLC

FRIDAY, SEPTEMBER 20, 2019

8:00 AM – 11:00 AM

REGISTRATION

8:00 AM – 8:30 AM

KEYNOTE ADDRESS: SPEAKER TBD

8:30 AM – 9:30 AM

THE GLOBAL COMMODITIZATION OF MARIJUANA AND HEMP: WHERE IN THE WORLD IS CANNABIS HEADED?

This international panel of legal and industry experts will discuss the growing worldwide commodity known as cannabis. New countries are legalizing marijuana and hemp for import and export every month and the global supply chain becomes increasingly complex. These experts will discuss a wide range of topics that every cannabis attorney should be fluent in so as to advise their clients on how they can stay viable and compete in the globalization of this industry.

MODERATOR:

Charles Feldmann, *Feldmann Nagel Cantafio, PLLC, Denver, CO*

PANELISTS:

Michael T. Cone, *FisherBroyles, LLP, New York, NY*
Hannah B. Follender, *Workman Nydegger, Salt Lake City, UT*
Luis Armendáriz, *Corral, Arzola, Armendáriz & Maynez, Chihuahua, Mexico*
Lana Lakofski, *L & M Law, Bondi Junction, Australia*

9:30 AM – 11:00 AM

THE LEGAL & BUSINESS CASE FOR DIVERSITY IN THE INDUSTRY: THE PROSPECTS FOR WOMEN, MINORITIES, VETERANS AND SOCIAL JUSTICE IN CANNABIS

The legalization of cannabis throughout the United States has created an interesting look into the intersection of race, gender, socioeconomic status, and class. This panel will examine the legal policy created with the War on Drugs and the impact on persons of color. The panel will further discuss the barriers to entry, which have been created by various state governing bodies, into the cannabis market for women, persons



of color, and those who have been impacted by the War on Drugs policies. Finally, the panel will discuss topics such as criminal justice reform and the development of legislation geared toward social equity and social justice reform.

MODERATOR: **Marla Dickerson**, *Southern University Law Center*, Baton Rouge, LA

PANELISTS: **Rosalind "Roz" McCarthy**, *Founder/Chief Executive Officer, Minorities for Medical Marijuana*, Orlando, FL
Scheril Murray Powell, *Doumar, Allsworth, Laystrom, Voigt, Wachs, Adair & Dishowitz, LLP and Executive Director of Farmers and Black Agriculturalists of Florida*, Fort Lauderdale, FL
Chanda Macias, MBA, PhD, *Chief Executive Officer & Owner, National Holistic*, Washington, DC
Nathan J. Howze, *Riley Safer Holmes & Cancila LLP*, Chicago, IL

11:00 AM – 11:15 AM **BREAK**

11:15 AM – 12:15 PM **IT'S NOT EASY BEING GREEN: HOW THE CANNABIS INDUSTRY CAN ADAPT TO EVOLVING ENVIRONMENTAL LAWS, REGULATIONS AND LITIGATION**

The last few years have seen a spike in efforts to enforce environmental laws against the cannabis industry. State agencies have stepped up environmental enforcement, shutting down and fining dispensaries and growers for pesticide and air violations. At the same time, private parties (including anti-industry groups) have used civil RICO, California's Prop 65 and other claims in an effort to obtain significant civil settlements and verdicts. This session will explore how the growers and ancillary businesses in the industry can mitigate their environmental risks, through both regulatory compliance with environmental laws (particularly ones involving pesticides, water, and air) and proactive efforts to stave off toxic tort and product liability litigation.

MODERATOR: **Christopher D. Strunk**, *Beveridge & Diamond, PC*, San Francisco, CA

PANELISTS: **Prof. Eric Biber**, *Berkeley Cannabis Research Center, University of California Berkeley School of Law*, Berkeley, CA
Kathryn E. Szmuszkovicz, *Beveridge & Diamond, PC*, Washington, DC
Jason Lang CIH, *RHP Risk Management*, Chicago, IL
Rachel Kurtz, *National Cannabis Industry Association*, Denver, CO
Janis McFarland, PhD, *Regulatory Scientist in Agriculture*, Chapel Hill, NC

12:15 PM – 1:00 PM **ARE EMPLOYMENT RULES GETTING HAZIER WITH LEGAL MARIJUANA?**

This panel will discuss the challenges employers face given the dichotomy between state and federal laws governing medical or recreational use of marijuana. The panel will also address how employers can balance these divergent laws while maintaining a safe work environment and protecting employee's rights.

MODERATOR: **Jazmyn J. Stover**, *Fisher & Phillips LLP*, Cleveland, OH

PANELISTS: **Eliyahu S. Scheiman**, *Porzio, Bromberg & Newman, P.C.*, Morristown, NJ
Brandon Wyatt, *Wyatt Legal & Consulting*, Fort Washington, MD
Jessica Velazquez, CPA, *Managing Partner and Chief Executive Officer, Indiva Advisors, LLP*, Las Vegas, NV
Peter G. Skiko, *Swanson, Martin & Bell, LLP*, Chicago, IL

1:00 PM **CLOSING REMARKS/ADJOURN**

REGISTRATION FORM

ABA TORT TRIAL & INSURANCE PRACTICE SECTION (TIPS) 2019 CANNABIS & HEMP LAW CONFERENCE

September 19–20, 2019 • InterContinental Chicago Magnificent Mile • Chicago, IL

EARLY REGISTRATION DEADLINE: SEPTEMBER 11, 2019

1. REGISTRANT: *(Please print or type one form per person; photocopy this form for additional registrants)*

LAST NAME FIRST NAME MI

NAME AS YOU WISH IT TO APPEAR ON YOUR BADGE

FIRM/COMPANY WHAT STATE(S) ARE YOU LICENSED IN?

ADDRESS

CITY STATE ZIP

(AREA CODE) BUSINESS TELEPHONE FACSIMILE

E-MAIL ADDRESS

Are you attending your first TIPS National Conference? Yes No

I am a member of the ABA and wish to join the Tort Trial & Insurance Practice Section and I have enclosed a separate check for \$50 made payable to the American Bar Association.

2. REGISTRATION FEES:

	On or Before 9/11/19	After 9/11/19	QTY	Total
TIPS Member	\$495	\$520	_____	_____
ABA Member	\$550	\$575	_____	_____
General Attendee	\$650	\$675	_____	_____
Insurance/In-House/Solo	\$350	\$375	_____	_____
ABA Member Law Student	\$50	\$50	_____	_____

3. TOTAL PAYMENT

TOTAL _____

4. PAYMENT INFORMATION

Check (made payable to the ABA) American Express MasterCard VISA

CREDIT CARD NUMBER EXPIRATION DATE

SIGNATURE

THREE WAYS TO REGISTER

1. ONLINE:
ambar.org/tips

2. MAIL:
American Bar Association
Tort Trial & Insurance Practice Section
2019 Cannabis & Hemp Law Conference
Attn: Service Center/Meeting
Event Code: IL1908CANNABIS
321 North Clark Street, Floor 19
Chicago, IL 60654

3. SECURE FAX
(312) 988-5850

On-site registrants must pay the program fee plus an additional \$25 by check or credit card.

GENERAL INFORMATION

Early Registration Deadline: Friday, September 11, 2019

Hotel Deadline: Wednesday, August 28, 2019

ADVANCE REGISTRATION

Visit the TIPS website to register at ambar.org/tips or complete the registration form included in this brochure for the "2019 TIPS Cannabis & Hemp Law Conference" to be held at the beautiful InterContinental Chicago Magnificent Mile, in Chicago, IL.

The registration fee includes admission to the program, course materials, continental breakfast, breaks, and reception. If you wish to have your name appear on the pre-registration list distributed at the program, all registration forms must be received no later than the registration deadline of **September 11, 2019**. Registration reservations will be confirmed in writing within 10 business days.

ON-SITE REGISTRATION

On-site registrations will be accepted. Call Danielle Daly at 312/988-5708 or email danielle.daly@americanbar.org 36 hours prior to the program to confirm that space is available. On-site registrants must pay the program fee by credit card or check made payable to the American Bar Association. A \$25 fee will be charged to individuals registering on-site.

CANCELLATION POLICY

No registration fee refunds will be granted for cancellations received after **September 11, 2019**. In order to receive a refund (less a \$50 administrative fee), the ABA must receive written cancellation by **September 11, 2019**. Registrants who are unable to attend may send a substitute or will receive course materials in lieu of a refund.

HOTEL INFORMATION

For Reservations call: **312-944-4100**

A limited number of rooms have been blocked for program registrants of the 2019 TIPS Cannabis Conference at the InterContinental Chicago, 505 N Michigan Ave, Chicago, IL 60611 for a hotel room rate of \$249.00 single/double plus 17.4% tax. For reservations, please call the hotel directly at **312-944-4100**. The room block will be held until exhausted or until **Wednesday, August 28, 2019 at 5:00 p.m. (CST)**. After the meeting specified hotel deadline, reservations will be confirmed based on availability. Please refer to the ABA Tort, Trial & Insurance Practice Section Cannabis & Hemp Law Conference, when calling the hotel to make reservations. Hotel check-in is 3:00 p.m. and checkout is 11:00 a.m. All reservations must be guaranteed by credit card or deposit check for one night's room and tax. Individuals with guaranteed reservations must cancel their reservations 48 hours prior to the scheduled day of arrival to avoid a one-night cancellation charge.

AIRLINE INFORMATION

ABA NEGOTIATED AIRFARE DISCOUNTS – AVAILABLE ONLINE!

With ABA Egecencia*, you can automatically obtain ABA negotiated discounts for travel to the ABA Meetings. ABA Egecencia enables you to purchase the best airfare at the time of booking, by providing you with the ability to search for and compare fares from virtually every airline serving the destination.

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The ABA will seek 12 hours of CLE credit in 60-minute states, and 14.5 hours of CLE credit for this program in 50-minute states including 1 hour of ethics in 60-minute states and 1.2 hours of ethics in 50-minute states. Credit hours are estimated and are subject to each state's approval and credit rounding rules. Please visit the program website at <https://www.americanbar.org/events.cle/mtg/inperson/374462767/> for program CLE details or visit americanbar.org/mcle for general information on CLE at the ABA.

MEMBERSHIP INFORMATION

For more information about membership in the ABA or the Tort Trial & Insurance Practice Section (TIPS), please visit us online at ambar.org/tipsmembership or call 800/285-2221. Membership in TIPS includes three industry-leading periodicals, discounts of up to 20% on many TIPS CLE programs, and other career and practice-enhancing benefits. Join TIPS today!

PERSONS WITH DISABILITIES

Services for persons with disabilities are available. If special arrangements are required for an individual to attend this program, please notify Danielle Daly at either 312/988-5708 or at danielle.daly@americanbar.org promptly. Reasonable notice is requested.

GET CONNECTED WITH TIPS

Information on this and other TIPS CLE programs is available online at ambar.org/tips. Visit us and get connected!

SCHOLARSHIPS AVAILABLE!

ATTENTION TIPS MEMBERS: Scholarships are available for all Section activities, courtesy of the TIPS Scholarship Fund. The Fund, established with the International Risk Management Institute ("IRMI") and supported by subscriptions to the IRMI CGL Reporter, is intended to increase membership involvement in TIPS' activities by minorities, solo and small firm practitioners, government attorneys, women, and young lawyers by providing financial support to those who would otherwise be unable to participate. For programs with tuition cost over \$500, qualifying attorneys will receive at least a 50% reduction in the course fee(s). To request an application or receive additional information, visit ambar.org/tips/scholarship or contact Jennifer Michel at Jennifer.Michel@americanbar.org 312/988-5463 for more information and an application.

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