

GETAWAY C.L.E. PRESENTS
OHIO NEW LAWYER TRAINING SEMINAR
12.0 NLT Credit Hours Total-Includes 3.0 Specialty Credit Hours-
Professionalism, Client Fund Mgt. & Fundamental Law Office Mgt.
December 15 & 16, 2022
Live Webcast
(Eastern Standard Time)

Thursday December 15, 2022

- 8:45 -9:00 a.m.** **Kristen Ayers - Opening Remarks: Overview & Requirements of Seminar**
- 9:00-10:00 a.m.** **Joseph Gibson, Esq.**
Ohio Basic Estate Planning for Ohio New Lawyer Training
Topics discussed will include production of a living will, health care power of attorney, financial power of attorney, and last will and testament. Applicable statutes include Ohio Revised Code Chapters 1337, 2133, and 2107. Pertinent cases discussed will be *Niemes v Niemes*, *West v. Henry*, and *Kirschenbaum v. Dillon*.
- 10:00-10:10 a.m.** **Break**
- 10:10-11:10 a.m.** **Jason Starling, Esq.**
Electronic Discovery: Preserving, Requesting and Dealing with Objections and Opposing Counsel for Ohio New Lawyer Training
This course will cover the basics of e-discovery which will include: how to preserve electronically stored information, how to properly request electronically stored information in litigation, how to properly produce and/or object to producing electronically stored information in litigation, and how to use it as evidence in summary judgment motion practice and at trial.
- 11:10-11:20 a.m.** **Break**
- 11:20-12:20 p.m.** **Jedidiah Bressman, Esq.**
Overview of Ohio Workers' Comp and Personal Injury Litigation and Privilege Considerations for Ohio New Lawyer Training
A thorough overview of basic workers' compensation and personal injury court litigation principles for a new lawyer practicing in Ohio will be given. Also analyzed will be the Physician-Patient Privilege and when it applies in injury cases. Ohio Revised Code 2317.02(B) will be discussed as will *Dineen v. Pelfrey*, 2022-Ohio-2035 and *Gentile v. Duncan*, 2013-Ohio-5540.
- 12:20-12:30 p.m.** **Break**

- 12:30-1:30 p.m.** **Jedidiah Bressman, Esq.**
Fundamental Law Office Management for Ohio New Lawyer Training
Law office management techniques and responsibilities will be discussed, such as effectively utilizing staff, maintaining healthy client relationships, cost-effective alternatives to office software, and how to avoid common pitfalls that new attorneys may encounter. In addition, this seminar will provide tips on how to use social media to further your business, the advantages of having a website, and the importance of technology as it relates to billing, organization, file retention, and e-discovery. Ohio Rules of Professional Conduct 1.5 and 7.1-7.5 will be discussed as well as *Waterman v. Kitrick*, 572 N.E.2d 250.
- 1:30-1:40 p.m.** **Break**
- 1:40-2:40 p.m.** **Phillip Eckenrode, Esq.**
Professionalism for Ohio New Lawyer Training
An analysis of the behavior of new attorneys based on A Lawyer's Creed and A Lawyer's Aspirational Ideals as adopted by the Supreme Court of Ohio. Specific topics will be discussed as to various obligations and proper conduct of new attorneys towards their client and profession. Workshop format with scenarios will be completed by new lawyer attendees.
- 2:40-3:40 p.m.** **Heidi Wagner Dorn, Esq.**
Client Fund Management for Ohio New Lawyer Training
Lecture will be given on how to correctly set up and manage IOLTA accounts. Necessary forms will be provided and interpreted.

Friday December 16, 2022

- 8:45-9:00 a.m.** **Kristen Ayers - Opening Remarks: Overview & Requirements of Seminar**
Video Replay Begins
- 9:00-10:00 a.m.** **Aaron Durden, Esq.**
Veteran Benefits for Ohio New Lawyer Training
Overview of the U.S. Veteran's benefits system and how to properly represent veterans' claims. Overview will also consist of discussing entitlement to treatment, such as agent orange and PTSD, as well as percentage compensation. United States Code sections to be discussed are: 38 U.S.C. Section 5102, 7104 and 5103. Cases discussed will be: *Cousino v. Derwinski*, *Pond v. West*, *Schroeder v. West*.
- 10:00-11:00 a.m.** **Aaron Durden, Esq.**
Federal Criminal Sentencing and Overview for Ohio New Lawyer Training
Overview of the Federal Criminal Court and Federal Sentencing Guidelines with topics to include: drug trafficking, gun offenses and attorney proffers. 18 U.S.C. Section 3553 and 21 U.S.C. Sections 841 and 846 will be discussed as well as *United States vs. Booker*, 534 U.S. 220 (2005) and *Koon vs. United States*, 518 U.S. 81 (1996).

- 11:00-12:00 p.m.** **Phillip Eckenrode, Esq.**
The Role of Depositions for Ohio New Lawyer Training
Lecture will be given on how to properly take and defend a deposition as well as how to prepare your client. Also discussed will be the admissibility and usage of depositions at trial. Ohio Civil Rules 30, 31, and 32; Ohio Rules of Evidence 801; and ORC Chapter 2319.09 will be examined as well as *Office of Disciplinary Counsel v. Levin* (1988), 35 Ohio St.3d 4, 517 N.E.2d 892."
- 12:00-12:15 p.m.** **Break**
- 12:15-1:45 p.m.** **John Sullivan II, Esq.**
Ohio LLC Usage for Ohio New Lawyer Training
A thorough lecture will be given on corporate counsel's use of LLCs for business planning, asset protection, trust structure including the Ohio Legacy Trust, and waivable duties. The following will be discussed: O.R.C. Chapter 1705.01, 5816.01, *Klabacka v. Nelson*, 394 P.3d 940 (Nev. 2017), *Wells Fargo Equip. Fin. Inc. v. Retterath*, 928 N.W.2d 1 (Iowa 2019), *JPMorgan Chase Bank, N.A. v. McClure*, 393 P.3d 955 (Colo. 2017), *Peach REO, LLC v. Rice*, 2017 WL 2963511.
- 1:45-2:45 p.m.** **Carley Kranstuber, Esq.**
Emotional Impact of the Practice of Law for Ohio New Lawyer Training
An examination of the impact of investing "Emotional Labor" with Clients. Pitfalls to avoid and constructive means to manage oneself when dealing with all of the nuances encountered by practitioners, including financial burdens, personal physical threats, and various other emotional issues.
- 2:45-3:15 p.m.** **Kristen Ayers, J.D.**
Handling Certain Situations Regarding the Practicing Attorney's Work-Life Passions and Practicing with Purpose through Goal Setting
A discussion of different stresses that trigger attorneys to leave the field or suffer mentally, socially, and professionally as an attorney. Burn out, stress, life balance, finding your strengths, networking, mentoring, communicating properly, finding support and building accountability through goal setting will be the focus. We will talk about some topics that law school might not have provided.