

# EMINENT DOMAIN

**Hear from the Attorney General's Office**  
March 3-4, 2014 • Omni Hotel at Southpark • Austin



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### Dear Colleague:

An expert faculty of leaders in eminent domain will capture your attention with practice pointers and hot topics at this always relevant Conference.

- **Exactions**
- **The Intersection Between Condemnation and Water Law, and Utilities as Condemnees**
- **Preserving Error and the Appeal Process**
- **Legislative and Case Law Update**
- **Drafting Condemnation Clauses in Real Estate Leases**
- **Procedural and Evidentiary Issues**
- **Possession and Use Agreements from the Condemnor's Perspective**
- **Is There a Way Around the Condemnation Process?**
- **Trying Eminent Domain Cases: Landowner and Condemnor Perspectives**
- **Vested Rights**
- **The Appraisal**
- **Mistakes Made in Condemnation**

...and more!

Plus, don't miss out on multiple networking opportunities with a diverse group of professionals from around the state.

Register today! We look forward to seeing you in Austin.



**Stephen I. Adler, Esq.**  
**Program Co-Chair**  
Barron & Adler, Austin



**Michael M. Barron, Esq.**  
**Program Co-Chair**  
Barron & Adler, Austin



**Erik L. Cardinell, Esq.**  
**Program Co-Chair**  
Barron & Adler, Austin

### "Great program. Good value."

– Andrew J. McRoberts, MAI, CRE, CCIM, McRoberts & Company, Dallas, TX

### "Another excellent conference. I'll keep coming back."

– Steven J. Thoreson, Esq., Legal Counsel - Right of Way  
SH 130 Concession Company, Buda, TX

## Monday, March 3

- 8:30 Registration and Continental Breakfast
- 9:00 **Introduction and Welcome**  
Overview of Day One  
**Stephen I. Adler, Esq., Program Co-Chair**  
**Michael M. Barron, Esq., Program Co-Chair and**  
**Erik L. Cardinell, Esq., Program Co-Chair**  
Barron & Adler, Austin
- 9:15 **Vested Rights**  
What You Need to Know  
**Paul D. Barkhurst Jr., Esq.**  
Barkhurst & Hinojosa, San Antonio
- 10:00 **Exactions**  
Issues for Your Practice  
**W. Brad Anderson, Esq.**  
Jackson Walker, Austin
- 10:45 Networking Break
- 11:00 **Legislative and Case Law Update**  
Developments in the Past Year  
**Scott T. Doggett, Esq.**  
Burford & Ryburn, Dallas  
**Paul Radich, Esq.**  
Andrews Kurth, Houston
- 12:30 Lunch Break
- 1:45 **Drafting Condemnation Clauses in Real Estate Leases**  
Practical Considerations  
**Christian S. Brooks, Esq.**  
Womack McClish Wall Foster Brooks, Austin
- 2:30 **The Appraisal**  
What You Need to Know  
**Ted Whitmer, Esq., CRE, CCIM, MAI**  
**AQB Certified USPAP Instructor**  
College Station
- 3:30 Networking Break
- 3:45 **Point/Counterpoint: Cutting Edge Issues in Trying Eminent Domain Cases**  
Landowner and Condemnor Perspectives  
**Roy R. Brandes, Esq.**  
Barron & Adler, Austin  
**Jason M. Rammel, Esq.**  
Sheets & Crossfield, Round Rock
- 4:30 **Preserving Error and the Appeal Process**  
Practice Pointers  
**Kimberly S. Keller, Esq.**  
Keller Stolarczyk, Boerne
- 5:30 **Reflection, Critique and Discussion**  
Feedback from the Attorney General's Office, Guest Panelists and Audience Members
- 5:45 Adjourn

## Tuesday, March 4

- 8:30 Continental Breakfast
- 9:00 **Welcome Back**  
Overview of Day Two  
**Stephen I. Adler, Esq., Program Co-Chair**  
**Michael M. Barron, Esq., Program Co-Chair**  
**Erik L. Cardinell, Esq., Program Co-Chair**
- 9:15 **An Alternate Plea**  
Is There a Way Around the Condemnation Process?  
**Ramon A. Molina, Esq.**  
Ross Molina Oliveros, San Antonio
- 10:00 **Procedural and Evidentiary Issues in a Condemnation Case**  
What Gets into Evidence and What Doesn't  
**Robert B. Neblett, Esq.**  
Jackson Walker, Austin
- 10:45 Networking Break
- 11:00 **The Intersection Between Condemnation and Water Law, and Utilities as Condemnees**  
A Panel Presentation  
**Christopher M. Clough, Esq.**  
Barron & Adler, Austin  
**Paul M. Terrill III, Esq.**  
The Terrill Firm, Austin  
**Stephen I. Adler, Esq., Program Co-Chair**
- 12:00 Lunch Break
- 1:15 **Featured Panel Presentation**  
Issues with Possession and Use Agreements from the Condemnor's Perspective  
**Sejin Brooks, Esq.**  
**Clint Harbour, Esq.**  
**Eric Russell, Esq. and**  
**Darby F. Venza, Esq.**  
**Assistant Attorneys General**  
Transportation Division, Office of the Attorney General  
Austin
- 2:45 Networking Break
- 3:00 **Mistakes Made in Condemnation**  
Avoiding Errors  
**Charles B. McFarland, Esq.**  
Joyce, McFarland & McFarland, Houston
- 3:45 **Ethics**  
Considerations for the Eminent Domain Practitioner  
**Thomas H. Watkins, Esq.**  
Brown McCarroll, Austin
- 4:45 **Reflection, Critique and Discussion**  
Feedback from the Attorney General's Office, Guest Panelists and Audience Members
- 5:00 Evaluations and Adjourn

**Earn up to 12 Hours MCLE Credit  
Including One Hour of Ethics**

**Earn up to 12 Hours Real Estate and Appraiser Credit**

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**PROGRAM CO-CHAIRS**

**Stephen I. Adler** is a past chair of the Eminent Domain Committee of the Real Property Section of the American Bar Association and is a frequent lecturer and author on the litigation of takings cases. He has co-chaired CLE International's Eminent Domain Conferences for thirteen years.

**Michael M. Barron** has more than 35 years of eminent domain experience. He has participated in several hundred special commissioners' hearings and numerous jury trials. He previously served as the Chief of the Antitrust Division of the Texas Attorney General's Office.

**Erik L. Cardinell** has been practicing law for more than 17 years and has specialized in condemnation and inverse condemnation matters for 13 years. He has represented various landowners on projects throughout the State and previously served communities in Central Texas and Williamson County in eminent domain disputes. He is a past co-chair of CLE International's Eminent Domain Conferences.

**FEATURED PANEL PRESENTERS**

**Sejin Brooks, Esq.**  
**Clint Harbour, Esq.**  
**Eric Russell, Esq. and**  
**Darby F. Venza, Esq.**  
**Assistant Attorneys General**  
Transportation Division, Office of the Attorney General, Austin

**FACULTY**

**W. Brad Anderson, Esq.**  
Jackson Walker, Austin

**Paul D. Barkhurst Jr., Esq.**  
Barkhurst & Hinojosa, San Antonio

**Roy R. Brandes, Esq.**  
Barron & Adler, Austin

**Christian S. Brooks, Esq.**  
Womack McClish Wall Foster Brooks, Austin

**Christopher M. Clough, Esq.**  
Barron & Adler, Austin

**Scott T. Doggett, Esq.**  
Burford & Ryburn, Dallas

**Kimberly S. Keller, Esq.**  
Keller Stolarczyk, Boerne

**Charles B. McFarland, Esq.**  
Joyce, McFarland & McFarland, Houston

**Ramon A. Molina, Esq.**  
Ross Molina Oliveros, San Antonio

**Robert B. Neblett, Esq.**  
Jackson Walker, Austin

**Paul Radich, Esq.**  
Andrews Kurth, Houston

**Jason M. Rammel, Esq.**  
Sheets & Crossfield, Round Rock

**Paul M. Terrill III, Esq.**  
The Terrill Firm, Austin

**Thomas H. Watkins, Esq.**  
Brown McCarroll, Austin

**Ted Whitmer, Esq., CRE, CCIM, MAI**  
**AQB Certified USPAP Instructor**  
College Station

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**Cancellation**

Full tuition refunds (less a \$50 administrative charge) will be given only if notice of cancellation is received by 5:00 pm MST on the Monday prior to the Conference. Substitutions may be made at any time.

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- \$795 each for two or more
- \$795 each for government, 501(c)(3) organizations, full-time judges, law students and paralegals
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# EMINENT DOMAIN

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13th Annual SuperConference



# EMINENT DOMAIN

**All Points of View**  
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**Featured Presentation**

**Issues with Possession and Use Agreements from the Condemnor's Perspective**

**Sejin Brooks, Esq.**  
**Clint Harbour, Esq.**  
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**Darby F. Venza, Esq.**  
**Assistant Attorneys General**  
Transportation Division  
Office of the Attorney General, Austin

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