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SB18 & Recent Cases

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THURSDAY

Happy Hour! and
Private Networking
Reception Sponsored by:



Dear Colleague:

Attend this conference and receive fresh perspectives on the practice of eminent domain law in Texas!

Learn from a diverse network of faculty who represent the leaders in your field, a knowledgeable group who will be available to answer your tough questions. Take the opportunity to visit with the faculty and meet your colleagues at networking breaks and at the happy hour reception on Thursday evening.

Speakers include judges, attorneys, real estate professionals, and appraisers, and they will teach you about:

- Case Law Update and Constitutional Case Law Study
- Cross-Examination of Appraisers and Other Experts in Condemnation Cases
- Inverse Condemnation by Flooding
- *Texas Rice Land Partners v. Denbury Green Pipeline*
- Extraordinary Appraisal Issues
- Presenting Appraisal Science to the Non-Appraiser
- Mediating the Eminent Domain Case
- Senate Bill 18
- *Enbridge Pipelines v. Avinger Timber*
- ... and more!

Join us for the Houston eminent domain event of the year.

See you in June!

Sincerely,



Kimberli D. Loessin, Esq.
Program Chair
Barron & Adler, Houston

Schedule and Information Inside

REGISTER NOW! www.cle.com/HoustonTexas or (800) 873-7130

Thursday, June 7

- 8:30 Registration and Continental Breakfast
- 9:00 **Welcome and Introduction**
Overview of Day One
Kimberli D. Loessin, Esq., Program Chair
Barron & Adler, Houston
- 9:15 **Case Law Update**
New Developments and Pending Cases
Paul Radich, Esq.
Andrews Kurth, Houston
- 10:15 Networking Break
- 10:30 **Constitutional Case Study**
From Beginning to End, the Ashby High Rise Controversy
Stephen I. Adler, Esq.
Barron & Adler, Austin
- 11:20 **Featured Presentation**
Cross-Examination of Appraisers and Other Experts in
Condemnation Cases
Lewis S. Wiener, Esq.
Sutherland, Asbill & Brennan, Washington, DC
- 12:10 Lunch Break
- 1:30 **Inverse Condemnation by Flooding**
Kopplow Development v. City of San Antonio and Beyond
Paul D. Barkhurst Jr., Esq.
Barkhurst & Hinojosa, San Antonio
- 2:20 Networking Break
- 2:35 **Texas Rice Land Partners v. Denbury Green Pipeline**
Landowner Perspective
Douglas W. Alexander, Esq.
Alexander, Dubose & Townsend, Austin
Pipeline Perspective
Lynne Liberato, Esq.
Haynes and Boone, Houston
- 4:00 **Ethics in the Movies**
Different Rules and Real Life Applications
Teresa L. Schneider, Esq.
Winstead, Houston
- 5:00 Adjourn to Happy Hour and Private
Networking Reception Sponsored by:



Friday, June 8

- 8:30 Continental Breakfast
- 9:00 **Welcome Back**
Overview of Day Two
Kimberli D. Loessin, Esq., Program Chair
- 9:15 **Extraordinary Appraisal Issues**
Dealing with the Uncommon and Unexpected
Wayne B. Baer, MAI, Founding Partner
Bolton & Baer, Houston
- 10:00 Networking Break
- 10:15 **Appraiser Do's and Don'ts**
Defending Appraisers; Pitfalls for the Appraiser as Witness
Ted Whitmer, Esq., MAI, CCIM
Ted Whitmer Companies, College Station
- 11:00 **Presenting Appraisal Science to the Non-Appraiser**
How to Make Your Methodology Digestible to the Lay Person
Kim M. Kobriger, FRICS, CCIM, MAI, PhD
Lewis Realty Advisors, Houston
- 11:45 **Appraisers' Q&A Panel**
Answers to Your Questions
Wayne B. Baer, MAI, Founding Partner
Kim M. Kobriger, FRICS, CCIM, MAI, PhD
Ted Whitmer, Esq., MAI, CCIM
- 12:00 Lunch Break
- 1:15 **Mediating the Eminent Domain Case**
Preparation and Presentation
Brent Keis, Mediator & Arbitrator
Fort Worth
- 2:00 **Senate Bill 18 Panel**
Procedure, Access and Unanswered Questions
The Honorable Jacqueline Lucci Smith
Harris County Civil Court at Law No. 2, Houston
Melissa L. Spinks, Esq., Managing Attorney, Litigation
Harris County Attorney's Office, Houston
Randy Ward, Esq., Right of Way Attorney
Texas Department of Transportation
Right of Way Attorney Division, Austin
Kimberli D. Loessin, Esq., Program Chair
- 3:30 Networking Break
- 3:45 **Enbridge Pipelines v. Avinger Timber**
Counsel for Avinger Timber
Glenn Sodd, Esq.
Dawson & Sodd, Corsicana
Counsel for Enbridge Pipelines
Stephen G. Tipps, Esq.
Baker Botts, Houston
- 5:05 **Q&A Panel**
Members of the Faculty
- 5:20 Evaluations and Adjourn

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Earn up to 12 Hours Real Estate, Appraiser & Engineering Credit**

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MEET YOUR DISTINGUISHED FACULTY

CONFERENCE CHAIR

Kimberli D. Loessin joined the Houston office of her firm in May 2006. It is a boutique firm that concentrates exclusively on eminent domain, inverse condemnation and regulatory takings. Prior to joining her firm, she was an associate with a large litigation law firm, and prior to that, an in-house attorney for Exxon Mobil Corporation.

FEATURED PRESENTER

Lewis S. Wiener is a member of his firm's Litigation Practice Group and chair of its Financial Services Litigation Team. He focuses his practice on all aspects of commercial litigation and also represents clients in eminent domain, inverse condemnation and land-use litigation before state and federal trial and appellate courts. He is a frequent lecturer on trial practices and related litigation issues and has published numerous articles on commercial and financial litigation and related topics.

CLE INTERNATIONAL PROGRAM ATTORNEY:

Michelle Messner, michelle@cle.com

FACULTY

Stephen I. Adler, Esq.
Barron & Adler, Austin

Douglas W. Alexander, Esq.
Alexander, Dubose & Townsend, Austin

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

Wayne B. Baer, MAI, Founding Partner
Bolton & Baer, Houston

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Teresa L. Schneider, Esq.
Winstead, Houston

The Honorable Jacqueline Lucci Smith
Harris County Civil Court at Law No. 2, Houston

Glenn Sodd, Esq.
Dawson & Sodd, Corsicana

Melissa L Spinks, Esq.
Managing Attorney, Litigation
Harris County Attorney's Office, Houston

Stephen G. Tipps, Esq.
Baker Botts, Houston

Randy Ward, Esq., Right of Way Attorney
Texas Department of Transportation
Right of Way Attorney Division, Austin

Ted Whitmer, Esq., MAI, CCIM
Ted Whitmer Companies, College Station

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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 Friday prior to the Conference. Substitutions may be made at any time.

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- \$695 each for government, 501(c)(3) organizations, full-time judges, law students and paralegals
- \$595 each for two or more government, 501(c)(3) organizations, full-time judges, law students and paralegals

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- CD Binder Both (Extra cost: \$50/set)

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Appraisal Issues & Litigation Strategies

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Featured Presentation

**Cross-Examination of Appraisers and
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Lewis S. Wiener, Esq.
Sutherland, Asbill & Brennan
Washington, DC

Featuring In-Depth Analysis of Recent Cases:

Koplow Development v. City of San Antonio

Texas Rice Land Partners v. Denbury Green Pipeline

Enbridge Pipelines v. Avinger Timber

Plus Everything You Need to Know about SB18 ... and more!

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