



CLE

LEGAL CONFERENCE

April 19-21, 2009 • Hotel Contessa • San Antonio, Texas

PRIVACY & DATA SECURITY:

LEGAL DEVELOPMENTS

BEST PRACTICES

RESPONSE STRATEGIES

**FOOD SAFETY LAW
& POLICY**

**EMPLOYMENT LAW
TRENDS**

**ANTITRUST LAW
& MERGERS**

**SOCIAL MEDIA
& LAW**

ETHICS

LEGAL CONFERENCE

April 19-21, 2009 • Hotel Contessa • San Antonio, Texas

Sunday, April 19, 2009

REGISTRATION AND RECEPTION

6:00 p.m. – 7:30 p.m.

Renew friendships and meet new colleagues at the opening reception.

Monday, April 20, 2009

CONFERENCE CHAIR

*Charles H. Carmouche, General Counsel,
Fiesta Mart, Inc.*

GENERAL SESSION

8:30 a.m. – 12:00 p.m.

KEYNOTE SPEAKER:

*Leslie G. Sarasin, Esq., CAE
President and Chief Executive Officer, Food Marketing Institute*

FORUM ON PRIVACY AND DATA SECURITY

Retailers and wholesalers are grappling with requirements to secure legally protected information throughout their organizations, from consumer credit card data to employee health records. We will cover this multi-faceted issue from all angles.

Latest Legal Developments

The session will open with a comprehensive review of the legal requirements that govern privacy and data security throughout your company. Each of the speakers on this panel has handled prominent litigation in this area involving a variety of companies, such as CVS/Caremark, TJX, and Heartland. The panel will cover the latest in federal statutory liability, as well as class action litigation involving consumers and banks.

SPEAKERS:

*Anthony E. DiResta, Reed Smith LLP
Clifford H. Ruprecht, Pierce Atwood LLP
Mark Szpak, Ropes & Gray LLP*

Best Practices to Prevent Data Breaches

Just finding all of the places in your organization that capture protected data can be a challenge. Learn best practices to take stock of and control protected information.

SPEAKER:

*Emily Dickinson, Senior Vice President, Legal Affairs,
General Counsel and Secretary, Hannaford Bros. Co.*

Strategies and Tools to Respond

No practices are invulnerable, so how should you respond if your company's security systems are breached? A panel of experts will help you understand how to minimize your legal liability and potential loss of corporate value while maximizing the trust of the individuals affected. Develop an effective response plan before a crisis to help you make decisions and manage information given to affected individuals, the press and corporate audiences when a crisis hits.

SPEAKERS:

*Jennifer M. Keough, The Garden City Group, Inc.
Mitch Shapiro, The Law Offices of Mitchell C. Shapiro
Richard Tauberman, MWW Group*

"TOPIC TABLES" BUFFET LUNCH

12:00 p.m. – 1:45 p.m.

Corporate counsel in the supermarket and distribution industries face challenges unique to the industry, but you can be sure that one of your colleagues has tackled the issue that you are currently facing. Get advice and share strategies.

GENERAL SESSION

2:00 p.m. – 5:00 p.m.

SESSION CHAIR

*Paul Heldman, Executive Vice President,
Secretary and General Counsel, The Kroger Co.*

ANTITRUST

This panel will cover the latest developments in antitrust law, as well as offer a unique perspective on one of the most interesting merger cases in recent years. Key decisions from the courts and the Federal Trade Commission will be discussed, including the latest on the litigation and decisions surrounding high profile mergers in the food retail industry.

SPEAKERS:

*Roberta L. Lang, Vice President and General Counsel,
Whole Foods Market, Inc.
Christopher MacAvoy, Howrey LLP*

EVERYTHING YOU EVER WANTED TO KNOW ABOUT SOCIAL MEDIA, BUT WERE AFRAID TO ASK YOUR GEN Y TECH GUY

Twitter and widgets and blogs, oh my! Not to mention Facebook and YouTube. Learn the basics of the latest in electronic social media and how it is impacting your company and your employees. Understand the legal risks that social media can present in the workplace and the legal tools available if social media are used against your company.

SPEAKERS:

*Susan Cagann, Farella Braun & Martell LLP
Tsan Abrahamson, Cobalt LLP*

ETHICS

Privacy laws and policies can raise significant issues under the cannons that govern legal ethics. Questions can arise in areas such as the formation of an attorney-client relationship, confidentiality of information and conflicts of interest. Sharpen your pencils in preparation for law school-style hypotheticals to help you review these important issues.

SPEAKER:

Sheldon Krantz, DLA Piper US LLP

RECEPTION AND DINNER

6:30 p.m.

Enjoy dinner with your colleagues at the Las Ramblas restaurant overlooking the famed San Antonio Riverwalk. The annual Fiesta River Parade will provide the backdrop as you catch up with your colleagues and savor some of San Antonio's renowned cuisine.

Tuesday, April 21, 2009

GENERAL SESSION

8:30 a.m. – 12:00 p.m.

SESSION CHAIR

*Todd Sheldon, Vice President, Legal Services,
SUPERVALU INC.*

EMPLOYMENT LAW

This in-depth session will include an update on recent changes in employment and labor law, including the statutory expansion of the Americans with Disabilities Act (ADA) and potential new ADA accessibility regulations; the new Family and Medical Leave Act rules; the Obama Administration's focus on enforcement of wage & hour and workplace safety regulations; changes in employment eligibility verification; applicability of the Worker Adjustment and Retraining Notification (WARN) Act; and litigation and class action trends.

SPEAKERS:

Glenn J. Smith, Littler Mendelson PC

Linda Headley, Littler Mendelson PC

Julie Dunne, Littler Mendelson PC

WASHINGTON UPDATE

As the FMI Legal Conference begins, the Obama Administration will be just shy of the 100-day mark and the 111th Congress will be in full swing. We will cover the latest developments in federal law and policy that will impact the food retail and distribution industries.

SPEAKER:

Deborah White, Senior Vice President and Chief Legal Officer, Food Marketing Institute

LUNCHEON WITH SPEAKER

12:00 p.m. – 1:45 p.m.

SPEAKER:

*The Honorable Pamela Jones Harbour
Federal Trade Commission*

GENERAL SESSION

2:00 p.m. – 4:30 p.m.

SESSION CHAIR

Emily Dickinson, Senior Vice President, Legal Affairs, General Counsel and Secretary, Hannaford Bros. Co.

FOOD AND CONSUMER PRODUCT SAFETY LAW AND POLICY

Spinach ... peanut butter ... tomatoes ... or was that jalapeños? Over the past several months, the food industry has seen an unprecedented number of prolonged, high profile food recalls, some of which may result in criminal prosecutions. Retailers are also facing increasing liability and requirements for consumer products that they sell under the Consumer Product Safety Improvement Act. Learn the latest developments in food safety and consumer product law and policy and how best to prepare your company.

SPEAKERS:

*Jill Hollingsworth, Group Vice President,
Food Safety Programs, Food Marketing Institute*

Steven B. Steinborn, Hogan & Hartson LLP

BEST PRACTICES FOR PARTNERING WITH OUTSIDE COUNSEL

The Association of Corporate Counsel (ACC) has recently released a program to help corporate counsel reconnect value to costs for legal services. The program is called the ACC Value Challenge and was developed in conjunction with the general counsel from some of the largest and most well-respected companies in the country. Learn about the ACC Value Challenge and how companies are able to keep their costs flat despite the increase in work load.

SPEAKERS:

Stephen Cannon, Constantine Cannon PC

*Mark D. Wolf, Assistant General Counsel,
FMC Technologies, Inc.*

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CONFERENCE INFORMATION

REGISTRATION FEE COVERAGE:

Fee includes all meeting materials, light breakfasts, coffee breaks, lunches, receptions and dinners indicated in program. NB: Fee does not include your hotel accommodations.

CANCELLATION:

100 percent refund if notification is received before April 12, no refund if notification is received after April 12.

HOTEL RESERVATIONS:

Please make room reservations directly with Hotel Contessa (1.866.435.0900), and identify yourself as an attendee of the FMI Legal Conference to receive the rate of \$245. To ensure accommodations are available, reservations must be made no later than March 26, 2009.

CONFERENCE ATTIRE

Conference attire is business casual.

REGISTRATION FORM

LEGAL CONFERENCE

Hotel Contessa • San Antonio, Texas • April 19-21, 2009

Mail to: Food Marketing Institute, Lockbox #758884, PO Box 758884, Baltimore, MD 21275-8884; Fax to: 202.220.0860 (with credit card information); or register at <http://www.fmi.org/forms/MeetingCalendar/>. Registration questions? Contact Susan Arena at 202.220.0615 or sarena@fmi.org.

Please Print or Type:

Name _____ Badge Name _____

Title _____

Company _____

Street _____

City _____ State _____ Zip Code _____

Telephone _____ Fax _____ Email _____

Please indicate any dietary restrictions: _____

Companion's Name (if attending) _____ Companion's Badge Name _____

☐ I will ☐ will not attend the Sunday, April 19th, reception.

☐ I will ☐ will not attend the Monday, April 20th, evening event.

CLE Credit: If you would like to receive CLE credit for attending the course, *pending state approval*, please indicate the state(s) of interest and your corresponding bar identification number(s): _____

Registration Fee:

Members: ☐ \$800 per person ☐ \$750 per person when three or more are attending

Nonmembers: ☐ \$1,350 per person

Associate Members: ☐ \$1,125 per person

Note: Outside counsel must be invited by either a retailer or wholesaler or else sponsor the Conference in order to attend. Please contact Susan Arena at sarena@fmi.org for information on sponsorship opportunities.

Payment Information:

☐ Enclosed is my check payable to the Food Marketing Institute for \$_____.

☐ Please charge \$_____ to my credit card. ☐ American Express ☐ Visa ☐ MasterCard

Credit Card # _____ Exp. Date _____

Credit Card in the Name of: _____ Signature _____

If payment will cover multiple registrations, please indicate number _____ and identity of additional registrant(s):

Name(s) _____, _____, _____

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FMI is committed to participation in its programs by persons with disabilities. ☐ Please check if you need accommodations.

Please specify _____