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# Maritime Personal Injury in Louisiana

Kenner, LA • April 25, 2013

## Faculty

**Norman E. Anseman III**, *Jones Walker L.L.P.*

**L. Etienne Balart**, *Jones Walker L.L.P.*

**Daniel J. Balhoff**, *Perry, Atkinson, Balhoff, Mengis, Burns, L.L.C.*

**Megan E. Donohue**, *Jones Walker L.L.P.*

**Angel Flood**, *U.S. Coast Guard*

**Michael A. Golemi**, *Liskow & Lewis*

**Andrew R. Lee**, *Jones Walker L.L.P.*

**Douglas I.D. McLean**, *TransCanada PipeLines Limited*

**Neil F. Nazareth**, *Martzell & Bickford, A.P.C.*

**Kristi A. Post**, *Scheuermann & Jones, LLC*

**James Parkerson Roy**, *Domengeaux, Wright, Roy & Edwards, L.L.C.*

**William Pitard Wynne**, *Jones Walker L.L.P.*

For more information about our speakers, go to [www.lorman.com/ID391020](http://www.lorman.com/ID391020).

## Maritime personal injury laws are constantly evolving – have your practices evolved with them?

When your maritime personal injury case begins to resemble a ship taking on water, you need to know how to work the pumps. Admiralty is a unique area of law with many special rules and procedures. This seminar will navigate the non-maritime practitioner and others involved in maritime personal injury claims in recognizing issues that are important to your case.

Learn the ins and outs of claims, recent developments in case law, and e-discovery rules. You will gain useful information regarding claims brought by crewmembers, longshore workers and passengers. You won't want to miss the insightful discussion of ethical considerations in maritime cases.

## Benefits for You

- Get strategies for handling unrepresented seaman, punitive damages, and mass casualties
- Learn how to address the concerns for the victims and their families and the help that can be afforded to them immediately
- Avoid spoliation of evidence – get tips on analyzing initial evidence and expert retention to pinpoint liabilities
- Review the legal process and procedures – The Limitation of Liability Act v. the Savings to Suitors Clause
- Effectively work with the USCG, Federal, and State regulatory agencies to address the extent of incident resulting in environmental pollution, loss of life, personal injury, and property damage and to immediately set a plan in place to prevent future
- Discuss developments in e-discovery
- Find out when punitive damages are allowable

## Continuing Education Credit

- LA CLE 6.00

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# Seminar Agenda

8:30 AM – 9:00 AM	<b>Registration</b>	12:10 PM – 1:10 PM	<b>Lunch (On Your Own)</b>
9:00 AM – 10:15 AM	<b>Recent Developments in Indemnity, Deepwater Horizon and Choice of Law</b> — <i>L. Etienne Balart and Michael A. Golemi</i>	1:10 PM – 2:10 PM	<b>Professionalism in Maritime Mediation: Lessons Learned From Deepwater Horizon</b> — <i>Daniel J. Balhoff</i> <ul style="list-style-type: none"><li>• The Importance of Honesty With Your Client: Fairly Evaluating Your Chances</li><li>• The Importance of Honesty With the Mediator: Preserving Your Credibility</li><li>• The Importance of Honesty With Your Opponent: Candor and Fair Dealing</li></ul>
10:15 AM – 10:30 AM	<b>Break</b>		
10:30 AM – 11:20 AM	<b>Unrepresented Seaman</b> — <i>Norman E. Anseman III and Kristi A. Post</i> <ul style="list-style-type: none"><li>• A Seaman Is the Ward of the Court</li><li>• Unrepresented Seaman's Claim Can Be Settled and How That Settlement Could Be Broken</li><li>• Representing Seaman With Executed Release</li><li>• Balancing Dispute Resolution With Seaman's Rights</li><li>• Examining the Release</li><li>• Burden of Proof</li></ul>	2:10 PM – 3:10 PM	<b>7 Years Since the E-Discovery Rules Amendments: Is This Relationship Working?</b> — <i>Megan E. Donohue, Andrew R. Lee and Douglas I.D. McLean</i> <ul style="list-style-type: none"><li>• Recent Developments in E-Discovery</li><li>• Using E-Discovery Vendors for the Most Efficient and Professional Results</li><li>• How Has TransCanada Addressed E-Discovery Obligations</li></ul>
11:20 AM – 12:10 PM	<b>Maintenance and Cure and Punitive Damages</b> — <i>William Pitard Wynne and Neil F. Nazareth</i> <ul style="list-style-type: none"><li>• The General Maritime Law of Punitive Damages Before Baker and Townsend</li><li>• <i>Exxon Shipping Co. v. Baker</i></li><li>• <i>Atlantic Sounding Co., Inc., et al. v. Townsend</i></li><li>• Constitutional and Jurisprudential Limits on Punitive Damages</li><li>• Perspectives on the Future of Punitive Damages Under the General Maritime Law and Punitive Damages Litigation Issues</li></ul>	3:10 PM – 3:25 PM	<b>Break</b>
		3:25 PM – 4:30 PM	<b>Ethical Ways to Respond to Mass Casualty</b> — <i>Norman E. Anseman III, Angel Flood and James Parkerson Roy</i> <ul style="list-style-type: none"><li>• Employee Safety</li><li>• Medical Care, Investigation, Salvage, Clean-Up, etc.</li><li>• Reporting/Coordinating with Federal and/or State Agencies</li></ul>

## Presented By:

### Norman E. Anseman III

- Partner with Jones Walker L.L.P.
- Extensive practice and trial experience in both Louisiana state and federal courts

### L. Etienne Balart

- Partner with Jones Walker L.L.P. and member of the admiralty and maritime, construction, and business and commercial litigation practice groups
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### Megan E. Donohue

- Attorney with Jones Walker L.L.P.
- Focuses in the areas of business and commercial litigation cases as well as environmental/legacy litigation

### Angel Flood

- Member of the U.S. Coast Guard as an investigation specialist
- Supports field investigators in managing violation investigations

### Michael A. Golemi

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### Douglas I.D. McLean

- Associate General Counsel and Director – Litigation, Arbitration & ADR of TransCanada PipeLines Limited
- Focuses on litigation, dispute resolution and insolvency matters

### Neil F. Nazareth

- Attorney with Martzell & Bickford, A.P.C.
- Extensive practice in maritime and toxic exposure cases

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### James Parkerson Roy

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- Focuses in the areas of maritime personal injury, serious injury, wrongful death, complex litigation, class actions and business litigation

### William Pitard Wynne

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- For a complete list of accomplishments, visit [www.lorman.com/ID391020](http://www.lorman.com/ID391020).*

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Dept. 5382, P.O. Box 2933  
Milwaukee, WI 53201-2933

### Where Is It?

Hilton Garden Inn  
New Orleans Airport  
4535 Williams Boulevard  
Kenner, Louisiana  
504-712-0504

### Who Should Attend?

This seminar is designed for attorneys and insurance claims representatives including risk managers involved with all aspects of maritime law.

### GENERAL INFORMATION:

- This seminar may be recorded.
- If you need special accommodations, please contact us two weeks in advance of the program.
- Lorman Education Services is not approved to offer self-study CPE credit for accountants; therefore, no CPE will be given for this program if ordered as a self-study package.

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