

**NECCA**  
**New England Corporate Counsel Association, Inc.**

June 2008 Seminar  
**Wednesday, June 4, 2008**

**LITIGATION PREVENTION, ASSESSMENT AND MANAGEMENT**

Panelists:

<b>Frank J. Bailey</b>	<b>Litigation Department Chair, Sherin and Lodgen LLP</b>
<b>James S. O'Shaughnessy</b>	<b>General Counsel, Haemonetics Corp.</b>
<b>Paul G. Igoe</b>	<b>Associate General Counsel, Teradyne Inc.</b>
<b>James W. Matthews</b>	<b>Litigation Partner, Sherin and Lodgen LLP</b>
<b>Katy E. Koski</b>	<b>Litigation Associate, Sherin and Lodgen LLP</b>

Program:

Litigation is often an unavoidable consequence of doing business. There are certain techniques, however, which a company can employ, that will minimize the cost, disruption, and exposure of the process. This program will include a discussion of the following:

- **Prediction:** analyze historic performance to flag activities that may result in litigation
- **Training:** avoid the common circumstances that result in suit with staff training
- **Risk and Strength Assessment:** early intervention and assessment of reasonable settlement approach
- **Risk Shifting Provisions:** contract your way out of exposure
- **Special Avoidance Counsel:** special counsel to avoid or minimize dispute
- **Early Mediation:** head off disputes before litigation is formalized – is this helpful or does it convey weakness?
- **Litigation Management Systems:** use of standards and protocols for efficiency and expense reduction
- **Mini Trials and Jury Research:** use of these methods to assess your liability and risk
- **Preparation:** what can you do to avoid problems in the course of the case? These problems include: destruction of documents, loss of data, disengagement of witnesses, statements or communications, agreements with employees that leave
- **Expert Witnesses:** engage experts earlier in the process to enhance effectiveness and possibly shorten the case
- **Litigation Support:** does it make sense to retain a litigation support company?
- **Evidence:** witness interviews, electronic documents, litigation holds, document retention, document evaluation, preservation of testimony, etc.
- **Forum Selection:** are you better off in court? If so, which one?

Best Western TLC | 380 Winter Street | Waltham, Massachusetts | 781.890.7800  
**Seminar: 10:00 a.m.-Noon | Social Break: Noon-12:30 p.m. | Luncheon: 12:30 p.m.-1:30 p.m.**

**Reservations Required**

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