

FINAL AGENDA AND SCHEDULE
CWBA/NITA Program

2:00 – 2:30: (LEAD: Diana Terry) Panel Discussion: Observations from the Bench, Bar and Mediator’s Perspective RE: Women Advocates: **Is there really a difference?**

2:30 – 2:40: (INTRO: Robbie Barr) **Video 1: Mediation Madness**

Scenario 1 will be a video of a group meeting at the start of a mediation, where one advocate overcompensates and nearly sabotages the entire mediation by posturing, rigid statements and the like.

2:40 – 2:50: (LEAD: Robbie Barr) Analyzing the Video: What are the Issues and How should an Advocate Respond?

1. Is there anything you saw plaintiff’s counsel do/not do that reduced her effectiveness?
2. What should we expect from a mediator in this situation?
3. Were there any Rules of Professional Conduct that you believe were broken by either counsel?

Facilitated Discussion to develop questions and issues for resolution in small groups.

2:50 – 3:20: Discussion in small group setting to develop tools to use during mediation

3:20 – 3:30: (FACILITATOR: Tina Habas) Reports of Small Group resolutions

3:30 – 4:00: BREAK

4:00 – 4:10: (INTRO: Diana Terry) **Video 2: Record Reclusive**

Scenario 2 will be a video of a courtroom hearing where the judge is very unpleasant and unflattering, with an advocate simply giving up without making a full record, so as not to draw additional fire from the bench.

4:10 – 4:15: (INTRO: Diana Terry) Analyzing the Video: What are the Issues and How should an Advocate Respond?

1. Did the lawyer do/not do anything that you believe would have assisted him in representing his client properly?
2. Are there practical strategies to get around a Judge who prevents you from making an appropriate record?
3. Are there any methods to use to bring the Judge's conduct to the attention of a person who could take meaningful action?

Facilitated Discussion to develop questions and issues for resolution in small groups.

4:15 – 4:35: Discussion in small group setting to develop tools to use during court proceedings

4:35 – 4:45: (FACILITATOR: Tina Habas) Reports of Small Group resolutions

4:45 – 4:50: (INTRO: Lauren Schmidt) **Video 3: Deposition Disaster**

Scenario 2 will be a video from a deposition involving unfair and unprofessional tactics by one lawyer, with the other lawyer failing to respond appropriately, and perhaps fanning the flames of difficulties by responding out of fear and hurt.

4:50 – 4:55: (LEAD: Lauren Schmidt) Analyzing the Video: What are the Issues and How should an Advocate Respond?

1. Did the questioning lawyer do/not do anything that she should/should not have done to address the situation?
2. Were there any legitimate points being made by the lawyer defending the deposition? If so, were there better ways to address them?
3. What practical methods exist to allow the questioning lawyer to do her job and stop the interruptions?

Facilitated Discussion to develop questions and issues for resolution in small groups.

4:55 – 5:10: Discussion in small group setting to develop tools to use during deposition.

5:10 – 5:20: (FACILITATOR: Tina Habas) Reports of Small Group resolutions

5:20 – 5:30: (LEAD: Megan Downing) Parting Thoughts