

# Effective Litigation of Attorney Fee Claims and Defenses

**T**his program is designed to satisfy the growing demand for practical information about attorney fee litigation in state and federal courts. Trial and appellate judges and a local practitioner will examine the latest trends in state and federal case law, statutes, and court rules. Experienced litigators will discuss their techniques for developing a winning attorney fee strategy from both the claimant and defense perspectives. Finally, two long-time mediators will present their candid evaluations of the settlement tactics that produce success in the mediation of attorney fee disputes.

**FRIDAY, APRIL 1, 2005**

Oregon Convention Center  
777 NE Martin Luther King Jr., Blvd.  
Portland, Oregon

**6.25 MCLE Credits**

# SCHEDULE

8:30 - 8:55 a.m. – LATE REGISTRATION AND DISTRIBUTION OF MATERIALS

8:55 - 9:00 – WELCOME AND INTRODUCTION

– *Hon. Robert D. Durham*

9:00 - 10:30

## **Recent Developments in Oregon Cases Regarding Attorney Fee Claims and Defenses, Including Practice Tips from the Bench**

Emphasizing attorney fee litigation in state court, the presenters discuss the latest significant case law developments and tips for the practitioner.

– *Hon. Robert D. Durham*

– *Hon. Jack L. Landau*

10:30 - 10:45 – BREAK

10:45 - 12:00

## **Attorney Fee Litigation in Federal Court: Trends and Recent Developments**

This segment focuses on the latest developments in federal court attorney fee claims practice.

– *Hon. Anna J. Brown*

– *Richard F. Liebman*

12:00 - 1:15 – LUNCH BREAK (on your own)

1:15 - 2:15

## **Developing a Strategy for Success: The Claimant Perspective**

A practical view into the strategic decisions that shape a winning claim for attorney fees.

– *Judy D. Snyder*

– *Richard S. Yugler*

2:15 - 3:15

## **Developing a Strategy for Success: The Defense Perspective**

An exploration of the tactical considerations and steps that defense counsel should take to eliminate or minimize exposure to an award of attorney fees.

– *Stephen K. Bushong*

– *David B. Markowitz*

3:15 - 3:30 – BREAK

3:30 - 4:30

## **Attaining Client Objectives Through Mediation**

Two experienced mediators provide negotiation tips on how to secure positive outcomes in the mediation of attorney fee disputes.

– *Susan M. Hammer*

– *Samuel J. Imperati*

4:30 – ADJOURN

This is an important CLE opportunity for any lawyer who prosecutes or defends against claims for attorney fees in state or federal court.

# Program Faculty

**Hon. Anna J. Brown**  
*U.S. District Judge*

**Stephen K. Bushong**  
*Department of Justice  
Trial Division, Special Litigation Unit*

**Hon. Robert D. Durham**  
*Program Planner  
Oregon Supreme Court*

**Susan M. Hammer**  
*Mediator*

**Samuel J. Imperati**  
*Institute for Conflict Management, Inc.*

**Hon. Jack L. Landau**  
*Oregon Court of Appeals*

**Richard F. Liebman**  
*Barran Liebman LLP*

**David B. Markowitz**  
*Markowitz Herbold Glade & Mehlhaf, P.C.*

**Judy D. Snyder**  
*Law Offices of Judy Snyder*

**Richard S. Yugler**  
*Landye Bennett Blumstein LLP*

## LIVE PRESENTATION

**Portland – 4/1/05**  
Oregon Convention Center  
777 NE MLK Jr. Blvd.

**MCLE CREDIT**  
*Effective Litigation of Attorney Fee  
Claims and Defenses* will receive  
**6.25** General MCLE credits.

## PROGRAM TAPES

Even if you cannot attend, you can still get the program on audiotape or videotape. Use the order form in this brochure to order your set today! OLI Annual Passholders may purchase the tapes at 50% off the full retail price.

## QUESTIONS?

Please call OLI at (503) 768-6580 in Portland or toll-free in Oregon at (800) 222-8213, e-mail us at [oli@lclark.edu](mailto:oli@lclark.edu); or visit our Website at [www.lclark.edu/org/oli](http://www.lclark.edu/org/oli).

## VIDEO REPLAYS

Please register at least one week prior to the replay date.

**Bend – 4/15/05**  
**Replay 8:30 a.m.**  
Bryant Lovlien & Jarvis  
591 Mill View Way

**Eugene – 4/8/05**  
**Replay 8:30 a.m.**  
Harrang Long Gary & Rudnick, P.C.  
360 East 10th Avenue, Ste. 300

**Medford – 4/8/05**  
**Replay 8:30 a.m.**  
Kellington Krack Richmond  
Blackhurst & Glatte LLP  
23 Newtown Street

**Pendleton – 4/14/05**  
**Replay 9:00 a.m.**  
Corey, Byler & Rew  
222 S.E. Dorion

**Portland – 4/20/05**  
**Replay 9:00 a.m.**  
Oregon Law Institute  
Gus J. Solomon Courthouse,  
620 S.W. Main St., Suite 706

# Effective Litigation of Attorney Fee Claims and Defenses

Friday, April 1, 2005

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 Name OSB No. or Profession


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Please "✓" appropriate box below:

 Live presentation

 Video replay. Location: \_\_\_\_\_ Date: \_\_\_\_\_

## TUITION

*(Prices apply to live and video replays.)*

- \$159 "Early Bird" tuition (received by March 28, 2005).
- \$119 "Early Bird" tuition for new attorneys (admitted 2003–2004), paralegals, or secretaries (received by March 28, 2005).
- \$ 15 OLI Annual Pass holder (Annual Pass No. \_\_\_\_\_).
- \$ 20 Add to above tuition if registration received *after* March 28, 2005.

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 Check out our website at [www.lclark.edu/org/oli](http://www.lclark.edu/org/oli)  
 or email us at [oli@lclark.edu](mailto:oli@lclark.edu).**

**CONFIRMATION:** Confirmation will be sent via e-mail or fax.

**CANCELLATION POLICY:** Tuition minus a \$20 handling charge will be refunded if the cancellation request is *written and received* by March 29, 2005.

**NEED ASSISTANCE:** If you are a person with a disability, please let OLI know in time to make any necessary accommodations for you.

**TUITION ASSISTANCE:** A limited number of scholarships are available based on financial need. Contact OLI.