

**40TH ANNIVERSARY
PRESENTATION**

EMINENT DOMAIN AND LAND VALUATION LITIGATION 2023

ALI CLE
CELEBRATING 75 YEARS

FEBRUARY 2 - 4, 2023

AUSTIN, TX

Sheraton Austin Hotel at the Capitol

AND LIVE VIDEO WEBCAST

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PROGRAM OVERVIEW

*Reunite with colleagues for the
40TH anniversary of the conference
for eminent domain practitioners!*

Do you want to:

- Learn about cutting-edge developments impacting land use, valuation, relocation, and regulatory takings?
- Meet and socialize with other practitioners from across the country, helping you to build your professional network?
- Enjoy the warmth and culture of Austin in the middle of the winter?

With over 30 presentations in just 2½ days, this conference brings together recognized and experienced professionals representing the diverse stakeholders in eminent domain disputes. Whether you're an experienced practitioner or new to the field, the customizable curriculum, numerous social events, and personable faculty will ensure that you leave Austin reinvigorated, reconnected, and ready to provide expert counsel to your clients.

Just some of this year's topics include:

- Private Utility Takeovers: Lessons From a 67-Day Trial
- Avoiding Red Flag Cases and Clients and Managing Client Expectations, Emotions, and Eruptions
- Legal and Valuation Issues When Advertising Signs Are Condemned
- Understanding the Opposition: Perspectives on Litigating Condemnation Cases
- How Property Rights Helped Pave the Way for Civil Rights
- Avoiding Pitfalls When Trying a Penn Central Case: Lessons From the Takings Trenches
- Avoiding the Real Jeopardy: Structuring Eminent Domain Settlements

The conference experience is only further enhanced by the collegial atmosphere and the unique offerings of the Music Capitol. You'll have plentiful opportunities to meet and mingle with the faculty and other registrants throughout the conference and at evening social events. And then there's Austin, and all of great music, restaurants, and cultural events anyone could want.

So join us in 2023 and start the year off right with the best investment you could make in yourself and in your practice.

REGISTER TODAY

AGENDA

ALL TIMES CENTRAL

THURSDAY, FEBRUARY 2

8:00 AM Registration and Continental Breakfast

8:55 AM Welcome and Announcements

VIDEO WEBCAST SEGMENT A

9:00 AM Welcome and Conference Overview

9:15 AM Everything Old is New Again: Why Today's Practitioners Need to Understand the Original Meaning of the Takings and Just Compensation Clauses

10:15 AM Networking and Refreshment Break

CONCURRENT SESSIONS (*Registrants may shuttle between meeting rooms.*)

	CONDEMNATION 101*	GENERAL SESSION
10:30 AM	Working Up an Eminent Domain Case – From Discovery to Trial Preparation	Eminent Domain National Law Update
11:15 AM	Preparing and Winning in Mediation: Skills for Eminent Domain Lawyers	Private Utility Takeovers: Lessons From a 67 Day Trial

12:00 NOON Lunch Break

VIDEO WEBCAST SEGMENT B

	CONDEMNATION 101*	PRACTICE*	SUBSTANTIVE
1:30 PM	Jury Selection and Opening Statements	Understanding the Opposition: Perspectives on Litigating Condemnation Cases	It Looks Like a Duck and Quacks Like a Duck: Differentiating Between Easement and Fee Takings
2:15 PM	Direct and Cross Examination of Valuation Witnesses	The Island of Misfit Rights: Addressing Non-Condemnation Issues in a Condemnation Case	Your Regulatory Takings Case is in Federal Court – Now What?

3:00 PM Networking and Refreshment Break

	CONDEMNATION 101*	PRACTICE*	SUBSTANTIVE
3:15 PM	Making the Final Pitch: Closing Arguments in Eminent Domain Trials	Avoiding Red Flag Cases and Clients	What Does It Mean When the Supreme Court Says That Just Compensation is "Self-Executing?"
4:00 PM	Appellate Practice: Special Insights on Preserving Error and Presenting Arguments in Takings Cases	Be a Counselor, Counselor: Managing Client Expectations, Emotions, and Eruptions	Legal and Valuation Issues When Advertising Signs Are Condemned

5:00 PM Adjournment for the Day; Meet and Greet Networking Reception for Registrants and Faculty

6:00 PM Hospitality and Networking Events – Join your colleagues, faculty, and the Hospitality Committee for dinner (not included in tuition)

FRIDAY, FEBRUARY 3

7:30 AM Networking and Continental Breakfast

VIDEO WEBCAST SEGMENT C

8:00 AM Ethics: Building Your Practice by Mentoring the Next Generation of Eminent Domain Professionals

9:00 AM When the SWAT Team Comes (No) Knocking: Police Power Takings

10:00 AM Networking and Refreshment Break

10:15 AM “Contraband”: How Property Rights Helped Pave the Way for Civil Rights

10:45 AM Colleagues, Mentors, Friends: A Look Back on Four Decades of the Eminent Domain and Land Valuation Litigation Conference**

11:15 AM Developing Property Right Issues in Texas – Questions and Answers from the Bench

12:00 NOON Lunch

VIDEO WEBCAST SEGMENT D

	PRACTICE*	SUBSTANTIVE
1:15 PM	Preparing Your Expert Witness to Shine in Virtual Proceedings: Tools and Tips for Trial Lawyers	Why Me? The State of Necessity Challenges
2:00 PM	Avoiding Pitfalls When Trying a <u>Penn. Central</u> Case: Lessons From the Takings Trenches	Utility Easements: A Look at New Acquisitions and Existing Easements

2:45 PM Networking and Refreshment Break

	PRACTICE*	SUBSTANTIVE
3:00 PM	<i>Nosce te Ipsum</i> : Being Authentic with the Trier of Fact	Avoiding the Real Jeopardy: Structuring Eminent Domain Settlements
3:45 PM	Translating Constitutional and Valuation Concepts for the Fact Finder	Compensation Other Than Cash on the Barrelhead

4:45 PM Adjournment for the Day; Hospitality and Networking Events – Join your colleagues, faculty, and the Hospitality Committee for dinner (not included in tuition)

5:00 PM **Special Live Broadcast: In the Clubhouse – Eminent Domain and Right of Way Club* **** – Join us for a discussion of hot issues and topics in the right of way profession: takings, compensation, relocation...and more!

SATURDAY, FEBRUARY 4

8:30 AM Networking and Continental Breakfast

VIDEO WEBCAST SEGMENT E

9:00 AM Regulatory Takings Update

9:45 AM The Many Theories of Property – Do They Matter in Court?

10:45 AM Networking and Refreshment Break

11:00 AM National Forum: Issues Facing Practitioners Around the Nation**

12:00 NOON Adjournment

*Not webcast

**Not for CLE credit

14.00 CLE CREDIT HOURS,
INCLUDING
1.00 HOUR OF ETHICS
16.50 CPE CREDIT HOURS IN
BUSINESS LAW‡
‡ (group live programs)

For more information about the program, registration and cancellation policies, scholarships, or requirements for persons with disabilities, please visit:

www.ali-cle.org/CE003

“ HERE’S WHAT REGISTRANTS SAID ABOUT LAST YEAR’S PRESENTATION OF THIS COURSE: ”

“Consistently the best seminar I attend. My practice is not limited to eminent domain, so I attend seminars in other practice areas. None are even close in terms of practical application.”

“A great conference. The topics and seminars were great, but the people even better.”

“Congratulations on another great event! We have all agreed that it was an excellent program.”

“You did a great job, as usual, but under even more difficult conditions than normal. Thank you.”

“Once again a job well done and thank you.”

“Outstanding conference. Really was enjoyable.”

“Thank you for a fantastic experience!”

“I’m a first-time attendee at this conference. It delivered on the promise of a substantive and relevant CLE for dirt lawyers. Thanks.”

“Appreciated the variety of topics and the hard work the speakers put into the sessions. Thank you so much for the huge effort that must have gone into the program. The energy from the event flowed to us at home. THANK YOU!”

PRICING DETAILS

STANDARD RATE \$1,799 | WEBCAST RATE \$1,499

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ADDITIONAL INFORMATION

HOTEL ACCOMMODATIONS

A limited block of rooms has been reserved at the **Sheraton Austin Hotel at the Capitol**. Room rate: \$239 per night plus tax. These rooms will be held as a block, unless exhausted, until **January 11, 2023**, at which time they will be released to the general public. Registrants must make their own hotel reservations and indicate that they are attending the Eminent Domain and Land Valuation Litigation 2023 program to qualify for rooms in the block. An online reservation link and related details, as well as information on two additional room blocks at the Courtyard and the Hilton, can also be found at www.ali-cle.org/CE003 under the "Venue" tab.

STUDY MATERIALS

Course materials will be available in electronic format for download the week before and during the course. All registrants are advised to bring laptops or other portable devices to the course to view the course materials, including updates.

MANDATORY CLE CREDIT

ALI CLE programs are generally accredited in all MCLE jurisdictions. Credit in ID, LA, and RI is available upon request. For specific information on CLE, CPE, or other professional accreditation in your state, e-mail TeamMCLE@ali-cle.org, go to <https://www.ali-cle.org/mcle/>, or call 1-800-CLE-NEWS.

CPE CREDIT



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CPE Credit hours for this course: 16.5 in Business Law.

Learning Objectives: Acquisition of knowledge and skills to develop proficiency as a practitioner; maintenance of professional competence as a practitioner; provision of information on recent legal developments. **Suggested Prerequisite:** Experience in practice in subject matter. **Level of Instruction:** Advanced.

Advance Preparation: None.

HEALTH AND SAFETY

To help ensure attendees' safety and enjoyment at our in-person courses, ALI CLE will comply with the health and safety standards of our host venues and all applicable government guidelines. Our current on-site safety policies, which may be updated over time as conditions and related advisories change, are outlined here: <https://www.ali-cle.org/content/health-and-safety>