

Information

TO: NACUA Board of Directors

FROM: Derek P. Langhauser, Chair, Committee on Annual Program
Karl F. Brevitz, Staff Liaison

DATE: June 3, 2008

SUBJECT: June 2008 Report of Committee on Annual Program

I am pleased to provide this updated report of the activities of the Committee on Annual Program for the 2008 Annual Conference, and am also very pleased to advise the board that our conference in New York City will have the highest paid attendance yet of NACUA annual conferences. We expect paid attendance will approach or exceed 1,200 registrants.

Charge to the Committee

The Committee is responsible for formulating and planning the Annual Conference program, to include selection of topics and speakers, in close coordination with the NACUA officers and staff, and in coordination with the other programmatic and informational services of the Association.

Committee Leaders

Derek Langhauser, Chair
Marianne Schimelfenig, Vice Chair

Work Plan for 2007 - 2008

1. Develop Proposed Topics for the 2008 Annual Conference.

During the summer, the following Committee Working Groups were appointed: Business and Real Property; Civil Rights and Diversity; General Counsel; Labor and Employment; Litigation and Risk Management; Professional Development; Research and Intellectual Property; and Student Affairs and Athletics. These working groups worked over the summer to prepare 12 – 16 topic proposals per working group for consideration by the Committee, based on the suggestions of working group and committee members and on topic proposals received from other NACUA members. The list of Committee working groups appears at the end of this report.

2. Select Final Topics for Inclusion in the 2008 Annual Conference.

The leaders of the various working groups met in Washington DC on September 28 to review all of the topic proposals prepared by the working groups. As a result of that meeting, 56 topics were selected to move forward

for development in 8 subject matter tracks. In addition we will be adding a full complement of Forums, Special Interest Groups and Computer Resource Sessions to maximize sessions that emphasize interaction and networking among members.

3. Develop Selected Topics into Annual Conference Sessions.

Since September the members of the Committee have been very busy planning their assigned sessions and enlisting speakers, resulting in an impressive array of session topics, descriptions and presenters. All conference speakers have been sent detailed confirmation messages describing their sessions and their responsibilities as session speakers, and committee members will continue to work with their speakers up until the time the conference begins in June to ensure the highest possible quality in terms of session content and presentations.

Added Sessions

In addition, since the last report of the Committee, the following sessions have been added to the conference schedule:

Monday, June 23, 9:15 a.m. – 10:45 a.m.

The P2P File-Sharing News: A Peer-to-Peer Discussion Group

FERPA: The Proposed Regulations, Responses, and What's Next (Discussion Group)

Tuesday, June 24, 2:00 pm. – 3:15 p.m.

Outsourcing Email and Other Electronic Services (Discussion Group)

Wednesday, June 25, 8:30 a.m. – 10:00 a.m.

Get a (Second) Life: Web 2.0 Discussion Group

4. Encourage Diversity in Session Presenters.

This year the conference will again feature a full track of sessions devoted to topics addressing diversity and civil rights, organized by a separate committee working group specifically tasked with responsibility for that track. At the meeting of the Committee on September 28, diversity of session panelists was again included as an agenda item and special emphasis was placed on ensuring some sessions touched on or focused on diversity issues. Through discussions at Committee meetings and with working group leaders, and through messages to committee members, emphasis has been placed on encouraging session coordinators to strive for diversity in the selection of annual conference presenters in terms of type of institution; race, gender and ethnicity; geographic locations, in-house and external counsel, and other factors reflecting the diversity of the NACUA membership. In addition, Committee Vice-Chair and NACUA Second Vice President Marianne Schimelfenig is a member of the Board Advisory Council on Diversity and Inclusivity and has reported on the activities of the Program Committee during the Council's conference calls.

5. Plan Pre-Conference Workshop for Lawyers New to Higher Education.

Topics have been selected and speakers enlisted for the pre-conference workshop for Lawyers New to Higher Education. To date we have 131 registrants for the pre-conference workshop.

6. Plan Pre-Conference Roundtable for Newly or Recently Appointed General Counsel.

Leaders have been enlisted and planning is underway for both the Roundtable for New and Recently Appointed General Counsel and the Roundtable for Experienced General Counsel. Registration for the Roundtable for Experienced General Counsel has already reached capacity with registrants.

7. Plan Conference Plenary Session.

We are very pleased that Commissioner Ray Kelly of the New York City Police Department has accepted our invitation to be the featured speaker at the opening plenary session of the conference on Sunday, June 22. Commissioner Kelly will discuss balancing civil rights, law enforcement and anti-terrorism measures. Needless to say, we're very pleased to be able have Commissioner Kelly at our conference. We will also have a second plenary session on Monday morning, June 23 and are delighted that noted First Amendment lawyer and scholar Floyd Abrams has accepted our invitation to be the featured speaker for that session.

Other Speakers of Note

The Committee has again enlisted an excellent and diverse set of presenters for the sessions at this year's conference, and we appreciate all of the hard work these individuals devote to preparing their session materials and presentations. Among those speaking at this year's conference are:

Jamie Gorelick, former U.S. Deputy Attorney General, member of the 9-11 Commission and currently a partner in the Washington, DC office of WilmerHale. Ms. Gorelick will be a panelist on a session entitled *The Best Defense: Navigating Complex Criminal Matters on Your Campus* (Monday, June 23, 11:15 a.m. – 12:45 p.m.)

Maureen Mahoney, noted Supreme Court Advocate, appellate counsel for the University of Michigan in *Grutter v. Bollinger*, and currently a partner in the Washington DC office of Latham & Watkins. Ms. Mahoney will be speaking at session entitled *Review, Preview and Predictions: U.S. Supreme Court and Federal Appellate Court Cases Affecting Higher Education* (Tuesday, June 24, 2:00 p.m. – 3:15 p.m.)

Robert O'Neil, director of The Thomas Jefferson Center of Free Expression and former President of the University of Virginia will be leading a panel entitled *Academic Freedom Today: Thriving or Threatened and the Role of General Counsel—A Conversation*. (Wednesday, June 25, 8:30 a.m. – 10:00 a.m.)

2008 Annual Program Committee Working Groups

Committee Chair: Derek Langhauser

Committee Vice-Chair: Marianne Schimelfenig

Business and Real Property Law

(Sessions addressing college and university business and real property transactions and policies, including contracts, real estate acquisition and development, finance, fund-raising and development, and taxation)

Jim Carolan*

Howard Zweig*

Kathryn Baerwald

Maureen Dwyer

Lynette Phillips

Elizabeth Salasko

Civil Rights/Diversity

(Sessions addressing civil rights and higher education discrimination law, including constitutional, statutory and regulatory issues in the contexts of employment, students and contracting, affirmative action and reverse discrimination, and sessions on diversity in professional development and the General Counsel's office)

Monica Barrett*

Dickens Mathieu*

Jill Rosenberg

Darrell Van Deusen

Charlotte Westerhaus

General Counsel

(Sessions addressing topics of unique or exclusive concern to the institutional Chief Legal Officer [CLO]/General Counsel, including governance, corporate compliance, major institutional initiatives, events or policies, government relations, emerging trends in higher education law practice, and law office management)

Jeanine Arden Ornt*

Marianne Schimelfenig*

Laurie Carter

Tom Dorer*

Kelly Capen Douglas

Janine Dumontelle

Labor and Employment Law

(Sessions addressing college and university employment, labor relations and personnel policies, including employment discrimination, employment contracts, collective bargaining, and employment disputes and policies)

Nick DiGiovanni*

Kathryn Overberg*

Anne Bilder

Daniel Kaufman

Marc Mootchnik

Tara Schulstad Sciscoe

2008 Annual Program Committee Working Groups (continued)

Litigation and Risk Management

(Sessions addressing college and university risk management, insurance, compliance, preventive law practice, litigation and ADR)

Jeff Chasen*
Judith Malone*
Mary Brockington
Mary Phelps Dugan
Paul Lannon
Elisabeth Sheh Walter

Professional and Personal Development**

(Sessions addressing professional and personal development of NACUA members, including skills development, ethics and professional responsibility, career advancement, effective law practice, and balancing personal and professional lives)

Lori Fox*
Stephen Sencer*
Kathryn Bender
Tom Butcher
Laure Ergin
Shelley Kehl
Ada Meloy

Research and Intellectual Property

(Sessions dealing with college and university sponsored research, research compliance, clinical trials, technology transfer, patents, copyrights, and trademarks)

Mark Bohnhorst*
Beth Cate*
Gail Gunnells
Russell Herron
Robert Pelaia
Justin Perillo

Student Affairs and Athletics

(Sessions dealing with college and university policies and issues affecting students and intercollegiate athletics, including admissions, financial aid and scholarships, student discipline, student organizations, Title VI and Title IX, athletes, athletic departments, and NCAA rules and compliance)

Robin Parker*
Laurence Pendleton*
Mark Brandenburg
John Dowling
Chris Holmes
Joanna Silver

*Denotes Working Group Co-Leader

**Responsible for at least two sessions devoted to legal ethics and the Rules of Professional Responsibility.