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WEDNESDAY
DECEMBER 1, 2021

USC GOULD SCHOOL OF LAW - LACBA BUSINESS LAW SECTION

40TH ANNUAL INSTITUTE FOR CORPORATE COUNSEL®
Where Law, Business and Politics Intersect

FEATURED SPEAKERS:

JUSTICE MARTIN J. JENKINS
California Supreme Court

CHARLIE MUNGER
Vice Chairman
Berkshire Hathaway, Inc.

MCLE and CPE credit hours are available

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INSTITUTE FOR CORPORATE COUNSEL
A Partnership of In House and Outside Counsel

Who Are We?
The Institute for Corporate Counsel is a collaboration of the USC Gould School of Law and the Los Angeles County Bar Association Business Law Section. For 40 years, the Institute has been the premier annual event at which in house and outside counsel gather to compare notes, keep abreast of key legal developments and network with colleagues.

Practical Advice and Take-Aways
You need to understand your clients’ economic and business environment to properly represent them. To that end, the Institute focuses on new developments in law, business and politics that affect business and legal professionals in Southern California and provides insight into best practices and changes in the law that impact local and national business operations.

Who Should Attend?
The Institute is crafted to meet the needs of in house counsel and those professionals who work with them, including: outside attorneys • accountants • compliance officers • consultants • corporate officers and directors • diversity officers • financial planners • HR professionals • investors • legal administrators • legal assistants • legal technology specialists • librarians • litigation support professionals.

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Monday to Friday
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JUSTICE MARTIN J. JENKINS
California Supreme Court

JUSTICE MARTIN J. JENKINS was confirmed as an Associate Justice of the California Supreme Court on November 10, 2020 following his appointment by Governor Gavin Newsom. Previously, he served as Senior Judicial Appointments Advisor to Governor Newsom and as an Associate Justice of the California Court of Appeal. Justice Jenkins’ judicial experience includes service as a federal district judge for the Northern District of California and as a trial judge on the Oakland Municipal and Alameda County Superior Courts.

After graduating from Santa Clara University and before entering the University of San Francisco (USF) School of Law, Justice Jenkins was briefly employed as a player by the NFL’s Seattle Seahawks. He obtained his law degree from USF in May 1980, when he received the Judge Harold J. Haley Award for “exceptional distinction in scholarship, character, and activities.” After graduation, Justice Jenkins worked as a prosecutor for the Alameda County District Attorney’s Office. He subsequently served as a trial attorney for the United States Department of Justice, Civil Rights Division-Criminal Section in Washington D.C., and later was an attorney in Pacific Bell’s Legal Department where he handled a wide variety of litigation matters.

CHARLIE MUNGER
Vice Chairman
Berkshire Hathaway, Inc

CHARLIE MUNGER is an American investor, businessman and philanthropist. He is currently the Vice Chairman of Berkshire Hathaway, the conglomerate controlled by Warren Buffett, and Chairman of the Daily Journal Corporation. Previously, Mr. Munger served as Chairman of Wesco Financial Corporation from 1984 through 2011. He began his legal career at Wright & Garrett (later known as Musick, Peeler & Garrett) and then founded and worked as a real estate attorney at Munger, Tolles & Olson LLP. He eventually gave up the practice of law to concentrate on managing investments and has partnered with Otis Booth in real estate development and Jack Wheeler to form Wheeler, Munger, and Company, an investment firm with a seat on the Pacific Coast Stock Exchange. He graduated magna cum laude with a J.D. in 1948 from Harvard Law School.
8:50 – 9:00 AM
Welcome and Opening Remarks

9:00 – 10:00 AM
Diversity, Equity, Inclusion and Belonging: How Lawyers and the Legal Profession Answer the Call to Action

Law firms and corporate legal departments are comprised of legal professionals and colleagues, some of whom are reeling from the unrelenting impact of centuries-long systemic and systematic racial discrimination, and social and economic inequalities. These discussions have brought to reality that members of our work communities need healing. Join this discussion about how lawyers can assist in making our communities and the legal profession better by focusing their legal work on supporting organizations that advance equal rights causes and pursuing policies that promote equity, inclusion and belonging.

1 hour of MCLE elimination of bias credit available.
10:15 – 11:15 AM
Bridging a Polarized Politics:
Where Do We Go from Here?

From immigration policy to entitlements, from issues of race to climate change, our region and nation face a wide range of policy challenges in a highly polarized political climate. Join the panel discussion from respected speakers about the paths forward and creative policy discussion that fosters collaboration across party lines.

Pete Peterson  
Dean and Braun Family Dean’s Chair  
School of Public Policy  
Pepperdine University

William A. Galston  
Ezra K. Zilkha Chair and Senior Fellow, Governance Studios  
Brookings Institution  
Washington, DC

MODERATOR  
John Wood, Jr.  
National Ambassador  
Braver Angels  
Former Congressional Nominee and Vice-Chairman of the Republican Party of Los Angeles County  
New York, NY

11:30 AM – 12:30 PM
Litigation Track – Concurrent Session
COVID Legal Issues That Will Be with Attorneys Long after the Virus is Gone

Panelists from diverse backgrounds will discuss what they see as the top litigation and investigation COVID issues facing the current legal practice from both procedural and substantive sides. This must-hear session for attorneys will reveal what they are likely to continue to face in the coming months and years.

Hon. Michelle Williams Court  
Los Angeles Superior Court

Michelle Campbell Ross  
Chief Executive Officer  
Vision Media

Steven F. Stanton  
Managing Director, Forensic & Dispute Services  
Deloitte Financial Advisory Services  
Washington, DC

MODERATOR  
Daniel Prince  
Paul Hastings LLP

11:30 – 12:30 PM
Transactional Track – Concurrent Session
ESG Fundamentals

ESG (environmental, social, governance) concerns – from climate, to recycling and waste, to human rights and social governance – have taken center stage in the minds of individuals and businesses alike. This panel will introduce fundamental ESG tenets and focus on issues that companies (and their stakeholders) should be aware of, including (i) sample corporate transactions and how their “additionality” simultaneously foster project development and address ESG mandates, (ii) risk management and how such issues can affect transaction terms and corporate liabilities, and (iii) ESG reporting and communication protocols.

Eileen Cohen  
Senior Counselor  
The Abernathy MacGregor Group  
New York, NY

Christopher DeSâ  
Managing Director  
FTI Consulting

Elizabeth C. Sluder  
Morrison Foerster LLP

Follow the Institute for Corporate Counsel  
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12:45 – 1:30 PM
Perspectives from the Boardroom: A Conversation with Charlie Munger
Hear a 30-minute interview of Charlie Munger of Berkshire Hathaway where he will share his insights and what challenges he sees for the businesses ahead.

Charlie Munger
Vice Chairman
Berkshire Hathaway, Inc.
Omaha, NE
INTERVIEWER
Claire Borthwick
Vice President, Legal
GoGuardian

1:45 – 2:45 PM
Litigation Track – Concurrent Session
Antitrust Considerations in Labor Markets
This panel will cover the Antitrust Division’s recent criminal prosecutions of wage-fixing and no-poach agreements and look more broadly at how the antitrust laws apply in labor markets. Panelists will also address the antitrust implications of common scenarios that may arise and provide practical tips for navigating this rapidly changing area of law.

Brinkley Tappan
Assistant Vice President and Senior Counsel
AT&T
Washington, DC
Julia Schiller
O’Melveny & Myers LLP
Washington, DC
Heather S. Nyong’o
Wilmer Hale Pickering Hale & Dorr LLP
San Francisco, CA
MODERATOR
Adam Karr
O’Melveny & Myers LLP

1:45 – 2:45 PM
Transactional Track – Concurrent Session
Litigation and Governance Issues in M&A Transactions
Prominent former Delaware judge and leading M&A lawyer will provide perspectives on the deal process and how boards can avoid liability in transactions.

William Savitt
Co-Chair, Litigation Department
Wachtell, Lipton, Rosen & Katz
New York, NY
Hon. Leo E. Strine, Jr. (Ret.)
Wachtell, Lipton, Rosen & Katz
New York, NY

3:00 – 4:00 PM
U.S. Supreme Court Update
The Court’s last term resulted in groundbreaking decisions in far-flung areas – from immigration, employment and LGBTQ rights to administrative law and separation of powers. These decisions, as well as the Court’s upcoming docket, will be put into focus for businesses and their advisors by a Supreme Court scholar and practitioner.

Theodore J. Boutrous Jr.
Gibson, Dunn & Crutcher LLP
Dean Erwin Chemerinsky
Dean and Jesse H. Choper Distinguished Professor of Law
UC Berkeley School of Law
Berkeley, CA

Sponsorship and Speaking Opportunities
Don’t miss a great marketing opportunity! Sponsorship and speaking opportunities are available for the ICC’s Advisory Board Receptions. Email us at cle@law.usc.edu for more information.
4:15 – 5:15 PM
General Counsel Roundtable

Join us for an interactive discussion among a panel of leading General Counsels from across the country. These prominent General Counsels will share the major challenges that kept them up at night and the solutions their companies are implementing to address what has been a year of unforeseen and unprecedented economic and political challenges.

5:30 – 6:00 PM
A Conversation with California Supreme Court Justice Martin J. Jenkins

Justice Martin Jenkins, in conversation with Hon. Michael Kelley, will address challenges facing the Supreme Court of our nation’s largest and most dynamic state.

6:00 PM
Adjournment

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VIRTUAL LOCATION
The 2021 Institute for Corporate Counsel will be held online at http://cle.usc.edu/corporate.

ON DEMAND ACCESS (AFTER THE INSTITUTE)
Unable to attend the Institute? Purchase on demand access to available session recordings and the Institute syllabus to receive California MCLE credit for viewing the sessions. Visit our website at http://cle.usc.edu/corporate for more information or email cle@law.usc.edu.

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Contact the USC Gould Continuing Legal Education Office at cle@law.usc.edu.

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MCLE Maximum Hours
Live Broadcast: 7 hours, of which 1 hour may apply to elimination of bias credit
On Demand: 9 hours, of which 1 hour may apply to elimination of bias credit

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Continuing Professional Education (CPE): This program meets the guidelines set by the California State Board of Accountancy in the amount of 420 minutes for the live broadcast. No credit is available for watching Videos On Demand.
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INSTITUTE FOR CORPORATE COUNSEL®
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2. Check: Mail checks payable to Institute for Corporate Counsel with a completed registration form to:

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