2018 REAL ESTATE LAW AND BUSINESS FORUM

The Wild New World:
Real Estate Responds to Sea Changes in Technology, Global Warming, Lifestyles and Demographics

L.A.'s top experts join the best and brightest national speakers, including:

- David Abel (VerdeXchange; ABL, Inc.)
- Assemblyman Richard Bloom (California State Assembly, District 50)
- Andy Cohen (Gensler)
- Steve Dumas (Westfield)
- Assemblyman Mike Gatto (Ret.)
- Robin Hughes (Abode Communities)
- Seth Katz (Costco Wholesale)
- Professor George Lefcoe (USC Gould)
- David Pettit (NRDC)
- Assistant Secretary Neal Rackleff (Community Planning & Development, HUD)
- Thomas Safran (Thomas Safran & Associates)
- Ruth Schwartz (Shelter Partnership)
- Glenn Sonnenberg (Latitude Real Estate)
- Charles Tourtellotte (LaTerra Development)
- plus dozens of other real estate stars!

REGISTER ONLINE NOW AT HTTP://GOULD.USC.EDU/CLE/REALESTATE #USCREForum
The Wild New World:
How Real Estate Responds to Sea Changes in Technology, Global Warming, Lifestyles and Demographics

From cannabis regulations, to driverless cars, to quickly evolving areas of downtown L.A., to the challenges of providing affordable housing, to the evolution of retail, to the utilization of funding for homeless services and housing – there is much to be explored and understood by real estate professionals and attorneys at the USC Gould School of Law 2018 Real Estate Law and Business Forum. Learn about all this, plus the latest changes in capital market regulations, CEQA and regulatory updates, commercial lease accounting, real estate litigation, risk management insurance and more.

Dive into the wild new world!

market yourself
Reconnect or make new connections with other opinion and thought leaders looking to make a difference in Los Angeles at five networking events, including a lively Paris in Hollywood champagne reception in anticipation of the ’24 and ’28 Olympics. We expect the Forum to sell out again this year, so sign up now!

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ASSEMBLYMAN RICHARD BLOOM was elected to the 50th District of the California State Assembly in 2012. He is Chair of the Assembly Budget Subcommittee on Resources and Transportation and his top priorities are climate change, environmental protection, congestion relief, sub-regional connectivity, job creation, affordable housing and homelessness.

ANDY COHEN, FAIA, is one of two Gensler Co-CEOs, whose collaborative leadership sets itself apart in the marketplace as the #1 ranked global design firm, with $1.2 billion in revenue in 2016. Mr. Cohen is Chair of Gensler’s Board of Directors and oversees Gensler’s global platform and its day-to-day operations across 47 offices, serving clients in over 120 countries.

STEVE DUMAS is Senior Vice President of Design at Westfield Corporation and the design lead of Westfield’s Architecture Studio. He is responsible for the place-making and experience-setting elements of the Westfield U.S. portfolio of owned and managed properties and oversees the architecture, ambiance and furnishings for all Westfield shopping centers, airport projects and transit terminals.

ROBIN HUGHES is President and CEO of Abode Communities, a top 50 affordable housing developer nationwide and the premier provider of environmentally sustainable affordable housing in California. She is an expert in the field of community development and serves in many leadership roles that shape and promote housing policy at the local, state and federal level.

SETH S. KATZ is Corporate Counsel at Costco Wholesale, where he is responsible for the legal aspects of the company’s real estate acquisitions and developments. Although he primarily works on new store development in the Western U.S. and distribution depots throughout the U.S., he has also worked on real estate transactions throughout the U.S. and Canada.

NEAL J. RACKLEFF is Assistant Secretary of Office of Community Planning and Development within the U.S. Department of Housing and Urban Development. He is responsible for overseeing the administration of HUD federal funding appropriated to alleviate homelessness, revitalize communities and develop high quality, affordable housing, for low and moderate-income families.

THOMAS L. SAFRAN is Founder and Chairman of Thomas Safran & Associates, developers and managers of multifamily residential housing and mixed use projects, specializing in affordable housing. His firm owns and manages over 6,000 units of rental housing as well as commercial retail space mostly in the greater Los Angeles area.

RUTH SCHWARTZ is Co-Founder and Executive Director of Shelter Partnership, a nonprofit organization collaboratively solving homelessness in Los Angeles County through policy analysis, program design, resource development, and advocacy in support of agencies and local governments that serve the homeless.
7:15 AM
Registration and Continental Breakfast

8:00 AM
Bonus Breakfast Session: Hollywood Is Just the Tip of the Iceberg: Diversity and Discrimination as Ethical Concerns
Allegations of sexual harassment have been levied against some of the most powerful men in the country. Now lawyers risk disbarment if they harass or discriminate in the workplace as the Model Rule of Professional Conduct 8.4(g) was recently expanded to prohibit conduct that a lawyer knows or reasonably should know of harassment or discrimination. This panel will examine discrimination, diversity and inclusion as ethical obligations, and also explore eliminating discrimination and encouraging inclusion, both in the practice of law and in attorney’s hiring and retention practices.

9:00 AM
Welcome and Opening Remarks

9:10 AM
New Directions for Retail
Retail is experiencing an exciting generational adaptation. Companies unwilling (or unable) to adapt will continue to disappear, while innovators will prosper and flourish long term. Hear from an innovative landlord and retailer on how they have succeeded in adapting the art of retailing – from design and leasing to distribution and merchandising – and are successfully weathering the retail storm and emerging as innovative industry leaders.

Two Leaders at the Forefront on How Homelessness Affects Real Estate
Learn from other cities about how best to alleviate homelessness. Neal Rackleff, a USC Gould alumnus (JD 1992), previously served as Director of Houston’s Housing and Community Development Department. During that time, Houston became the first major city to effectively end veteran homelessness and reduce chronic homelessness by more than 70%. Mr. Rackleff is now Assistant Secretary for HUD’s Office of Community Planning and Development, which oversees federal funding to alleviate homelessness. Hear his insights on the most and least effective approaches that cities across the U.S. have taken regarding homelessness.

Hear from Ruth Schwartz, Co-Founder and Executive Director of Shelter Partnership, a nonprofit organization collaboratively solving homelessness in L.A. County through policy analysis, program design, resource development, and advocacy in support of agencies and local governments that serve the homeless. Shelter Partnership in 2015 alone, has provided over $9 million in clothing and other non-food goods to 247 agencies in Southern California.

Tetlo Emmen
Corporate Counsel
Big 5 Sporting Goods

Alfred Fraijo Jr.
Sheppard, Mullin, Richter & Hampton LLP

Misty M. Sanford
Munger, Tolles & Olson LLP

Jasmin Varjavand
Goodwin

MODERATOR
Claire Hervey Collins
Lewis Brisbois Bisgaard & Smith LLP

Phillip G. Nichols
Co-Chair
Pincher, Nichols & Meeks

Glenn A. Sonnenberg
Co-Chair
President, Latitude Management
Real Estate Investors, Inc.

8:00 AM
Bonus Breakfast Session: Hollywood Is Just the Tip of the Iceberg: Diversity and Discrimination as Ethical Concerns
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1 hour of MCLE legal ethics credit available

Steve Dumas
Senior Vice President, Design
Westfield Corporation

Seth S. Katz
Corporate Counsel
Costco Wholesale (Issaquah, WA)

MODERATOR
Jim Dillavou
Co-Founder and Principal
Paragon Commercial Group

Neal J. Rackleff
Assistant Secretary
Community Planning and Development
U.S. Department of Housing and Urban Development (Washington, D.C.)

Ruth Schwartz
Co-Founder and Executive Director
Shelter Partnership

MODERATOR
Glenn A. Sonnenberg
President
Latitude Management
Real Estate Investors, Inc.
10:15 AM

**Why Housing That Is Affordable Is So Difficult to Build in Southern California**

Hear varied and conflicting answers to the question of “why is it difficult to build affordable housing in Los Angeles?” The experienced panel begins with a comparison of market rate and tax-credit assisted housing, explaining why “affordable” housing costs so much more to build than market rate housing. Panelists will then offer their conflicting views on many of the widely advocated prescriptions to make housing more affordable. Mike Gatto notes the folly in labeling as affordable an apartment that costs nearly $400,000 per unit to build. Citing Manhattan as an example, he also doubts that greater zoning densities would increase housing supply and decrease housing prices and rents in places like the coastal cities. Instead, he advocates that “affordable” housing should be built in such places as the Inland Empire and the Central Valley where housing costs are reasonable and job bases are growing.

**How Best to Manage the Latest Climate Change Hurdles Placed in the Way of New Development in California**

To advance the goals of climate change legislation by reducing GHG emissions, state law now tilts in favor of developments located in already built-up areas that are well served by public transportation while attempting to impede the construction of auto-dependent projects upon which the growth and prosperity of southern California’s six counties, 191 cities and nearly 18,000,000 residents have long relied.

*Charles Tourtellotte*, President and CEO of the L.A.-based LaTerra Development Company, demonstrates the benefits to his firm’s approach of strategically acquiring developed infill sites that can be entitled for new uses so as to maximize returns, while minimizing risks. LaTerra’s SoCal mixed-use projects range in size from 50-550 multifamily units together with associated retail/commercial uses.

*Michael Alvarado*, Chief Legal Officer of FivePoint Communities, describes the Newhall Ranch, a planned community of 20,500 housing units over 20 years—the largest in Los Angeles County, and how they assessed its political and CEQA-based risks. Newhall Ranch was put on hold by the California Supreme Court opinion in *Center for Biological Diversity v. California Department of Fish and Wildlife*

*George Mihlsten*, a partner from Latham & Watkins, counseled Newhall to settle the lawsuit by proposing a mitigation plan that GHG emissions from the Newhall project would not exceed those of the oil and agricultural uses previously being conducted on the site. He describes the main points of the settlement and its implications.

**11:15 AM – Networking Break**
Disaster on the Horizon: How Owners Can Protect Themselves Before and After a Natural Catastrophe

Natural disasters are occurring on an alarming basis, and owners need to be prepared from a contractual, insurance and risk control perspective. Join owners and insurance experts who have experience managing catastrophic losses as they discuss pre-planning and post-loss claims management and the best practices to mitigate damage and efficiently recover insurance proceeds. The panel will also discuss purchase and lease agreement provisions and what really happens in the event of a loss.

**MODERATOR**

Alexandra S. Glickman
Area Vice Chairman and Managing Director
Arthur J. Gallagher & Co.

**Panelists**

- Loryn D. Arkow
  Stroock & Stroock & Lavan LLP
- Diana M. Laing
  Chief Financial Officer
  American Homes 4 Rent
- Linda Pierce
  Area Executive Vice President
  Arthur J. Gallagher & Co.
- Chip Sellers
  EVP, Latitude Management
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****Luncheon and Keynote Address: The Game Changing Impact of Driverless Cars on the Future of Real Estate****

We’re at a watershed moment in the design of our future cities, and it’s all due to driverless cars. No other innovation will impact the urban landscape and the ways people experience cities as thoroughly in the coming years. Gensler Co-CEO Andy Cohen explores the capabilities of driverless cars and how the technology will begin to introduce huge societal shifts – taking our city streets back for people; creating vibrant, amenity-rich communities; displacing jobs in the transportation industry; and reshaping how and where people live, work and play. He outlines important impacts on the future of building design that are already being implemented as cities and city-builders get ready for change.

**MODERATOR**

Andrew Cohen, FAIA
Co-CEO
Gensler

**Panelists**

- Kacy Keys
  SVP, Development West Coast Region
  Seritage Growth Properties
- Joel K. Mayer
  Managing Director, Rockwood Capital
- Cynthia A. Nelson
  Senior Managing Director, FTI Consulting
- Quintin E. Primo III
  Co-Founder, Chairman and CEO
  Capri Investment Group, LLC (Chicago)

**Panelists**

- Phil Ansell
  Director
  L.A. County Homelessness Initiative
- Meg Barclay
  Homelessness Coordinator
  City of Los Angeles
- Robin Hughes
  President and CEO
  Abode Communities
- Adam Murray
  Executive Director
  Inner City Law Center

**Panelists**

- Loryn D. Arkow
  Stroock & Stroock & Lavan LLP
- Diana M. Laing
  Chief Financial Officer
  American Homes 4 Rent
- Linda Pierce
  Area Executive Vice President
  Arthur J. Gallagher & Co.
- Chip Sellers
  EVP, Latitude Management
  Real Estate Investors, Inc.

**MODERATOR**

Peter J. Breckheimer II
Glaser Weil LLP
2:00 PM

DEVELOPMENT TRACK SESSION 2A
Solving Our Housing Crisis Through Transit Oriented Development: Panacea or Pie in the Sky?
Momentum is growing to find solutions to our state’s critical housing shortage, while also reducing reliance on automobiles. At the intersection of these efforts is Transit Oriented Development (TOD). This panel of experts explores the use of TOD to facilitate housing production and promote smart growth; legislative efforts at the state and local levels to promote TOD; lessons learned from past TODs; and the opportunities and challenges TODs present for developers and local jurisdictions.

Matthew Glesne
City Planner
Los Angeles Department of City Planning

Elisa L. Paster
Glaser Weil LLP

Dan Rosenfeld
Director of Land Use Solutions
Community Partners

MODERATOR
David A. Goldberg
Armbruster Goldsmith & Delvac LLP

FINANCE TRACK SESSION 2B
Cannabis Real Estate Investment and Development: Navigating the Ever-Changing Landscape of Cannabis in California
With the passage of Prop 64 at the state level and Prop M at the local level, both the State of California and the City of Los Angeles are drafting and implementing new cannabis regulations that will revolutionize the cannabis industry in Los Angeles and throughout California. Come hear legal and industry experts discuss the current and projected regulatory framework for legal cannabis production, manufacture and distribution, and its impacts on real estate in California. Learn how seasoned real estate professionals are investing and lending in the cannabis industry, how such businesses may evolve in the coming years and practical considerations for real estate owners and investors looking to reposition assets to benefit from what is predicted to be a multi-billion dollar industry.

Oren Bitan
Buchalter

Casey Dalton
CEO and Co-Owner
Ocean Grown Extracts

Laurie Holcomb
President
BlackStar Financial, Inc.

Christian Murray
Co-Founder and CEO
Compliance Financial Network (Cheyenne, WY)

MODERATOR
J. David Hitchcock
Buchalter

WILD NEW WORLD TRACK SESSION 2C
Real Estate Litigation Hot Topics
This panel will be moderated by seasoned real estate litigators, and will cover litigation topics with a focus on issues pertinent to real estate lawyers and business professionals. Topics will include (i) choice of law and waiving jury trials – effect of Rincon EV Realty LLC v. CP III Rincon Towers Inc.; (ii) what’s a lis pendens, and why it is important?; (iii) Real Estate SPE’s – piercing the corporate veil risks?; and (iv) options for interim relief – writs of attachment, injunctions and receivers.

Bridget S. Johnsen
Sidley Austin LLP

Eric V. Rowen
Greenberg Traurig, LLP

Todd E. Whitman
Allen Matkins Leck Gamble Mallory & Natsis LLP

MODERATOR
Robert J. Odson
Shumener, Odson & Oh LLP

3:00 PM – Networking Dessert Break

3:15 PM
DEVELOPMENT TRACK SESSION 3A
CEQA and Regulatory Update: Risks and Opportunities for the Real Estate Industry
CEQA lawsuits are increasingly being used to challenge infill and housing projects. Get the latest information on what projects are being challenged, and who is winning or losing. One study says CEQA lawsuits and delay are a serious problem, another says only a few projects actually get challenged. Who is correct? What further regulatory risks are looming on the horizon? Our panel will discuss the risk trends and focus on whether there are any steps that project proponents can take to reduce delay and litigation risk.

Paul J. Beard II
Alston & Bird LLP (Sacramento)

Jennifer L. Hernandez
Holland & Knight LLP (San Francisco)

Dave Rand
Armbruster Goldsmith & Delvac LLP

David P. Waite
Cox, Castle & Nicholson LLP

MODERATOR
James M. Frost
Co-Founder
Frost/Chaddock Developers, LLC
FINANCE TRACK SESSION 3B

Quick Hits on Hot Finance Topics
Get the latest updates on capital markets and what's going on in Wall Street. Then learn about the fundamentals of the upcoming new FASB lease accounting standards, the potential impacts on landlords and tenants, and the way leases are negotiated, and how you can prepare to transition to the new standards now.

WILD NEW WORLD TRACK SESSION 3C

Application of Technology to the Practice of Real Estate
Learn about the latest in legal technology and its application to real estate law. Gain insight into how business teams are utilizing the latest technology to the scope of efficiency of due diligence and deal underwriting, and hear first-hand from current and former in-house real estate attorneys about the changing expectations of clients with respect to the technological capabilities of outside counsel, and the challenges and risks in implementing such tools and services.

0.5 hour of MCLE legal ethics credit available

4:15 PM

Downtown... Neighborhoods, Nay-Sayers, and Nemeses: Will the Rise Fall?
Despite the thousands of units planned or under construction in Downtown Los Angeles, Downtown still faces its unique challenges. Between homelessness, housing prices, growing community influence, lack of residential amenities, an uncertain job market, and pending changes in the Downtown community plans, what is the outlook for Downtown? How are these hurdles changing the real estate and finance landscape?

Rapid Fire: Cutting Edge Topics Real Estate Professionals Need to Know Now
This panel will be fast-paced and jam-packed with practical advice and current knowledge on a wide range of topics that will likely impact your deals this year, including new rules in foreign investment, the latest tax law tips for real estate professionals, dealing with EB-5 distressed deals, update on lease accounting rules, the latest approach in marijuana lease deals, registered investment advisors and SEC enforcement in real estate deals, electronic signatures in commercial real estate deals, top 5 lease form changes, and more.

CONCURRENT SESSIONS

Ada W. Chan
SVP and Sr. Credit Products Officer
Bank of America Merrill Lynch

John Enright, FAIA
Vice Director and Chief Academic Officer
SCI-Arc
Principal, Griffin Enright Architects

Chris Ko
Director, Homeless Initiatives
United Way Los Angeles

Kevin L. Ratner
President
Forest City Los Angeles and San Francisco

Ellen Riotto
Executive Director
South Park Business Improvement District

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Senior Vice President  
City National Bank

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Co-Founder and Principal  
Paragon Commercial Group

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Kirkland & Ellis LLP

Herman Enayati*  
Polsinelli

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Director and Chair  
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Nossaman LLP

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Sheppard, Mullin, Richter & Hampton LLP

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Wolf, Rifkin, Shapiro, Schulman & Rabkin, LLP

Christan L. Redfearn  
Associate Professor  
Borstein Family Endowed Professor of Real Estate  
USC Sol Price School of Public Policy

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REAL ESTATE PROFESSIONALS: It is the policy of the USC Gould School of Law 2018 Real Estate Law and Business Forum (CalBRE Sponsor No. 4187) to be eligible to receive CalBRE credit, you must attend 90% of the applicable clock hours and pass the exam administered at the Forum with a score of 70% or higher. This program will submit a CE Equivalent Activity Petition (Form RE 332) to the California Bureau of Real Estate (CalBRE) for 6 clock hours of Consumer Service continuing education credit on behalf of Forum attendees that meet the above requirements. Approval by the California Bureau of Real Estate does not constitute an endorsement of the views or opinions which are expressed by the USC Gould School of Law or Forum instructors, authors or lecturers.
registration form

USC Gould School of Law
2018 REAL ESTATE LAW AND BUSINESS FORUM
THURSDAY, APRIL 12, 2018
Jonathan Club, 545 South Figueroa Street, Los Angeles, CA 90071

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☐ $99 (Purchased with a Registration)
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THURSDAY, APRIL 12, 2018

USC GOULD SCHOOL OF LAW

2018 REAL ESTATE LAW AND BUSINESS FORUM

The Wild New World: How Real Estate Responds to Sea Changes in Technology, Global Warming, Lifestyles and Demographics

The most highly attended real estate law and business conference in Southern California. Can’t-miss features: national speakers, bonus breakfast session and the Paris in Hollywood champagne reception.

FEATURED SPEAKERS:

ASSEMBLYMAN RICHARD BLOOM (California State Assembly, District 50)

ANDY COHEN (Co-CEO, Gensler)

STEVE DUMAS (SVP-Design, Westfield)

ROBIN HUGHES (President and CEO, Abode Communities)

SETH KATZ (Corporate Counsel, Costco Wholesale)

ASSISTANT SECRETARY NEAL RACKLEFF (Community Planning & Development, HUD)

THOMAS SAFRAN (Founder and Chairman, Thomas Safran & Associates)

RUTH SCHWARTZ (Co-Founder and Executive Director, Shelter Partnership)