

Port Administration and Legal Issues Seminar

March 7-8, 2017

Waterfront Hotel, Oakland CA

Tuesday, March 7

7:30 – 8:30 a.m.
(Spinnaker Ballroom)

Registration

Sponsored by

Thompson Coburn LLP



8:00 – 8:30 a.m.
(Spinnaker Ballroom)

Continental Breakfast

Sponsored by

Hanson Bridgett LLP



8:30 – 8:45 a.m.
(Spinnaker Ballroom)

Welcome and Opening Remarks

*Kurt J. Nagle, President & CEO, AAPA
Tom Schroeter, Associate General Counsel, Port of Houston Authority,
Chairman, AAPA Law Review Committee
Danny Wan, Port Attorney, Port of Oakland*

8:45 – 10:00 a.m.
(Spinnaker Ballroom)

Employment Law and Human Resources Issues

The panelists will discuss current trends in employment law and other human resources issues including employee evaluations and social media policies.

Moderator:

Dan Connolly, Deputy Port Attorney, Port of Oakland

Speakers:

*Jennifer M. Martinez, Senior Counsel, Hanson Bridgett LLP, San Francisco
Edward M. Bernard, Partner, Hanson Bridgett LLP, San Francisco
Alyson L. Palmer, Attorney, Miller Nash Graham & Dunn LLP, Seattle, WA*

10:00 – 11:30 a.m.
(Spinnaker Ballroom)

How to Ensure Payments of Port Charges and to Protect Your Port in the Event of Tenant Bankruptcies

Given the recent bankruptcy of Hanjin Shipping, ports are learning about bankruptcy protocols and Chapter 15 of the Bankruptcy Code. They are also reviewing how to protect their financial interests across the board — for example, to ensure collections for ship agents. What should every port know?

Moderator:

Matthew J. Antonelli, Associate, Saul Ewing LLP, Washington, DC

Speaker:

*Stephen B. Ravin, Partner, Saul Ewing LLP, Newark, NJ
Mark D. Bloom, Co-Chair, National Restructuring & Bankruptcy Practice,
Greenberg Traurig, Miami, FL
Esben Christensen, AlixPartners, New York, NY*

11:30 – 11:45 a.m.
(Spinnaker Ballroom)

Break

Sponsored by

Anderson Kill



Tuesday, March 7 *(continued)*

11:45 a.m. –
12:45 p.m.
(Spinnaker Ballroom)

Record Retention

Attorneys and information technology specialists face increasingly complex challenges that necessitate a comprehensive records and information management program. State records retention laws and public disclosure laws were drafted in an era before the spread of digital communications. Learn more about new, complex challenges.

Moderator:

Richard Mitchell, Partner, Miller Nash Graham & Dunn LLP, Seattle, WA

Speakers:

*Eugene Park, Deputy Port Attorney, Port of Oakland
Steve M. Lewis, SML, Inc., Vero Beach, FL*

12:45 – 2:00 p.m.
(Regatta Room)

Lunch

*Sponsored by
Perkins Coie*



2:00 – 3:15 p.m.
(Spinnaker Ballroom)

Risk Management Issues: Loss Mitigation Strategies for Ports

This session will explain what port authorities should look for in their insurance programs and provide practical tips about how to maximize recovery of insurance claims. It will also address risk management related to environmental issues.

Moderator:

Michele Heffes, Assistant Port Attorney, Port of Oakland

Speakers:

*Robert M. Horkovich, Esq., Chair, Insurance Recovery Group, Anderson Kill, New York, NY
John Green, Partner, Farella Braun & Martel LLP, San Francisco, CA*

3:15 – 3:30 p.m.
(Spinnaker Ballroom)

Break

*Sponsored by Kelley Drye/
Jackson Gilmour & Dobbs*



3:30 – 5:00 p.m.
(Spinnaker Ballroom)

Dredging and Environmental Issues

The session will address environmental issues and challenges in dredging and permitting.

Moderator:

Steven B. Bass, Esq., Assistant County Attorney, PortMiami

Speakers:

*William J. Jackson, Co-Chair, National Environmental Practice Group, Kelley Drye/ Jackson Gilmour & Dobbs, Houston, TX
Julie Jones, Partner, Perkins Coie, San Francisco, CA
Rebecca S. Harrington, Deputy General Counsel, Port of San Diego*

5:30 p.m.
(The dock is just a short walk from the hotel.)

Harbor Cruise and Reception

*Sponsored by
Farella Braun + Martel LLP*



Wednesday, March 8

8:00 – 8:30 a.m.
(Spinnaker Ballroom)

Continental Breakfast

Sponsored by
Saul Ewing LLP



8:30 – 9:45 a.m.
(Spinnaker Ballroom)

Issues in Real Estate and Terminal Leasing, Including Regulation Under the Shipping Act

Speakers will address a variety of topics related to real estate development and terminal leases. They will also discuss Shipping Act regulation of leases, and the impact of several recent cases brought against ports by marine terminal operators.

Discussion Leader:
Tom Tanaka, Senior Port Counsel, Port of Seattle

Speakers:
John Longstreth, Partner, K&L Gates LLP, Washington, DC
Jonathan Benner, Partner, Thompson Coburn LLP, Washington, DC

9:45 – 11:00 a.m.
(Spinnaker Ballroom)

Labor Issues and Labor Disruptions

Learn how labor issues are affecting ports and the supply chain, the likely sources of labor disruptions, and how to avoid them. Speakers will discuss calls for port productivity standards in response to longshore slowdowns, disputes over which union members get to handle certain types of work, and unionization efforts for drayage drivers.

Moderator:
Charles Klug, Principal Counsel, Port Tampa Bay

Speakers:
Steven B. Bass, Esq., Assistant County Attorney, PortMiami
Paul M. Heylman, Esq., Partner, Saul Ewing LLP, Washington, DC
David Ashton, Assistant General Counsel, Port of Portland

11:00 – 11:15 a.m.
(Spinnaker Ballroom)

Break

Sponsored by
K&L Gates LLP



11:15 a.m. –
12:15 p.m.
(Spinnaker Ballroom)

Business Continuity and Emergency Preparation and Response

Learn about business continuity and emergency planning, how to reduce liabilities in the event of a disaster, and tips for getting FEMA funds.

Moderator:
Guy N. Goodson, Partner, Germer PLLC, Beaumont, TX

Speaker:
Debra Tsuchiyama Baker, Managing Partner, Baker Wotring LLP, Houston, TX

12:15 – 1:30 p.m.
(Regatta Room)

Lunch

Sponsored by
Wendel, Rosen, Black & Dean LLP



Wednesday, March 8 *(continued)*

1:30 – 2:00 p.m.
(Spinnaker Ballroom)

The New Regulatory Regime for Ports

Hear about the implications of Trump Administration regulatory initiatives, and the role of port authority tariffs (schedules) in offering and regulating terminal services.

Moderator:

Heather M. McCloskey, Deputy City Attorney, Port of Los Angeles, Vice Chair, AAPA Law Review Committee

Speaker:

Warren Dean, Attorney, Thompson Coburn LLP, Washington, DC

2:00 – 3:30 p.m.
(Spinnaker Ballroom)

Effective Use of Public/Private Partnerships

Hear about lessons learned from crafting public private partnerships and other alternative financing arrangements.

Moderator:

Carla L. Kelley, Senior Counsel, Miller Nash Graham & Dunn LLP, Portland, OR

Speaker:

*Joseph Seliga, Partner, Mayer Brown LLP, Chicago, IL
Mary Francoeur, Managing Director, PFM Financial Advisors LLC, New York, NY
Gregory V. Iannarelli, Chief Counsel, Philadelphia Regional Port Authority
Mike D. Parker, US Infrastructure Advisory Leader EY, Senior Managing Director, Ernst & Young Infrastructure Advisors, LLC, Philadelphia, PA*

3:30 – 3:45 p.m.
(Spinnaker Ballroom)

Break

Sponsored by

Miller Nash Graham and Dunn LLP



3:45 – 5:00 p.m.
(Spinnaker Ballroom)

Security Issues – Cybersecurity and the Use of Drones at Ports

Two security-related topics will be addressed during this session. The first is how ports should address cybersecurity issues — reporting required after a breach, responsibility to protect employee information, use of insurance for protection, etc. The second issue is the need to balance security concerns with commercial applications of drones and the development of policies for drone use at marine terminals.

Discussion Leader:

Tom Schroeter, Associate General Counsel, Port of Houston Authority

Speakers:

*Steven D. Miller, Partner, Hanson Bridgett LLP, San Francisco, CA
Zoe M. Argento, Attorney at Law, Littler Mendelson, P.C., Denver, CO*

5:00 p.m.

Seminar Adjourns