



Wednesday, February 12, 2020

8:00 – 8:30	Registration
8:30 – 9:30	Joseph O'Donnell: Metadata & Client Data Protection (1-hour Technology Credit)
9:30 – 9:45	Break
9:45 – 10:45	Tucker Charns: Client Interviewing for Criminal & Civil Cases
10:45 – 11:45	Hannah Autry & Erica Washington: How to Make Effective Batson Challenges
11:45 – 1:00	Lunch (Food Truck Fare, Catered: Bo's Kitchen & So Good Pupas)
12:45 – 1:00	Afternoon-only Registration
1:00 – 2:00	Alicia Journey: Avoiding Burnout: Maintaining Mental Health in the High-Pressure Practice of Law (1-hour SA/MH credit)
2:00 – 3:00	Uta Zacharias, Lawyers Mutual: Lawyers and Social Media: Maintaining an Ethically-Sound Digital Presence (1-hour Ethics credit)
3:00 – 3:15	Break
3:15 – 4:15	Warren Savage, Lawyers Mutual: Emerging Ethics (1-hour credit)
4:15 – 5:15	Daniel Read & Scott Holmes: Putting your Religion to Work in your Law Practice

Thursday, February 13, 2020

8:00 – 8:30	Registration
8:30 – 9:30	Lisa Gordon Stella: Hot Topics in Employment Law
9:30 – 9:45	Break
9:45 – 10:45	Finesse Couch: Small Office Law Practice
10:45 – 11:45	Representative Marcia Morey: Raising the Age, Legislative Update
11:45 – 1:00	Lunch (Food Truck Fare, Catered: American Meltdown & Chick-N-Que)
12:45 – 1:00	Afternoon-only Registration
1:00 – 2:00	Kimberly Rehberg & Lowell Siler: An Introduction to the City & County Attorney's Offices
2:00 – 2:15	Break
2:15 – 3:15	Adam Hopley: Intestate Succession
3:15 – 4:15	Craig Shapiro: Fair Debt Collection Practices Act

Total Hours = 13 All Credit Hours Pending
Partial Credit forms are available at the Registration Desk.

PROGRAM RULES & FAQ

1. This Eighth Annual CLE Event is a function of the **Durham County Bar Association**. The DCBA is the voluntary Bar in Durham and is joined separately from the Sixteenth Judicial District Bar.
2. The Registrar for the CLE Event is the Executive Director of the Durham County Bar Association, Bonnie Biggs. There is a registration table at the event for your questions.
3. Partial CLE Credit Forms are available *for those who need them*. They will be collected by the Registrar when you leave. All Partial Credit Forms must be turned in by 5:00 on February 13.
4. Members must remain in a session for which they wish to receive credit. Restrooms are conveniently adjacent to the meeting area, and breaks will be provided, with coffee and snacks. Any phone calls should be handled very briefly, just outside the door of the session, to allow quick return.
5. Lunch breaks will take place each day per the schedule provided herein.
6. Speakers are encouraged to stay on task and finish on time, so that the day's schedule is met.
7. The NC State Bar has issued CLE attendance rules as well as rules for question time. All rules will be adhered to by the program administration and by all speakers.
8. Members failing to follow attendance rules, will not have credit requested on their behalf for that session.
9. An auditor from the NC State Bar CLE Department may appear at any time during the event to verify that all rules and requirements are being met.
10. Members can receive as many as thirteen (13) total hours of CLE credit for this event, *including* two (2) Ethics/Professional Responsibility and one (1) Substance Abuse/Mental Health as well as one (1) Technology. Credit hours are "pending approval," however, many instructors have received credit for their material from previous presentations.
11. Materials for the CLE are downloadable from the web site at durhambar.net prior to and during the event. **No** handouts will be provided by each speaker. Please note this important paper-saving change and **print any documents you wish to use during the CLE, beforehand**.
12. Members of the DCBA may attend any or all sessions free of charge, as the program is paid for via membership dues. **However, each member is responsible for the \$3.50 per hour CLE fee owed to the NC State Bar Department of CLE, which bills members directly once credit has been applied. Bills for February 2020 will be sent in March 2021.**

FROM THE NCAC – RULES AND REQUIREMENTS

1. An active member of the North Carolina State Bar who does not qualify for an exemption must take 12 hours of approved CLE per calendar year.
2. Of these 12 hours, two must be in the area of professional responsibility or professionalism or any combination thereof, and effective in 2019, at least one hour shall be devoted to technology training.
3. At least once every three calendar years, each lawyer must complete an additional hour of professional responsibility devoted exclusively to instruction in substance abuse awareness or debilitating mental conditions, and a lawyer's professional responsibilities.
4. If a lawyer takes more than the required 12 hours in a calendar year, up to two additional hours of professional responsibility and up to ten additional hours of general education may be carried over to the next calendar year. There is no provision to carry hours over multiple years.
5. Using your State Bar member number and password, you may [login on the CLE website](#) to view your CLE transcript. If you don't have internet access, call the CLE department at (919) 733-0123.
6. If you have a deficit that is cured in January or February of the subsequent year, there is no penalty. If the deficit is not cured within this time frame, you may be subject to monetary penalties or suspension.

CLE CONTENT AND TIME REQUIREMENTS – FROM THE CLE APPLICATION

1. North Carolina uses a 60-minute hour: 60 minutes are required to equal one CLE credit hour.
2. Only the time of actual instruction counts toward CLE credit hours.
3. Question and answer sessions are considered actual instruction provided such question and answer sessions do not exceed 15 minutes per CLE credit hour.
4. CLE credit, when converted from minutes to hours, will be rounded **down** to the nearest quarter-hour.
5. CLE credit is not given for introductory remarks or breaks.
6. Members may attend partial sessions and receive partial credit. Obtain a partial credit form from the check in desk if this applies to you.

INSTRUCTOR INFORMATION AND CONTENT SUMMARIES

Wednesday, February 12, 2020

8:30 – 9:30 **Joseph O'Donnell:** Metadata & Client Data Protection
(1-hour Technology)

SUMMARY: Metadata is information about one or more aspects of a document. The legal implications of sharing such information will be the foundation of our session. While metadata can and does exist for most kinds of legal documents, it is most common that it will be important in relation to Microsoft Word, so we will focus much of our time there. Metadata is contained within a file such that it is not always visible to the person creating it, but it can be found by anyone receiving and viewing the document. Comments, track changes, previous authors, and versions are all examples of metadata. Organizations consider such information to be sensitive and want to prevent staff from accidentally sharing it. In this session, we will discuss what data needs to be protected as well as best practices for doing so. We will also review several terrible, and therefore excellent, examples of metadata revealed.

INSTRUCTOR: Joseph O'Donnell is a Technical Engineer and Instructor for Terrapin Technologies. He has an impressive IT background, most recently serving as the senior technical support technician and training coordinator for the law firm of McDonough Holland & Allen PC in Sacramento, CA. He has strong technical expertise, combined with excellent communication skills. Joe is extremely knowledgeable about desktop, mobile, server and network technologies. He holds the CompTIA A+, Microsoft Certified Professional: Technology Associate & Application Specialist, Microsoft Certified Trainer and Worldox certifications. Joe has provided support and training for programs such as LegalKey, CompuLaw, Microsoft Dynamics CRM for Legal, Carpe Diem, Workshare Professional, iBlaze Summation, Sanction, Adobe Acrobat, and additional programs specific to real estate, probate and estate planning practice groups.

9:45 – 10:45 **Tucker Charns:** Client Interviewing for Criminal & Civil Cases

SUMMARY: By training and experience, attorneys seek out facts and use persuasion. Why is it then that clients who are protected from telling the truth to us are not always convinced that they can? In this interactive talk, Tucker discusses the blocks to trust and how an attorney can overcome those issues and develop a more effective and productive case with a realistic and step-by-step approach.

INSTRUCTOR: Tucker Charns began her legal career as an assistant public defender in Cumberland County and Durham County, followed by a private practice doing capital trial work, court-appointed direct appeals and capital post-conviction litigation, as an attorney at Prisoner Legal Services and now as Chief Regional Defender at Indigent Defense Services. As a Regional Defender, she assists attorneys with one-on-one consults, skill development and client-centered advocacy in 18 counties. Tucker participates as faculty for the New Misdemeanor Training, New Felony Defender Training and the Trial School at the UNC School of Government and the National Institute of Trial Advocacy's Building Trial Skills program. Tucker is a NC native and a graduate of UNC-Chapel Hill School of Law. She has received additional training through Gideon's Promise and is a NC State Bar Certified Specialist in state criminal law. She is a contributing editor for the fourth edition of Klinkosum on Criminal Defense Motions manual. Tucker is passionate about client-centered advocacy, family and ice hockey.

10:45 – 11:45 **Hannah Autry & Erica Washington:** How to Make Effective
Batson Challenges

SUMMARY: A Batson challenge is a challenge made by one party in a case to the other party's use of peremptory challenges to eliminate potential jurors from the jury on the basis of sex, race, ethnicity, or religion. It's an exciting time for Batson in North Carolina, as the NC Supreme Court is reviewing two Batson cases this year and we are hoping for favorable rulings. During this presentation, we will share the history behind the Batson v. Kentucky decision and walk practitioners through the Batson framework in

an effort to teach attorneys how to effectively object to and preserve objections to race-based & gendered-based peremptory strikes and to reduce race /gender discrimination against potential jurors.

INSTRUCTORS: Hannah Autry joined the Center for Death Penalty Litigation in February 2017. She represents death-sentenced clients in state and federal post-conviction proceedings and clients charged with first degree murder at the trial level. Hannah’s research and litigation interests include the jury formation process in North Carolina and how it comports with a person’s constitutional right to have a jury drawn from a fair cross-section of their community, as well as issues related to forensic sciences. She regularly attends national and North Carolina conferences focused on issues surrounding the death penalty, death penalty litigation, forensic sciences, and race. She was a member of the 2017-2018 cohort of the Racial Equity Network, and regularly participates in the Durham Racial Equity Network, a group of attorneys promoting a more racially equitable justice system in Durham County. Before joining CDPL, Hannah practiced in the public defender's office in Frankfort, Kentucky, where she represented clients facing charges ranging from misdemeanors to murder. A native of Cumberland County, Hannah received her undergraduate degree at UNC Chapel Hill and graduated with honors from North Carolina Central University School of Law in May 2013. During law school, she formed a student death penalty project and organized events and programs highlighting death penalty reform efforts.

Erica Washington joined CDPL as a staff attorney in 2017 after graduating from New York University School of Law. Prior to law school, Erica spent two years working on issues of fair housing, disability rights and police misconduct with the Washington Lawyers’ Committee for Civil Rights and Urban Affairs. In law school, Erica worked with the Equal Justice Initiative to provide post-conviction legal support to prisoners on Alabama’s death row. Erica was a Root-Tilden-Kern Public-Interest Scholar at NYU and received her BA from the University of Virginia in 2012.

1:00 – 2:00 **Alicia Journey:** Avoiding Burnout: Maintaining Mental Health in the High-Pressure Practice of Law (1-hour SA/MH)

SUMMARY: The practice of law is not something that we are taught in law school. In fact, there is nothing ‘practical’ about law school. So when we enter into the ‘practice’ of law we are expected to know how to handle the balance of client demands, time deadlines, personal demands, constant fires that are not our own that must be put out and It is inevitable to become overwhelmed if we are not careful. But burnout is not the only option for practicing attorneys. There is another way. This session focuses on helping lawyers understand what burnout is, how to recognize its signs and symptoms and addresses the consequences of burnout professionally and personally if left unaddressed. Specifically, the intersection between mental health, stress and burnout. In addition, the speaker shares personal and anecdotal experiences surrounding burnout, mental health, professionalism and stress. This session will then shift to mindfulness and other tactics for addressing the situations negatively impacting the lawyer, and recommendations on overcoming obstacles and achieving satisfaction with your chosen profession.

INSTRUCTOR: Alicia Journey is a United States Supreme Court attorney. She is also a member of the California State Bar and will be taking the North Carolina State Bar in July. She graduated from the prestigious Pepperdine School of Law in 2009 with her Juris Doctorate. In the same year, she received a degree in Dispute Resolution from the world-renowned Straus Institute in Dispute Resolution. She was a prosecutor for the Riverside (California) District Attorney’s office specializing in Domestic Violence, Sexual Assault, Child Abuse and Elder Abuse and tried 34 trials from misdemeanors to three- strike prison cases & attempted murders. She also spent time training law enforcement to investigate crimes.

After leaving the District Attorney’s office she opened her own law practice focused on helping women and men in business, family and estate planning law. She also started her own non-profit for survivors of Domestic Violence and Sexual Assault called Beyond the Bruises. After a personal health crisis, she found her mission to transform the way attorneys treat themselves, their clients and the law through the practice of mindfulness, balance and resiliency. She is also a Senior Associate with the DiLeone Law Group in Raleigh, North Carolina specializing in Business, Corporate and Estate Planning Law.

2:00 – 3:00 **Uta Zacharias, Lawyers Mutual:** Lawyers and Social Media: Maintaining an Ethically-Sound Digital Presence (1-hour)

SUMMARY: Social media can be a great way for attorneys to gather and share information. It also presents many ethical traps. How can attorneys use Facebook and other social media platforms in their practice in a way that complies with the Rules of Professional Conduct? Through a discussion of recent case law, ethics opinions and hypotheticals, we'll address this issue and more. Program topics include effectively counseling clients about the legal ramifications of social media, protecting client confidentiality, managing professional networking websites and online client reviews, ensuring social media posts comply with advertising requirements, and understanding new and pending NC State Bar ethics opinions.

INSTRUCTOR: Lawyers Mutual welcomed Uta Zacharias in 2018. Prior to joining Lawyers Mutual, Uta worked as Senior Subrogation Counsel at Investors Title Insurance Company since 2010. She came to Investors Title from LandAmerica in Richmond, Virginia, where she served six years as Associate Claims Counsel. Uta also practiced for several years in law firms in Charlotte, N.C. and Richmond, V.A., where she focused on real estate, general business transactional matters, employment and immigration law. Uta is licensed in North Carolina and Virginia. She is a member of the Wake County Real Property Lawyers Association.

3:15 – 4:15 **Warren Savage, Lawyers Mutual:** Emerging Ethics (1-hour)

SUMMARY: Through a discussion of recent case law, ethics opinions and hypotheticals, this program provides an overview of NC State Bar and quarterly results, new and pending NC State Bar ethics opinions, an update on technology, advertising, and social media ethics opinions, and best practices on how to avoid cyber scams and wire fraud.

INSTRUCTOR: Warren Savage joined Lawyers Mutual as claims counsel in 2005 and was named Senior Claims Counsel in May 2018. He focuses on litigation, insurance law, appellate advocacy, criminal matters and professional responsibility in his work with Lawyers Mutual. A former partner with the law firm of Bailey & Dixon, Warren graduated from the University of Virginia and earned a Master of Arts in Teaching at the University of North Carolina at Chapel Hill before graduating magna cum laude from Campbell University School of Law. He spent several years as a high school English teacher and junior varsity basketball coach before entering the legal profession. Warren currently serves as NC State Bar Councilor for District 10 and speaks frequently at CLEs around the state about professional responsibility and malpractice claims avoidance.

4:15 – 5:15 **Daniel Read & Scott Holmes:** Putting your Religion to Work
in your Law Practice

SUMMARY: Practicing law is stressful—substance abuse, depression, social isolation, and suicide result. Programs abound—LAP, mindfulness seminars, and more. Virtually absent in the professional help literature is religion. This will be a session led by serious religious people about how they use their religion to (1) establish goals for their personal and professional lives, (2) help them organize and run their businesses, (3) decide what kinds of cases they will do, and (4) deal with clients and stress. Obviously, there are many religions with many perspectives. The session will however run in the Quaker tradition, which is Christian in origin. There will be references to the teachings of Jesus.

INSTRUCTORS: Dan Read (JD UNC 1983) has done just about everything in the 33 years he has practiced in Durham, including criminal defense, child support, family law, PI, and real estate. In recent years his practice has come to focus on federal workers compensation law and associated issues. He has been a solo practitioner in several office-sharing arrangements since 1992. As of October 2019, he began working as a lawyer three days a week and taking care of his grandson JB the other two days. Dan and his wife Maria Mangano (JD UNC 1982) moved to Durham shortly after they got married in 1985. They have two children and two grandchildren. When their kids were little Maria worked three days a week and Dan

worked four days a week. They both love home life, traveling together, and reading. Their goal for 2020 is to read Anna Karenina out loud together. Maria is a cradle Catholic and they have attended Immaculate Conception since 1986; Dan is now a member of Durham Friends Meeting (Quaker) although he still is very active at IC. “For a Protestant,” he says, “I am a pretty good Catholic.”

Scott Holmes is an Associate Clinical Professor of Law at North Carolina Central University in Durham, where he supervises the Civil Litigation Clinic, and teaches Trial Practice, Appellate Advocacy, Criminal Procedure, Legal Problems of the Poor, and Restorative Justice. His clinic handles civil matters related to prison conditions, fair housing, police misconduct, and evictions. His research and writing focus on how racial inequity impacts the rule of law. He investigates and researches issues of free speech and assembly. He also organizes and explores restorative justice approaches to conflict. Before joining the faculty, he was a partner at the law Lockamy firm where he handled serious criminal cases in state and federal court, at trial and on appeal. He went to UNC School of Law and completed the Friday Fellowship for Human Relations. He clerked Judge John Martin at the North Carolina Court of Appeals and worked as a Public Defender in Durham for a few years before moving to private practice. He has worked as a trial lawyer and appellate attorney in civil rights and criminal defense cases, representing Anti-racism protesters who removed the confederate monument in Durham and Chapel Hill, Jail conditions protesters, Black Lives Matter protesters, Moral Monday protesters, panhandlers, Immigration and Dreamer activists, and Occupy Protesters. He has assisted victims of police misconduct.

Scott is concerned with the way our justice system harms poor and vulnerable members of our community including children, immigrants, and the mentally ill. He also works to challenge racial disparities in law enforcement, criminal justice, and housing practices. Having represented protesters, preachers, and panhandlers, he works to empower and amplify marginalized voices in our community.

Thursday, February 13, 2020

8:30 – 9:30

Lisa Gordon Stella: Hot Topics in Employment Law

SUMMARY: This presentation will begin with a discussion of the Fair Labor Standards Act, including the new regulations that go into effect on January 1, 2020. Then we will move into hiring and termination as well as harassment and discrimination. This area will include offer letters, payroll deductions and valuable information about social media as it relates to HR. We will also discuss record keeping and personnel files, including information protected by the ADA/FMLA.

INSTRUCTOR: For over twenty years, Lisa Gordon Stella has represented clients in litigation, negotiation, business formation, employee relations and stakeholder/crisis management and communications. Following her federal clerkship, Lisa worked as attorney in Los Angeles, relocating to North Carolina in 2001 and working as a litigator at the large Raleigh law firms Kilpatrick Townsend and Nelson Mullins. After seven years litigating cases in state and federal court and in administrative proceedings, for clients worldwide, she became general counsel for a French technology company. In that capacity, she was charged with overseeing and directing all legal matters in the United States, including all employee relation matters, contract negotiation, and compliance. In 2009, leveraging her experience as a former litigator and general counsel, Lisa formed her own firm focused on providing organizations with legal and strategic advice with employment and human resources matters, contract, business entity formation, prelitigation counseling, employee training, and policy development. As part of her practice, Lisa is a DRC certified mediator. She also serves as special counsel to multinational corporations, large law firms, small businesses and non-profit organizations, investigating allegations of harassment, discrimination, retaliation, misconduct, conflicts of interest and whistleblower complaints. In her capacity as special counsel, Lisa has investigated a wide range of matters often involving those in the highest levels of leadership.

Passionate about serving her clients and her community, Lisa has received numerous pro bono awards for her work on International Child Abduction cases. She also currently serves as Co-Chair of the North Carolina Association for Public Charter Schools and is past-President of the Elna B. Spaulding Conflict

Resolution Center, and past-Vice President of Maureen Joy Charter School. She received her A.B from the University of California at Davis, Phi Beta Kappa, Summa Cum Laude, her law degree from the University of Minnesota, Order of the Coif, Magna Cum Laude, and served as a judicial clerk for Michael Daly Hawkins of the Ninth Circuit Court of Appeals.

9:45 – 10:45

Finesse Couch: Small Office Law Practice

SUMMARY: This presentation will cover the Small Office Law Practice (Rather than Small Law Office Practice). There is quite a difference. We will discuss this difference as well as some national statistics about small office law practices. Further topics will include client management, the business of law, winning strategies, and trends that we should all be watching in order to ensure our success in the future.

INSTRUCTOR: Finesse has practiced and taught law in North Carolina for twenty-five years. She has researched and written legal articles for publication on the topics of public education reform and crime prevention through "tough love." She practices primarily in the areas of torts, contracts and mediation. Also a motivational speaker, Finesse has conducted seminars nationally, statewide and locally on her published topics. She has also presented at conventions, conferences and churches across the country. Finesse's awards and recognitions are numerous. She earned her JD from Duke University School of Law and her undergraduate degree from North Carolina State University.

She was Law Professor of the Year Award three consecutive years at North Carolina Central University School of Law, and received the 1994 Business Associate of the Year Award from the Tarheel Branch of the American Business Women's Association in Raleigh, as well as the Governor's Award for Excellence Nomination in 1995. Finesse also served as the President of the Durham County Bar Association. She is a member of the North Carolina Academy of Trial Lawyers, the North Carolina Association of Black Attorneys and the Association of Trial Lawyers of America. Finesse also served as the Chair of the NC Bar Association's Local Bar Services Committee and is a member of the Durham Mayor's Restoration Leadership Institute for Youth.

10:45 – 11:45

Representative Marcia Morey: Raising the Age

SUMMARY: What does NC's new Raise the Age law mean? It means helping 16- and 17-year olds, not criminalizing them. On Dec 1, 2019, the age of juvenile jurisdiction was raised from 16 to 18. North Carolina was the last state to stop criminalizing kids as if they were adult criminals. This talk will look at the juvenile justice system in North Carolina and what the new legislation means to prosecuting and defending teenagers. Among other items, we will discuss whether Durham is ready for this change, and what school justice partnerships look like. We will talk about reverse transfers and where youth are currently held in detention. We'll look at whether there is adequate funding to serve 16- and 17-year olds and examine the next steps for what's ahead. Time permitting I will also provide an update on criminal justice legislation including but not limited to: Second Chance Act, Marsy's Law Constitutional Amendment, Proposed legislation on mandatory first appearances for misdemeanors, Raising the minimum age of juvenile jurisdiction from 6 to 10, and other possible criminal justice reform legislation.

INSTRUCTOR: Marcia Morey is a Democratic member of the North Carolina House of Representatives, representing District 30 in Durham County. She was appointed on April 5, 2017. During the 2017 legislative session, Morey was a honorary co-sponsor of House Bill 280, which raises the age of juvenile jurisdiction from 16 to 18. She has been a key player in a bi-partisan effort to make this happen. She currently serves on the Finance, Environment, Judiciary III, State & Local Government, and Pensions Committees. She served the 14th Judicial District Court as a district court judge for 18 years and as Chief District Court Judge for 5 years. Morey worked with law enforcement, defense attorneys, and prosecutors to develop new ways to deal with 16 and 17-year-olds who had been charged with a crime. She spearheaded a program, called the "Misdemeanor Diversion Program (MDP)," that diverts these youths to education and community service programs that allows the teens to avoid a criminal record which enables them to find jobs and receive financial aid for college. MDP has helped over 300 youth and is now a model that has been copied across North Carolina.

In 1998, Governor Jim Hunt appointed Morey as the executive director of the Governor's Commission on Juvenile Crime and Justice to reform North Carolina's juvenile justice system. During her tenure juvenile crime rates were reduced by approximately 40%. She previously served as an assistant district attorney in Durham and created the first diversionary program in the state (and second in the nation) for first-time youthful offenders charged with misdemeanors. Morey earned her undergraduate degree from Millikin University in Illinois, her master's degree in education from Reed College, and her J.D. from Northwestern University Law School.

1:00 – 2:00 **Kimberly Rehberg & Lowell Siler:** An Introduction to the City & County Attorney's Offices

SUMMARY: Local governments are large entities that engage in a wide array of legal activities within our community, ranging from real estate transactions, to large construction projects, public-private partnerships, service contracting, operating public facilities, providing services to residents, litigating disputes, and more. But, do you know who advises and represents them? Who is that lawyer on the other end of the phone when you call a local government office? And how do you work with that lawyer to get your client's matter addressed, approved, and/or resolved when dealing with the County or the City? In this session, hear from the County Attorney and the City Attorney about the lawyers who work in their offices, the types of work that they do, and who handles what in the County Administration Building and City Hall.

INSTRUCTORS: Kimberly Martin Rehberg has served as an in-house attorney for the City of Durham, North Carolina, since April 2005. After serving as litigation manager and lead attorney in all litigated tort matters for the first 14 years of her tenure with the City, she was appointed City Attorney by the Durham City Council in June 2019. Prior to joining the Durham City Attorney's Office, Kim served stints as Assistant General Counsel for the North Carolina Association of County Commissioners, as an Assistant County Attorney for Durham County, and as an Assistant Professor of Public Law and Government at the UNC School of Government. The daughter of a career officer in the U.S. Marine Corps and a nurse administrator, Kim spent the bulk of her youth in Onslow County, North Carolina. Having moved to North Carolina at age 5, she considers herself to be a North Carolinian for life. After graduating from Jacksonville High School, she subsequently obtained degrees from the University of North Carolina (Psychology, 1991) and Duke University School of Law (Juris Doctor, 1994).

Lowell L. Siler became County Attorney for Durham County Government in August 2009. Attorney Siler is a native of Goldsboro, North Carolina. He graduated from Goldsboro High School. Siler earned his degree in Public Administration and a Juris Doctorate degree from North Carolina Central University, located in Durham, North Carolina. The primary function of the position is to serve as legal counsel to the County Commissioners, County Managers, County boards and commissions and other officials of the County. He supervises a staff of 11 attorneys and multiple support staff. In addition to drafting or supervising the drafting of all contracts, deeds, leases, releases, franchises, and other legal documents on behalf of the County, he also represents the County in legal matters, brings suits as necessary to be instituted by the County and defends the County in suits brought against it, and handles appellate litigation. The County Attorney decides major legal questions in litigation, claims, leases and contracts, land titles and related legal matters, as well as prepare and supervise the preparations of formal legal opinions upon request of Commission members and the administration. Attorney Siler was the 2013 County Attorney of the Year for the State of North Carolina. He is also a Past President of the North Carolina County Attorneys' Association and the Durham County Bar Association/14th Judicial District Bar. He has also chaired the Bar Candidate Committee for the 14th Judicial District/NC Board of Law Examiners. His community service history includes serving as a Board Member for Legal Services, Duke-Durham Partnership for Youth, and Durham Mentors for Youth. He is a member of Sigma Pi Phi Fraternity/Alpha Tau Boulé, and Omega Psi Phi Fraternity, Inc.

2:15 – 3:15 **Adam Hopler:** Intestate Succession

SUMMARY: This session will discuss who can inherit, that is, degrees of kinship and order of inheritance, as well as determining the share size. We will also discuss elective share and life estates, and cover some of the most common bars to inheritance including slayers, illegitimacy, spouses and parents.

INSTRUCTOR: Adam Hopley is a lifelong resident of North Carolina, originally from Salisbury, NC, and a graduate of West Rowan high school. He earned his undergraduate degree in American History from the University of North Carolina at Chapel Hill back in 2005. He wrestled throughout high school and college and now enjoys watching his kids wrestle and take part in many other sports. Adam started his career as a teacher at Cresset Christian Academy before going on Campbell University's Norman Adrian Wiggins School of Law. Adam is now a licensed attorney with the North Carolina State Bar, a member of the North Carolina Bar Association where he serves as Chair of the Middle School Mock Trial subcommittee of the Civic Education & Community Engagement Committee, the Durham County Bar Association, the Durham-Orange County Estate Planning Council and the Triangle Business Builders Chapter of BNI. He is an active member of the Downtown Durham Campus of the Summit Church which meets in the Historic Carolina Theatre in Durham where he serves with the Embrace Ministry that focuses on adoptive and foster care.

Adam has lived in north Durham with his spouse, Alaina, and their five children for the past 13 years. Adam's practice includes Wills and Trusts, Guardianship processes, and Estate Litigation. Adam also works closely with his law partner Peter Hanna and local financial planners to provide comprehensive retirement planning for business owners. While Adam prefers to help his clients avoid future legal issues through proper planning, that doesn't stop him from working with those in contentious situations that come about due to lack of planning, and sometimes despite even the most well-intentioned plans.

3:15 – 4:15

Craig Shapiro: Fair Debt Collection Practices Act

SUMMARY: Many practitioners outside of consumer protection practices have clients that are being hounded by debt collectors or receiving letters from debt collectors. I could do a session on something like, "The ABCs of the FDCPA," which would cover the more traditional cases involving harassment and other illegal conduct, as well as violations that arise solely from the content of collection letters. The FDCPA is fee-shifting and provides for actual and statutory damages, making it an effective tool both to stop collectors from harassing clients and to provide a monetary remedy to clients (as well as attorney fees). FDCPA Basics that Every Attorney Should Know.

Every attorney that represents a living, breathing human is representing a consumer that has incurred consumer debts. What happens when those debts go unpaid forms the basis of scores of federal lawsuits every year, nationwide? While every attorney does not have to become an expert in the area of consumer law, some basics are important. This session will dive into the Fair Debt Collection Practices Act so that you can adequately counsel your client as to whether a potential claim exists, or at least if your client should take the time to speak to an attorney that knows more.

INSTRUCTOR: Craig Shapiro is originally from Northbrook, Illinois, a suburb of Chicago. After attending Northern Illinois University, he obtained his juris doctor from Chicago-Kent College of Law. While there he obtained a Certificate in Litigation and Alternative Dispute Resolution, was awarded the CALI Excellence for the Future Award in Trial Advocacy and was a certified mediator for the Center for Conflict Resolution. After clerking during law school for Rand Bragg, a member of Horwitz, Horwitz & Associates' consumer protection department, Mr. Shapiro joined the firm full time. After six years at Horwitz, Mr. Shapiro left to join Keogh Law, a boutique class action firm in Chicago advancing the rights of consumers. After deciding to relocate to Raleigh, Mr. Shapiro joined the Law Offices of John T. Orcutt as the head of its consumer rights department.

He has spent his career litigating cases involving unlawful debt collection practices and credit reporting, usurious lending, and wrongful mortgage practices. He has been appointed class counsel in numerous class actions certified in Arizona, California, Florida, Illinois, Indiana, and North Carolina, and is licensed to practice in the State of Illinois, the State of North Carolina, United States Courts of Appeals for the

Fourth and Seventh Circuits, and United States District Courts for the Northern, Central, and Southern Districts of Illinois, Northern District of Indiana, the Western District of Michigan, and the Eastern, Middle, and Western Districts of North Carolina.

Koury L. Hicks is a Board-Certified Specialist in Consumer Bankruptcy Law and has been practicing bankruptcy law with the Law Offices of John T. Orcutt since 2008. He is a member of the Bankruptcy Section of the North Carolina Bar Association and the National Association of Consumer Bankruptcy Attorneys. He co-authored the 2012 and 2017 editions of the North Carolina Bankruptcy Practice Manual chapter on Means Testing. He received his B.S. degree from the University of New Mexico in 2001 and his J.D. degree from the University of New Mexico in 2006.