

2017 Consumer Rights Litigation Conference

Agenda

Wednesday, November 15, 2017

11:30am-5:00pm

Consumer Justice Lobby Day-Staff will be available from 8:30AM with materials for anyone with morning meetings.

6:00pm-8:00pm

Early Conference Registration & Web App. Support - Beat the Thursday morning crowd!

7:30pm-8:15pm

Volunteer Training

Main Conference (Thursday-Saturday)

Thursday, November 16, 2017

7:00am-5:30pm

Conference Registration & Web App. Support:

7:30am-5:00pm

Exhibitor Tables:

7:30am-9:00am

Continental Breakfast-- *sponsored by The Consumer Protection Firm*

7:30am-9:00am

Breakfast for First Timers-- *sponsored by Chavez & Gertler, LLP*

BREAKOUTS

9:00am-10:00am

BREAKOUT A

A1 Mapping Injustice (Beg.):

Elizabeth Lynch (Mobilization for Justice) & Steve Sharpe (Legal Aid Society of Southwest Ohio)

A2 State Retail Installment Sales Acts: Finding Claims and Avoiding Pitfalls (Int.):

David Angle (Angle Wilson Law, LLC), Carolyn Carter (NCLC), & Dale Irwin (The Irwin Law Firm)

A3 Using CFPB & Publicly Available Resources to Show Willfulness (Int.):

Justin Baxter (Baxter & Baxter, LLP), Thomas Domonoske (Consumer Litigation Associates), Dave Humphreys (Humphreys, Wallace, Humphreys), Ian Lyngklip (Lyngklip & Associates, PLC), and Luke Wallace (Humphreys, Wallace, Humphreys)

A4 Fair Debt Collection Practices Act Claims Arising from Landlord/Tenant Cases (Beg.):

James Fishman (Fishman Rozen, LLP) & Simon Sandoval-Moshenberg (Legal Aid Justice Center)

A5 Working with Others: Partnerships, Law Firms & Co-Counseling (Beg.):

Craig Marchiando (Consumer Litigation Associates), Michael Quirk (Berezofsky Law Group, LLC), & Stuart Rossman (NCLC)

A6 Intro to Class Action I (Beg.):

Andrew Guzgo (Kelly & Crandall, PLC) & Elizabeth Hanes (Consumer Litigation Associates, P.C.)

Course Levels: ABC || Beg.—Beginner || Int.—Intermediate || Adv.—Advanced || All Levels

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10:15am-11:15am

BREAKOUT B

B1 Discovery Issues in Mortgage Servicing and Foreclosure Litigation (Adv.):

Phillip Robinson (Consumer Law Center, LLC) & Jen Wagner (Mountain State Justice)

B2 Dealer Add-Ons in Car Sales (Int.):

John Van Alst (NCLC)

B3 Tricks & Traps in the Rules of Civil Procedure: What Every Successful Litigator Must Know (Int.):

Mike Donovan (Donovan Litigation Group, LLC) & Michael Quirk (Berezofsky Law Group, LLC)

B4 Identifying Affirmative Claims in Debt Defense Cases (Beg.):

Peter Holland (The Holland Law Firm, P.C.) & Joe Villasenor (Legal Aid Society of San Diego)

B5 Pro Bono for Fun, Profit, and Fulfillment (Beg.):

Dan Blinn (Consumer Law Group, LLC)

B6 Intro to Class Actions II (Beg.):

Andrew Guzcko (Kelly & Crandall, PLC) & Elizabeth Hanes (Consumer Litigation Associates, P.C.)

11:15-11:30am

Coffee Break: Sponsored by *Berger and Montague, P.C.*

11:30am-12:30pm

P1: Opening Plenary featuring keynote speaker, Senator Sherrod Brown (D-OH)

12:30pm-2:00pm

Thursday Networking Group Luncheons or Lunch on Your Own

12:30pm-2:00pm

Brownbag Lunch: Conversation about Debt Collection Law Reform Efforts in the States

12:30pm-2:00pm

Brownbag Lunch: Conversations about FHA Loans (Forward and Reverse Mortgages) with a Focus on Loss Mitigation

2:00pm-3:30 pm

BREAKOUT C

C1 New Mortgage Servicing Rules under RESPA and TILA (Int.):

Sarah Mancini (NCLC) & John Rao (NCLC)

C2 Introduction to Federal Student Loans: Income-Driven Repayment Plans & Loan Forgiveness (ABC):

Aryn Bussey (CFPB), Heather Jarvis (Student Loan Expert, LLC) & Persis Yu (NCLC)

C3 Payday and Installment Loans: State and Federal Updates (Int.):

Lauren Saunders (NCLC) & Diane Standaert (Center for Responsible Lending)

C4 Fair Debt Collection Practices Act ABCs (ABC):

Mary Fons (Fons Law Office) & Larry Smith (Smith Marco, P.C.)

C5 Tax Issues in Consumer Law (Int.):

Professor Elizabeth Maresca (Fordham University School of Law)

3:30pm-4:00pm

Coffee Break—Sponsored by *RG2*

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4:00pm-5:00pm

P2: Plenary featuring speaker, Sen. Elizabeth Warren---Sponsored by *Berger and Montague, P.C.* and *Terrell Marshall Law Group PLLC*

5:00pm-6:15pm

BREAKOUT D

D1 Non-Negotiable Notes and Foreclosure (Int.):

Elizabeth Renuart (NCLC) & Tara Twomey (NCLC)

D2 Maximizing Compensatory and Punitive Damages (Int.)

Justin Baxter (Baxter & Baxter, LLP), Stan Smith (Smith Economics Group, LTD)

D3 Debt Collection Industry Practices (Int.):

Amy Hennen (Maryland Volunteer Lawyers Service), John McNamara (CFPB), & Nathan Sturycz (Sturycz Law Group)

D4 Getting the Key Docs in your FCRA Case (Int.):

Kristi Caboon Kelly (Kelly & Crandal, PLC) & Robert Sola (Robert S. Sola, P.C.)

D5 Consumer Justice for Immigrants (Beg.):

Adriana Lafaille (ACLU of Massachusetts) & Katherine Woomer-Deters (North Carolina Justice Center)

D6 Introduction to TCPA Litigation (Beg.):

John Barrett (Bailey Glasser, LLP) & Beth Terrell (Terrell Marshall Law Group, PLLC)

6:30pm-8:00pm

Welcome Reception--Sponsored by *The Washington DC Host Committee*

Friday, November 17, 2017

8:00am-5:30PM

Conference Registration & Web App. Support

8:30am-5:00pm

Exhibitor Tables

7:30am-8:30am

Women's Breakfast--Sponsored by *Stacy Bardo, Nancy Barron, Elizabeth Cabraser, E. Michelle Drake, Mary Fons, Mary Philipps, Stephanie Tatar, Beth Terrell, & Janet R. Varnell*

7:30am-8:30am

Continental Breakfast-- sponsored by *Edelman, Combs, Lattuner, and Goodwin, LLC*

8:30am-9:15am

Plenary Session with featured speaker, David Silberman, Deputy Director (CFPB)

9:30am-10:45am

Share your PACE Stories: This will be a listening session for CFPB staff to hear from consumer attorneys about their experiences with PACE.

9:30am-10:45am

BREAKOUT E

E1 TILA/RESPA Integrated Disclosure ABCs (ABC):

Course Levels: ABC || Beg.—Beginner || Int.—Intermediate || Adv.—Advanced || All Levels

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Andrew Pizor (NCLC), Elizabeth Renuart (NCLC)

E2 Private Student Loans: Solutions for Borrowers and the State of the Marketplace (Beg./Int.):

Robit Chopra (Consumer Federation of America) & Joanna Darcus (NCLC)

E3 FCRA ABCs for Legal Services and Employment Lawyers (ABC):

Carla Leticia Sanchez-Adams (Texas Rio Grande Legal Aid, Inc.) & Judith Whiting (Community Service Society)

E4 Debt Buyer Litigation (Int.):

Dan Edelman (Edelman, Combs, Lattuner & Goodwin, LLC) & Ahmad Keshavarz (The Law Office of Ahmad Keshavarz)

E5 Federal Discovery: Winning Your Cases Early (Adv.)

Leonard Bennett (Consumer Litigation Associates, PC) & E. Michelle Drake (Berger & Montague, P.C.)

10:45am-11:00am

Coffee Break—Sponsored by American Deposits Management

11:00am-12:15pm

BREAKOUT F

F1 Looking for Fair Lending Claims in Mortgage and Foreclosure Cases (Beg./Int.)

Tara Ramchandani (Relman, Dane & Colfax, PLLC) & Linda Jun (Mobilization for Justice)

F2 Legislative and Litigation Strategies for Responding to PACE (Property Assessed Clean Energy) Loans (All Levels)

Adelaide Anderson (Public Counsel), Nicholas Levenhagen (Bet Tzedek), John Rao (NCLC), & Lauren Saunders (NCLC)

F3 Land Installment Contracts: Legislative Strategies & Reprise on Litigation (Int.)

Sarah Mancini (NCLC) & Margot Saunders (NCLC)

F4 Car Cases and Legal Aid

John Van Alst (NCLC)

F5 Class Action Roundtable (Int.)

Scott Nelson (Public Citizen Litigation Group) & Stephen Weisbrod (Weisbrod Matteis & Copley, PLLC)

F6 Maximizing Value of Individual TCPA Cases (Int.)

Billy Howard (The Consumer Protection Firm) & Andrew Milz (Flitter Milz, P.C.)

12:15pm-1:45pm

Advocates of Color Luncheon

Brownbag Lunch: Defending Against Legal Services Corporation Cuts

Martha Bergmark (Executive Director of Voices for Civil Justice) & Don Saunders (Vice President for Civil Legal Services at the National Legal Aid and Defenders Association)

Friday Networking Group Luncheons/Lunch on Your Own

1:45pm-3:00pm

BREAKOUT G

G1 ABCs of FHA Loss Mitigation (ABC):

Steve Sharpe (Legal Aid Society of Southwest Ohio)

G2 Do These FTC Rules Apply to Attorneys? (ABC):

Michelle Grajales (FTC) & James Hurt (Hurt Stolz, P.C.)

G3 Real Property Valuation Matters (All Levels)

Dean Dawson (The RPC Group, LLC) & Tara Twomey (NCLC)

G4 Specialty Consumer Reporting Agencies and Public Records (Int.)

Jim Francis (Francis & Mailman, P.C.) & Susan Stocks (CFPB)

G5 Legal Services Roundtable (All Levels)

Course Levels: ABC || Beg.—Beginner || Int.—Intermediate || Adv.—Advanced || All Levels

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Lorray Brown (Michigan Poverty Law Program), Carolyn Coffey (Mobilization for Justice), Neil Fogarty (Northeast New Jersey Legal Services), Jim Kowalski (Jacksonville Area Legal Aid), & Ira Rheingold (NACA)

G6 TCPA Updates (Int.)

Alex Burke (Burke Law Office, LLC), Keith Keogh (Keith Keogh Law, LTD), & Margot Saunders (NCLC)

3:00pm-3:15pm

Coffee Break

3:15pm-4:45pm

BREAKOUT H

H1 Mortgage Contract Claims (Beg./Int.)

Tara Twomey (NCLC)

H2 ABCs of Car Cases (ABC)

Bernard Brown (The Brown Law Firm)

H3 Bankruptcy Basics: When Can Bankruptcy Help Your Consumer Client? (ABC)

Karen Merrill Tjapkes (Legal Aid of Western Michigan), Nathan Juster (Atlanta Legal Aid Society), & John Rao (NCLC)

H4 FCRA Developments I: Litigation (Int.)

John Albanese (Berger & Montague, P.C.), Jim Francis (Francis & Mailman, PC), & Sylvia Goldsmith (Law Office of Sylvia A. Goldsmith)

H5 Policy Advocacy and Media in Red and Purple States (Int.)

Whitney Barkley (the Center for Responsible Lending), Al Ripley (North Carolina Justice Center), & Gynnie Robnett (Americans for Financial Reform)

H6 TCPA Discovery Issues

Jennifer Murray (Terrell Marshall Law Group PLLC) & Anthony Paronich (Broderick Law, P.C.)

4:45pm-5:30pm

Plenary

5:30pm-6:30pm

Roundtable Discussion: Disaster Recovery and Consumer Issues

6:00pm-7:15pm

NACA—Annual Meeting, Media & Trial Advocacy Awards, with Cash Bar & Silent Auction

7:30pm-9:30pm

Legal Services Reception *Sponsored by The Murphy Law Office, P.C.*

Saturday, November 18, 2017

8:00am-5:30am

Conference Registration & Web App. Support

8:00am-5:00pm

Exhibitor Tables:

7:30am-9:00am

Continental Breakfast—*Sponsored by Francis & Mailman, P.C.*

8:45am-10:00am

Course Levels: ABC || Beg.—Beginner || Int.—Intermediate || Adv.—Advanced || All Levels

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BREAKOUT I

I1 TILA/RESPA Integrated Disclosure Claims and Remedies (Int.)

Andrew Pizor (NCLC) & Elizabeth Renuart (NCLC)

I2 Developing Evidence for School Misconduct Cases (Int.)

Leigh Ferrin (Public Law Center), Alec Harris (Legal Services Center of Harvard Law School), Robyn Smith (NCLC), & Megumi Tsutsui (Housing and Economic Rights Advocates)

I3 FCRA Report Disclosures: Issues and Litigation (Beg.)

E. Michelle Drake (Berger & Montague, P.C.) & Eric Dunn (Virginia Poverty Law Center)

I4 Making Bail: Criminal Justice Debt (Beg.)

Rachel Goodman (ACLU), Katherine Hubbard (Civil Rights Corps), & Ted Mermin (Public Good Law Center)

I5 Settlement Conferences and Private Mediations: Practical Considerations from A to Z (Int.)

Justin Baxter (Baxter & Baxter LLP) & Paul Mengedoth (Mengedoth Law, PLLC)

10:15am-11:30am

BREAKOUT J

J1 Introduction to the New GSE Flex Modification (Beg.)

Alys Cohen (NCLC), Belinda Lau (Mobilization for Justice), & Geoff Walsh (NCLC)

J2 Successfully Handling Cases in which the Car was Leased (Int.)

Thomas Domonoske (Consumer Litigation Associates), Cary Flitter (Flitter Milz, PC), & Jon Sheldon (NCLC)

J3 Challenging Government (In)action: A Primer on the APA (Beg.)

Julie Murray (Public Citizen)

J4 FCRA Developments II: Regulatory & Caselaw Updates (Int.)

Thomas Oschervitz (CFPB), Anthony Rodriguez (CFPB), Richard Rubin (Law Office of Richard J. Rubin), & Susan Camp Stocks (CFPB),

J5 Ethics and Technological Competence (Beg.)

Kristin Kemnitzer (Kemnitzer Barron & Krieg, LLP), Dave Maxfield (Dave Maxfield Attorney, LLC), & Ariana Tadler (Milberg, LLP)

11:45am-1:30pm

NCLC Awards Luncheon *Sponsored by RSM*

1:45pm-3:15pm

BREAKOUT K

K1 Caselaw Updates on RESPA and TILA Servicing Litigation (Int./Adv.)

Sarah Mancini (NCLC) & John Rao (NCLC)

K2 Changing the Student Loan Landscape: Recent Developments in Federal Student Loan Policy & Practice (Int./Adv.)

Abby Shafroth (NCLC) & Jen Wang (The Institute for College Access and Success)

K3 Reverse Mortgage Servicing & Reasonable Accommodations of Borrowers with Disabilities (Int./Adv.)

Jennifer Levy (JASA Legal Services for the Elderly) & Sarah White (Connecticut Fair Housing Center)

K4 Fair Debt Collection Practices Act Developments (Adv.)

Carolyn Carter (NCLC), Dave Philipps (Philipps & Philipps, Ltd), & Richard Rubin (Law Office of Richard J. Rubin)

K5 Case Management, Selection & Practice Models (Beg./Int.)

SaraEllen Hutchinson (Law Office of SaraEllen Hutchinson, PLLC)

3:00pm-5:30pm

Consumer Class Action Symposium Registration

3:15pm-4:00pm

Course Levels: ABC || Beg.—Beginner || Int.—Intermediate || Adv.—Advanced || All Levels

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Closing Plenary featuring Ira Rheingold (NACA), Lauren Saunders (NCLC), and Paul Bland (Public Justice)—*Sponsored by Mike P. Malakoff, PC*

Close of Main Conference, Class Action Symposium Begins

4:30pm-5:30pm

Consumer Class Action Symposium (separate registration required)

Organizers: Charles Delbaum (NCLC), Stuart Rossman (NCLC)

6:30pm-8:30pm

Consumer Class Action Symposium Cocktail Reception –*Sponsored by Scott Owens, P.A. and the Law Office of Bret Lusskin, Esq.*

Sunday, November 19, 2017

7:00am-8:30am

Registration for Consumer Class Action Symposium

7:30am-3:00pm

Exhibitor Tables

7:00am-8:30am

Breakfast for Consumer Class Action Symposium--*Sponsored by PNC*

8:30am-12:00pm

Consumer Class Action Symposium

10:00am-10:15am

Consumer Class Action Symposium Refreshment Break—*Sponsored by KCC*

12:00pm-1:15pm

Consumer Class Action Symposium Luncheon--*Sponsored by American Legal Claims*

1:15pm-3:00pm

Consumer Class Action Symposium

Breakout Session Tracks

Mortgage Track

A1: Mapping Injustice

B1: Discovery Issues in Mortgage Servicing and Foreclosure Litigation

C1: New Mortgage Servicing Rules under RESPA and TILA

D1: Non-Negotiable Notes and Foreclosure

E1: TILA/RESPA Integrated Disclosure ABCs

F1: Looking for Fair Lending Claims in Mortgage and Foreclosure Cases

F2: Legislative and Litigation Strategies for Responding to PACE (Property Assessed Clean Energy) Loans

F3: Land Installment Contracts: Legislative Strategies & Reprise on Litigation

G1: FHA Loss Mitigation for Beginners

G3: Real Property Valuation Matters

Course Levels: ABC || Beg.—Beginner || Int.—Intermediate || Adv.—Advanced || All Levels

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H1: Mortgage Contract Claims
I1: TILA/RESPA Integrated Disclosure Claims and Remedies
J1: Introduction to the New GSE Flex Modification
K1: Caselaw Updates on RESPA and TILA Servicing Litigation
K3: Reverse Mortgage Servicing & Reasonable Accommodations of Borrowers with Disabilities

Practice Track

A3: Using CFPB & Publicity Available Resources to Show Willfulness
A5: Working with Others: Partnerships, Law Firms & Co-Counseling
A6: Intro to Class Actions I
B3: Tricks & Traps in the Rules of Civil Procedure: What Every Successful Litigator Must Know
B5: Pro Bono for Fun, Profit, and Fulfillment
B6: Intro to Class Actions II
C5: Tax Issues in Consumer Law
D2: Maximizing Compensatory and Punitive Damages
D5: Consumer Justice for Immigrants
E5: Federal Discovery: Winning your Cases Early
F2: Legislative and Litigation Strategies for Responding to PACE (Property Assessed Clean Energy) Loans
F5: Class Action Roundtable
G2: Do these FTC Rules Apply to Attorneys?
G5: Legal Services Roundtable
H3: Bankruptcy Basics: When Can Bankruptcy Help your Consumer Client?
H5: Policy Advocacy in Red and Purple States
I5: Settlement Conferences and Private Mediations: Practical Considerations from A to Z
J3: Challenging Government (In)action: A Primer on the APA
J5: Ethics and Technology Competence
K5: Case Management, Selection, & Practice Models

Debt Defense & FDCPA Track

A4: Fair Debt Collection Practices Act Claims Arising from Landlord/Tenant Cases
B4: Identifying Affirmative Claims in Debt Defense Cases
C4: Fair Debt Collection Practices Act ABCs
D3: Debt Collection Industry Practices
E4: Debt Buyer Litigation
G2: Do these FTC Rules Apply to Attorneys?
I4: Making Bail: Criminal Justice Debt
K4: Fair Debt Collection Practices Act Developments

TCPA Track

D6: Introduction to TCPA Litigation
F6: Maximizing Value of Individual TCPA Cases
G6: TCPA Updates
H6: TCPA Discovery Issues

Auto Track

A2: State Retail Installment Sales Acts: Finding Claims and Avoiding Pitfalls
B2: Dealer Add-Ons in Car Sales

Course Levels: ABC || Beg.—Beginner || Int.—Intermediate || Adv.—Advanced || All Levels

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F4: Car Cases and Legal Aid
H2 ABCs of Car Cases
J2: Successfully Handling Cases in which the Car was Leased

Credit Track

C3: Payday and Installment Loans: State and Federal Updates
E1: TILA/RESPA Integrated Disclosure ABCs
I1: TILA/RESPA Integrated Disclosure Claims and Remedies

FCRA Track

D4: FCRA ABCs for Legal Services and Employment Lawyers
E3: Getting the Key Docs in your FCRA Case
G4: Specialty Consumer Reporting Agencies and Public Records
H4: FCRA Developments I: Litigation
I3: FCRA Report Disclosures: Issues and Litigation
J4: FCRA Developments II: Regulatory & Caselaw Updates

Student Loan Track

C2: Intro to Federal Student Loans: Income-Driven Repayment Plans and Loan Forgiveness
E2: Private Student Loans for Borrowers & the State of the Marketplace
I2: Developing Evidence for School Misconduct Cases
K2: Changing the Student Loan Landscape: Recent Developments in Federal Student Loan Policy and Practice

Bankruptcy Track

H3: Bankruptcy Basics: When Can Bankruptcy Help your Consumer Client?

Ethics Track

A5: Working with Others: Partnerships, Law Firms & Co-Counseling
B5: Pro Bono for Fun, Profit, and Fulfillment
G2: Do These Rules Apply to Attorneys?
J5: Ethics and Technology Competence

Course Levels: ABC || Beg.—Beginner || Int.—Intermediate || Adv.—Advanced || All Levels

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