

# KMK Law Annual Legal Update Agenda

Thursday, December 7, 2023

HILTON CINCINNATI NETHERLAND PLAZA (35 W. FIFTH STREET, CINCINNATI), PAVILLION ROOM

## » 11:30 a.m. - 11:35 a.m.

### Welcome

Lunch will be available until 12:45 p.m.

### Master of Ceremonies:



**Shannon D. Lawson**

*Business Representation & Transactions Partner*  
KMK Law

## » 11:35 a.m. - 12:20 p.m.

### Top Cases Every Attorney Should Know This Year

*CLE 0.75 hours (General)*

This presentation will focus on recent decisions that impact the business community, specifically: (a) supreme court decisions or appellate court cases docketed for supreme court review; (b) appellate and district interpretation of recent supreme court decisions; and (c) state supreme court decisions or decisions generating commentary.

### Speakers:



**Bethany P. Recht**

*Mass Tort/Litigation Partner*  
KMK Law



**Benjamin G. (Ben) Stewart**

*Litigation Partner*  
KMK Law

## » 12:20 p.m. - 1:05 p.m.

### Professionalism in the Courtroom: A view from the Ohio Supreme Court

*CLE 0.75 hours (Professional Conduct)*

Justice DeWine will provide do's and don'ts for attorneys on effective courtroom practice. His presentation will draw on recent examples from cases in the Ohio Supreme Court as well as in other courts. He will provide practical tips for use in courtroom advocacy as well in briefing.

### Speaker:



**Justice Patrick DeWine**

*Supreme Court Justice*  
The Supreme Court of Ohio

## » 1:05 p.m. - 1:15 p.m.

### Break

## » 1:15 p.m. - 1:45 p.m.

### Responding to Governmental Inquiries: What are Your Options?

*CLE 0.50 hours (General)*

This presentation will provide an overview of the types of requests and demands you may receive from a governmental investigative entity, such as the U.S. Department of Justice and the U.S. Securities and Exchange Commission, as well as the options available in responding to those requests/demands and other best practices. Andrew Barras will discuss strategies in dealing with subpoenas and civil investigative demands received from the government, the proper manner in engaging the governmental investigators, determining how the government views your role in the investigation, and how to limit the scope of what you are required to provide, as well as preventive measures you can take in limiting your exposure and the likelihood of receiving a governmental inquiry.

### Speaker:



**Andrew B. Barras**

*Litigation Partner*  
KMK Law

## » 1:45p.m. - 2:30 p.m.

### Ohio Case Law Update - 2023

*CLE 0.75 hours (Professional Conduct)*

Justice Fischer will review Ohio matters and recent Ohio case law related to both professionalism and ethics. The presentation will include voluntary audience participation and dialogue, covering lawyer disciplinary cases from the past year, and will discuss with the audience the issues practicing lawyers might want to consider based on those cases.

### Speaker:



**Justice Patrick Fischer**

*Supreme Court Justice*  
The Supreme Court of Ohio

## » 2:30 p.m. - 2:45 p.m.

### Are you Ready? Corporate Transparency Act Reporting & Compliance

*CLE 0.25 hours (General)*

The beneficial ownership reporting requirements of the Corporate Transparency Act go into effect January 1, 2024. All legal entities that have been formed or conduct business in the U.S., including through subsidiaries, and their legal advisors, should be aware of the rule, its requirements and compliance deadlines. Allie Westfall will outline who must report, what information they must report, when they must report, and the penalties for violating the reporting requirements.

### Speaker:



**Allison A. (Allie) Westfall**

*Business Representation & Transactions Partner*  
KMK Law



# KMK Law Annual Legal Update Agenda

Thursday, December 7, 2023

HILTON CINCINNATI NETHERLAND PLAZA (35 W. FIFTH STREET, CINCINNATI), PAVILLION ROOM

2:45 p.m. - 3:15 p.m.

## Update on Federal Jurisdiction over Wetlands

CLE 0.5 hour (General)

The recent Supreme Court decision in *Sackett v. EPA* is resulting in regulatory changes to the Clean Water Act and determinations of federally protected streams and wetlands. The presentation will outline how these changes in federal jurisdiction will impact the acquisition and development of properties containing streams and wetlands. We will discuss how projects which previously required costly mitigation, stream and wetland buffers, and construction plans to avoid impacts, can now be more easily pursued, post-*Sackett*.

### Speakers:



**James C. Kezele**  
Environmental/Real Estate Partner  
KMK Law



**Bozana L. Lundberg**  
Environmental/Real Estate Of Counsel  
KMK Law

3:15 p.m. - 3:25 p.m.

Break

3:25 p.m. - 3:55 p.m.

## Family Office Planning and Recent Developments Regarding Qualified Small Business Stock

CLE 0.5 hour (General)

While family offices have been around for years, we have recently seen an uptick in their creation and usage. Dan Fales will explore the benefits of family offices which are causing this growth, as well as important legal and tax considerations in connection with the establishment and use of family offices.

TW Langevin will provide an overview of qualified small business stock, the basic requirements to qualify, and recent pitfalls surrounding business restructurings with qualified small business stock and future planning opportunities.

### Speakers:



**R. Daniel (Dan) Fales**  
Business Representation & Transactions Partner | CPA  
KMK Law



**Thomas W. (TW) Langevin**  
Business Representation & Transactions Partner  
KMK Law

3:55 p.m. - 4:55 p.m.

## Balancing Ethics and Innovation: AI's Role in Law

CLE 1.0 hours (Professional Conduct)

Join us for a thought provoking discussion on how to navigate AI complexities from an ethical perspective. AI has become a valuable tool to assist attorneys in improving efficiency and quality in legal services. We will review topics such as confidentiality, privacy, and data security, ensuring accuracy in legal work, and combating bias and unfairness in algorithms. We will also cover case law which provides important guidance on the use of AI in legal practice.

### Moderator:



**Daniel E. (Dan) Izenzon**  
Litigation Partner  
KMK Law

### Panelists:



**Stacy A. Cole**  
Business Representation & Transactions Partner | CIPP/US, CIPP/E, CIPM  
KMK Law



**Brian P. Muething**  
Litigation Partner  
KMK Law



**Kendra Ramirez**  
CEO  
KR Digital Agency

4:55 p.m. - 5:00 p.m.

## Conclusion/CLE Wrap-Up

### Speaker:



**Shannon D. Lawson**  
Business Representation & Transactions Partner  
KMK Law