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Featured Presentation:
Life in Lakewood

Back in Cleveland!

Eminent Domain Conference

Trends and New Developments in the Law

April 4-5, 2005 • The Ritz-Carlton Hotel • Cleveland

Who Should Attend:

- Attorneys
 - Legal Staff
 - Appraisers
 - Real Estate Professionals
 - Developers
 - Judges
 - Consultants
 - Engineers
 - Builders
 - Planners
 - Landowners
 - Public Entity Representatives
- ...and anyone who is potentially affected by eminent domain issues!

Since 1996, over 5,000 people have attended CLE International's Eminent Domain Conferences around the nation. Here's what they are saying:

"The best eminent domain education that can be obtained in two days. Great update on recent, pending cases." —**Austin**

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Don't Miss This Opportunity To:

- ✓ Hear Updates on the Most Recent Developments that Are Important to Your Practice
- ✓ Get a Balanced Perspective from Condemnors and Property Owners
- ✓ Leave the Conference Knowing that Both Your Time and Money Have Been Well Spent



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Register Online at www.cle.com or Call (800) 873-7130
Conference Schedule and Speaker Biographies Inside



conference **schedule**

Eminent Domain

Monday, April 4

Tuesday, April 5

- 8:30 Registration
- 9:00 **Introduction and Welcome**
Regional Economic Development: Eminent Domain as a Tool?
William Jacobs, Esq., Program Co-Chair
Thompson Hine, Cleveland
- 9:15 **Economic Development and the Proper Public Purpose—A Panel Presentation**
Is Economic Development a Proper Public Purpose?
Statutory and Case Law Developments
William Jacobs, Esq., Program Co-Chair
- Trends in Redevelopment Cases**
Public Taking for Private Gains
Mary Forbes Lovett, Esq.
Cowden, Humphrey, Nagorney & Lovett, Cleveland
- 10:30 Morning Break
- 10:45 **Ethics**
Considerations for the Eminent Domain Practitioner
Geoffrey Stern, Esq.
Kegler, Brown Hill & Ritter, Columbus
- 11:45 Lunch Break
- 1:15 **The Legislative Processes Authorizing Eminent Domain—A Panel Presentation**
Relocation Payments
Understanding the Basics
Linde Hurst Webb, Esq.
Hetzer & Webb, Sylvania
- Temporary Takings**
Insight and Analysis of the Procedural and Valuation Issues
Timothy Duff, Esq.
Taft, Stettinius & Hollister, Cleveland
- 2:30 Afternoon Break
- 2:45 **The Legislative Processes Authorizing Eminent Domain—Continued**
Issues for Municipal Law Directors
How Cities Control Their Own Destiny
Charles Riehl, Esq.
Walter & Haverfield, Cleveland
- 4:00 **Environmental Damages**
Tort or Taking?
Richard Makowski, Esq.
Principal Assistant Attorney General
Transportation Section, Office of Attorney General, Cleveland
- 4:45 Questions and Answers—A Panel Presentation
Members of the Faculty
- 5:00 Adjourn

- 9:00 **Overview of Day Two**
Case Studies and Competing Uses
Steven Kaufman, Esq., Program Co-Chair
Thompson Hine, Cleveland
- 9:15 **Life in Lakewood: West End Development Case Study—A Panel Presentation**
A Rocky Road to Redevelopment on the Rocky River
Mayor Thomas George, Lakewood
Bert Gall, Esq., Staff Attorney
Institute for Justice, Washington, DC
Craig Miller, Esq.
Ulmer & Berne, Cleveland
- 10:45 Morning Break
- 11:00 **Appraisals and Valuations In Eminent Domain Proceedings—A Panel Presentation**
What You Don't Know About Your Expert's Appraisal Report
It Can Really Hurt You
Anthony Mollica, MAI, ASA, CRE
Anthony Mollica & Associates, Columbus
- When Are Changes in Access or Traffic Flow Compensable?**
The General Rules; Exceptions and/or Conflicting Rules
Gus Shihab, Esq., PE, and
Robert Mann, Esq., Of Counsel
Shihab & Associates, Columbus
- 12:30 Lunch Break
- 2:00 **Clashes Over Competing Uses for the Same Land for Development—A Panel Presentation**
The I-X Center Case
Case Study; Trial Strategies and Techniques for Your Practice
Steven Kaufman, Esq., Program Co-Chair
William Jacobs, Esq., Program Co-Chair
- City of Euclid Church/Housing Dispute**
Analysis of a Hometown Dispute
Chris Frey, Esq., Law Director
City of Euclid
- 3:15 Afternoon Break
- 3:30 **Clashes Over Competing Uses for the Same Land for Development—Continued**
Section 1983 Actions and Inverse Condemnation
What You Need to Know
James McCarthy, III, Esq.
Katz, Teller, Brant & Hild, Cincinnati
- 4:30 Questions and Answers—A Panel Presentation
Members of the Faculty
- 4:45 Adjourn

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Property Tax Appeals
March 11, Denver

Golf & Resort Development
March 17-18, Naples
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April 28, Atlanta

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April 29, San Francisco
Appraisal of Real Estate
May 13, Tampa

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Eminent Domain

meet your faculty

Program Co-Chairs

William Jacobs has experience in complex civil litigation, including eminent domain, airport and other commercial land use matters. He represented the City of Cleveland in an eminent domain action by the City of Brook Park concerning the expansion of the Cleveland Hopkins International Airport on the I-X Center property.

Steven Kaufman is a Partner and Member of the Executive Committee of his firm. He has a diverse litigation background and extensive trial experience in state and federal courts, including a wide variety of civil litigation matters. He is a Life Member of the Judicial Conference of the Eighth Judicial District and served as President of the Cleveland Bar Association.

Bert Gall litigates property rights, school choice, economic liberty and other constitutional cases. Before coming to the Institute for Justice, he spent two years in private practice at a large firm in Charlotte, where he worked on a wide variety of commercial litigation cases. After law school, he clerked for Judge Karen Williams of the U.S. Court of Appeals for the Fourth Circuit.

Mayor Thomas George took office as Lakewood's Chief Executive in 2004, after 16 years of service as a Lakewood City Councilman. His government career includes positions with the Cuyahoga County Office of Employment and Training; Ohio Department of Highway Safety; Ohio Attorney General's Cleveland Office; and the Cuyahoga County Board of Elections.

Timothy Duff is involved in commercial and business litigation, employment law and public law. Previously, he served as a Judicial Clerk for the Honorable Leo M. Spellacy and the Honorable John V. Corrigan, both of the Court of Appeals of Ohio, Eighth Appellate District.

Mary Forbes Lovett is a principal and head of her firm's real estate practice. She has developed a national reputation for the firm's work representing developers in the restoration and adaptive reuse of urban properties.

Chris Frey is the Law Director for the City of Euclid and an adjunct professor of law at Case Western Reserve University's College of Law. Formerly, Chris served both as Assistant Prosecuting and Supervising Appeals Attorney for Cuyahoga County.

Richard Makowski represents the Ohio Department of Transportation in eminent domain actions; defense of inverse condemnation actions; injunctions against highway projects and land appropriations; and defense of "environmental justice" civil rights claims arising from the construction of highway projects.

Robert Mann is an Honored Member of *Strathmore's Who's Who*, practicing in the area of eminent domain. He is a former President of the Worthington Mens Club, a non-profit civic organization; former President of Network Professionals, Muirfield, Ohio, Chapter; and former Treasurer of Misty Meadows Civic Association.

James McCarthy, III, has represented numerous professional businesses in commercial litigation, including trademark, copyright, intellectual property, eminent domain, tax valuation and dissolution of partnerships. He is a former Chief Trial Counsel in Cincinnati's Office of the City Solicitor.

Craig Miller served eight years as Director of Law and Chief Assistant Director of Law for the City of Cleveland. In private practice, he represents major corporations in corporate headquarters relocations involving complex public and private financing; represents municipalities and regional public agencies in public law matters; and counsels and represents governmental entities and private property owners in all aspects of eminent domain proceedings.

Anthony Mollica is one of the few appraisers who is designated as a Real Estate and Business Appraiser, and as a Counselor of Real Estate. He has been active in the valuation field for 40 years, including participation as a witness in over 700 court proceedings. He has been published in *The Appraisal Journal* and has served as adjunct faculty at a number of universities.

Charles Riehl divides his practice between private client representation for the firm's Litigation Group and municipal representation for its Public Law Group. Private clients include a salaried retirees association and various business enterprises. In his municipal practice, he serves as Law Director of the City of Hudson, and the Villages of Cuyahoga Heights, Richfield and Gates Mills, Ohio. He has formerly served as the Law Director of Shaker Heights and Solon.

Gus Shihab is a former highway engineer of the Ohio Department of Transportation, Chairperson of the Highway Safety Planning Committee of Ohio's Safety Management System, and a former Chairperson of the Legislative Committee of the Institute of Transportation Engineers.

Geoffrey Stern assists clients with professional responsibility and ethics issues, including legal malpractice, litigation management and appellate work. He served as Disciplinary Counsel of the Supreme Court of Ohio from 1993-1997 and is a member and past chairman of the Ohio Bar Committee on Legal Ethics/Professional Conduct.

Linde Hurst Webb is a former Chair for the Ohio Supreme Court Board of Commissioners on Grievances and Discipline, and a former Assistant Attorney General for the Department of Transportation. Her practice includes eminent domain, real estate, probate and guardianship law.

conference information

Continuing Education Credit (MCLE/Real Estate)

MCLE: This course has been approved by the Ohio Supreme Court Commission on Continuing Legal Education for 12 MCLE credit hours, including one hour of ethics.

Appraisers/Real Estate: This course meets the requirements for 12 hours of appraiser and 12 hours of real estate credit.

Planners: The course meets the requirements for 12 hours of AICP/CPDP credit.

CLE INTERNATIONAL is an approved provider in all states having mandatory CLE requirements. For accreditation in other jurisdictions or disciplines, please contact Brian Fineberg at **CLE INTERNATIONAL** at (303) 377-6600 or brian@cle.com.

Registration

Advance registration is recommended, and you are encouraged to mail in your registration early. Or simply call in your registration or homestudy order to (800) 873-7130, fax the Registration/Order Form to (303) 321-6320, visit www.cle.com, or e-mail your registration to registrar@cle.com. Full payment is due at time of registration. Walk-in registrations will be subject to space availability. Please call **CLE INTERNATIONAL** at (303) 377-6600 if you require any special accommodations.

Conference Location and Accommodations

The Conference will be held at the Ritz-Carlton Hotel, 1515 West Third Street, Cleveland, OH 44113. For room reservations and special rates, please call Community World Travel at (888) 724-0500, or visit www.communityworldtravel.com.

Tuition

The tuition fee of \$595 per person includes attendance at all sessions, course materials, continental breakfasts and coffee breaks. **CLE INTERNATIONAL** offers special rates for 501(c)(3) organizations, full-time judges, and law students.

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Sponsorship Information

Sponsorship and exhibition opportunities are still available. For more information, please contact Sarah Neenan, Marketing Coordinator, at (303) 377-6600, or sarah@cle.com.

Course Materials

Each registrant will receive a set of materials prepared by the speakers especially for this Conference which will serve as a valuable future reference. The course materials alone are available for \$95 plus \$10 shipping and handling.

Homestudy Package

CLE INTERNATIONAL also offers a complete audio transcript of the Conference (including all course materials) for \$595 plus \$10 shipping and handling. This course may qualify for homestudy credit.

Cancellation Policy

Full tuition refunds (less a \$50 administrative charge) will be given only if notice of cancellation is received by 5:00 p.m. MST on the Monday preceding the Conference. Substitutions may be made at any time.

About CLE INTERNATIONAL

CLE INTERNATIONAL, a leading provider of continuing education, has been presenting high-quality professional education programs nationwide since 1983.

CLE International Program Attorney:
Bo Willsey, bo@cle.com

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Back in Cleveland!

Eminent Domain Conference

When Police Power Conflicts With the Takings Clause

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Register Today!

Update on Ohio Eminent Domain Law • Trends in Redevelopment

Relocation Payments • Ohio "Quick Takes"

Temporary Takings • Section 1983 Actions and Inverse Condemnation

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