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3rd Annual Conference!

Recreation & Adventure Program Law & Liability

April 28-29, 2005 • Adam's Mark Hotel • Downtown Denver

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Who Should Attend:

- Attorneys and Legal Staff
 - Board Members
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 - Risk Managers
 - Insurance Professionals
 - Outfitters
 - Guides
 - Camp, Resort and Guest Ranch Representatives
 - Ski Area Professionals
 - Kayaking, Rafting and Snowmobile Operators
 - Climbing Gym Personnel
- ...and anyone involved in recreation and adventure programs!

Here's What Past Attendees Are Saying...

"Great quality of speakers. Pertinent topics. Great to meet other professionals who are dealing with the same issues that we are."

"This was an excellent seminar! Topics, materials and speakers were excellent."

"The seminar was very informative in addition to provoking many questions and ideas. I was highly impressed with the seminar and look forward to attending in the future."

"One of the most interesting CLE's I've been to."

"I thought the Conference was very good from the aspect that several different professions were in attendance—very well done."

Don't Miss This Opportunity To:

- ✓ Hear Updates on the Most Recent Developments that Are Important to Your Profession
- ✓ Receive a Free Three-month Subscription to the *Outdoor Recreation Law Review*
- ✓ Attend a Private Reception, Sponsored By ...



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

Thursday, April 28

Friday, April 29

- 8:30 Registration
- 8:55 **Welcome and Introduction**
Catherine Hansen-Stamp, Esq., Program Co-Chair
Golden, CO
- 9:00 **Law 101**
Negligence and Factors That Influence the Duty of Care;
Defenses to Negligence Claims, Including Primary and Secondary
Assumption of Risks
Charles R. (Reb) Gregg, Esq., Program Co-Chair
Houston, TX
Catherine Hansen-Stamp, Esq., Program Co-Chair
- 10:00 Morning Break
- 10:15 **Program Policies and Practices**
Training, Equipment, Documentation and More
Arthur B. (Boots) Ferguson, Jr., Esq.
Holland & Hart, Aspen, CO
- 11:00 **Hot Topics in Program Management—
A Panel Presentation**
Public Land Access, International Programming,
Transportation and Other Issues
Christopher Barnes, Executive Director
High Mountain Institute, Leadville, CO
Drew Leemon, Risk Management Director
National Outdoor Leadership School (NOLS), Lander, WY
Dale Whyte, Director of Programs
Outward Bound West, Golden, CO
- 12:00 Q&A Panel
Members of the Faculty
- 12:15 Lunch Break
- 1:30 **Staffing Issues**
Vicarious Liability, Employees vs. Independent Contractors,
Volunteers, Off-Duty Employees, and Wage & Hour Law
James V. Pearson, Esq.
Pearson, Horowitz, Poskus & Burnett, Denver, CO
- 2:15 **Medical Issues in Outdoor Programming**
Collection of Medical Information, Screening and Field Matters
Deb Ajango, Director
SafetyEd: Safety Education for Outdoor and Remote Work Environments
Eagle River, AK
- 3:00 Afternoon Break
- 3:15 **Hot Legal Topics**
An Update on Current Cases: Issues with Minors,
Assumption of Risks, Premises Liability and Other Issues
Jim Moss, Esq., Editor
Outdoor Recreation Law Review, Golden, CO
James V. Pearson, Esq.
- 4:15 **Insurance Update**
A Look at What the Industry Is Doing
Frank Freeman, Senior Vice President, Branch Manager
MountainGuard Insurance Program
Willis of New Hampshire, Salt Lake City, UT
- 5:00 Q&A Panel
Members of the Faculty
- 5:15 **Adjourn to Reception Sponsored By:**

- 8:55 **Overview of Day Two**
Charles R. (Reb) Gregg, Esq., Program Co-Chair
Houston, TX
- 9:00 **Past, Present and Future:
50 Years of Skiing and Recreation Law**
Peter W. Rietz, Esq.
The Rietz Law Firm, Dillon, CO
Defendant and Plaintiffs' Perspectives: Point/Counterpoint
Peter W. Rietz, Esq.
James H. Chalats, Esq.
Chalats Hatten Law Offices, Denver, CO
Evolution of Assumption of Risks—A Roundtable Discussion
Peter W. Rietz, Esq.
James H. Chalats, Esq.
Catherine Hansen-Stamp, Esq., Program Co-Chair
- 10:30 Morning Break
- 10:45 **Use of Written Participant Agreements
and Protection from Claims**
Release, Indemnity, Assumption of Risks, Dealing with Minors
and Other Matters
Tracey L. Knutson, Esq.
Knutson & Associates, Anchorage, AK
- 11:30 Q&A Panel
Members of the Faculty
- 11:45 Lunch Break
- 1:00 **Outdoor Recreation Case Study:
You Be the Judge**
An Interactive/Small Group Discussion of a Scenario
Based on a Current Case
Moderator:
Charles R. (Reb) Gregg, Esq., Program Co-Chair
- 1:45 **Litigation Issues**
Lessons from the Courtroom
Glendon L. Laird, Esq.
White and Steele, Denver, CO
Tracey L. Knutson, Esq.
- 2:45 Afternoon Break
- 3:00 **Legal and Ethical Issues After the Accident**
A Panel Discussion
Moderator:
Charles R. (Reb) Gregg, Esq., Program Co-Chair
Drew Leemon, Risk Management Director
Deb Ajango, Director
Peter W. Rietz, Esq.
- 4:00 Q&A Panel
Members of the Faculty
- 4:15 Adjourn



**Recreation & Adventure
Program Law & Liability**

meet your **faculty**

<p>Program Chairs</p> <p>Charles R. (Reb) Gregg specializes in outdoor recreation matters and general litigation. He has served as legal counsel to the National Outdoor Leadership School since the late 1970s and is a frequent speaker in the outdoor recreation industry. He was former co-editor of the <i>Outdoor Education & Recreation Law Quarterly</i> and is a contributing author to the <i>Outdoor Recreation Law Review</i>.</p> <p>Catherine Hansen-Stamp consults with and advises recreation and adventure providers and related organizations on legal liability and risk management issues. She speaks and writes on these issues both regionally and nationally. She was former co-editor of the <i>Outdoor Education & Recreation Law Quarterly</i> and is a contributing author to the <i>Outdoor Recreation Law Review</i>.</p>	<p>Arthur B. (Boots) Ferguson, Jr., focuses on all aspects of recreation and resort development law, including risk management, employment, contract and land use issues. He is special counsel to the Colorado Ski Country U.S.A., and he serves on the Board of Directors of the American Mountain Guides Association.</p> <p>James H. Chalot is widely regarded as the nation's leading plaintiff's lawyer in ski accident law. A trial lawyer with 27 years' courtroom experience in Colorado, he has also tried cases in Wyoming, New York, Michigan, Virginia and Kansas.</p> <p>Frank Freeman is responsible for the western operations of Willis' national ski program. He also co-manages the national program and is very involved in all aspects of ski resort exposure.</p> <p>Tracey L. Knutson represents heli-ski, kayaking, rafting and hiking companies in risk management and litigation matters. She was closely involved in the successful defense of the State of Alaska in <i>McCubbins v. State of Alaska</i>, a case arising out of a diving accident at one of the State's recreation areas.</p> <p>Glendon L. Laird is one of the most experienced trial lawyers with his firm, having tried more than 50 jury trials. His practice includes extensive trial experience in several areas, including recreational and ski area defense litigation.</p>	<p>Drew Leemon has been with NOLS for over 27 years. His positions have included Instructor and Manager. He has held the position of Risk Management Director since 1996. He is the past chairman of the Wilderness Risk Managers Committee.</p> <p>Jim Moss is the Editor of the <i>Outdoor Recreation Law Review</i>, which is an online legal resource for the outdoor recreation and fitness industry. He is also a risk management consultant and attorney.</p> <p>James V. Pearson has over 25 years of experience in business law and management and he is routinely retained to defend claims arising from the adventure travel and tourism industries. He is Chairman of the Adventure Travel Society.</p> <p>Peter W. Rietz specializes in ski industry and sports-related litigation. He was a counsel of record for the United States Ski Association in the Colorado Supreme Court cases <i>Cooper v. Aspen Skiing Company</i> and <i>Graven v. Vail Resorts</i>.</p> <p>Dale Whyte has been working around education, adventure and service for 25 years. She convened the planning group and facilitated the effort that resulted in the "Rocky Mountain School of Expeditionary Learning" – one of the premier showcase Expeditionary Learning Schools in America.</p> <p>CLE INTERNATIONAL Program Attorney: Laura Terlisner Mehew, laura@cle.com.</p>
<p>Deb Ajango is self-employed in the area of safety education. Her company specializes in helping organizations develop risk management and emergency action plans. It also conducts safety audits, helps with curriculum development and facilitates wilderness medicine workshops and classes.</p> <p>Christopher Barnes is co-founder and Executive Director of the High Mountain Institute in Leadville, Colorado. HMI's defining program is the Rocky Mountain Semester, a 4-month long wilderness and academic program for high school juniors.</p>		

conference **information**

<p>Continuing Education Credit MCLE: This course has been accredited by the Colorado Board of Continuing Legal and Judicial Education for a maximum of 14 hours of credit, including one hour of ethics. For accreditation in other jurisdictions or disciplines, please call CLE INTERNATIONAL at (303) 377-6600.</p> <p>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 (303) 377-6600, fax the Registration/Order Form to (303) 321-6320, register online at 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.</p> <p>About CLE International CLE INTERNATIONAL, a leading provider of continuing education, has been presenting high-quality professional education programs nationwide since 1983. CLE INTERNATIONAL is a recognized sponsor by the Colorado Board of Continuing Legal and Judicial Education, and in every state with mandatory continuing legal education requirements.</p>	<p>Conference Location and Accommodations The Conference will be held at the Adam's Mark Hotel, 1550 Court Place, Denver, CO 80202. For room reservations and special rates, please call Community World Travel at (303) 316-4833 or (888) 724-0500 (outside Denver), or visit www.communityworldtravel.com.</p> <p>Tuition The tuition fee of \$595 per person includes attendance at all sessions, course materials, continental breakfasts, coffee breaks, Thursday's reception and a complimentary three-month subscription to the <i>Outdoor Recreation Law Review</i>. Government employees may attend at the special rate of \$495 per person. CLE INTERNATIONAL also offers special rates for 501(c)(3) organizations, full-time judges and law students.</p> <p>Save When Two or More Register Save \$200 or more with our multiple registrant discount! Tuition is only \$495 per person for two or more from the same firm.</p> <p>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.</p>	<p>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.</p> <p>Home Study Package CLE INTERNATIONAL also offers a complete audio transcript of the Conference (including all course materials) for \$595 plus \$10 shipping and handling. This package has been approved for self-study credit by the State of Colorado Supreme Court Board of Continuing Legal and Judicial Education.</p> <p>Cancellation 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 Friday preceding the Conference. Substitutions may be made at any time.</p> <p>Outdoor Recreation Law Review All registrants will receive at no charge a three-month subscription to this excellent monthly online newsletter, covering all aspects of outdoor recreation law. Note to subscribers: If you already subscribe to <i>Outdoor Recreation Law Review</i>, you may instead receive a three-month subscription to <i>SNEWS</i>.</p>
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