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4th Annual Conference!

Recreation & Adventure Program Law & Liability

April 3-4, 2006 • Four Points by Sheraton Southeast • Denver

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 - 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 providing recreation and adventure programs!



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Program Co-Chairs



Catherine Hansen-Stamp, Esq.



Charles R. (Reb) Gregg, Esq.

Featuring Speakers From:

**National Outdoor Leadership School (NOLS)
Student Conservation Association
Colorado Ski Country USA • National Ski Areas Association
Outward Bound • SafetyEd
Stratus Insurance Services • Gillingham & Associates
... and some of Colorado's top recreation and adventure
liability law firms!**

Conference Sponsor:



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



Monday, April 3

Tuesday, April 4

- 8:30 Registration and Continental Breakfast
- 8:55 **Welcome and Introduction**
Catherine Hansen-Stamp, Esq., Program Co-Chair
Golden, CO
- 9:00 **Important Legal Doctrines in the Recreation and Adventure Industry**
Reminders and New Insights Regarding Pertinent Legal Principles
Charles R. (Reb) Gregg, Esq., Program Co-Chair
Houston, TX
Catherine Hansen-Stamp, Esq., Program Co-Chair
- 10:00 Morning Break
- 10:15 **Current Administration Issues**
Transportation, Programming, Crisis Management, Staffing and Access to Public Lands
Drew Leemon, Risk Management Director
National Outdoor Leadership School (NOLS), Lander, WY
Kurt A. Merrill, National Director of Risk Management
Student Conservation Association, Charlestown, NH
- 11:15 **Litigation Issues**
Reaction to Administrative Issues and Lessons from the Courtroom
Glen L. Laird, Esq.
White & Steele, Denver, CO
James V. Pearson, Esq.
Pearson, Horowitz, Poscus & Burnett, Denver, CO
James H. Chalot, Esq.
Chalot Hatten Law Offices, Denver, CO
- 12:15 Lunch Break
- 1:30 **Recreation/Adventure Equipment Issues**
Liability and Risk Management Issues for Product Sellers, Renters and Service Providers
Arthur B. (Boots) Ferguson, Jr., Esq.
Holland & Hart, Aspen, CO
- 2:15 **Learning from the Ski Industry**
Recent Lessons
Melanie Mills, Esq.
Executive Vice President of Public Policy
Colorado Ski Country USA, Denver, CO
Geraldine Link, Esq., Director of Public Policy
National Ski Areas Association, Lakewood, CO
- 3:15 Afternoon Break
- 3:30 **Program Policies and Practices**
Putting Operations Issues in Their Legal Liability Context
Tracey L. Knutson, Esq.
Knutson & Associates, Girdwood, AK
- 4:15 **Employment Issues**
Discussion of the Escalation of ADA, Sexual Assault, Sexual Harassment and Discrimination Claims
Laura L. Horton, Esq.
Horton & Lines, Chatsworth, CA
Frances Turner Mock, Esq.
Outward Bound National Risk Management Committee, Durham, NC
- 5:15 Q&A Panel
Members of the Faculty
- 5:30 **Adjourn to Private Reception Sponsored by Stratus Insurance Services**

- 8:00 Continental Breakfast
- 8:25 **Overview of Day Two**
Charles R. (Reb) Gregg, Esq., Program Co-Chair
- 8:30 **Medical and Suitability Issues**
Who Bears the Burden of Determining Suitability and How Do They Make that Burden Reasonable?
Deb Ajango, Founder
SafetyEd: Safety Education for Remote Work Environments
Eagle River, AK
- 9:15 **Use of Written Participant Agreements**
Providing Information, Release, Indemnity, Assumption of Risks, Dealing with Minors and Other Issues
Catherine Hansen-Stamp, Esq., Program Co-Chair
- 10:00 Morning Break
- 10:15 **Ethics Panel**
Legal, Risk Management and Ethical Issues Post Incident—What to Do and What Not to Do When Things Go Really Wrong
Peter W. Rietz, Esq.
Rietz Law Firm, Dillon, CO
Drew Leemon, Risk Management Director
Frances Turner Mock, Esq.
Moderator: Charles R. (Reb) Gregg, Esq., Program Co-Chair
- 11:30 **Mountain Bike Trial Case Study**
Discussion and Audience Participation in a Live Case Scenario—Relevant Legal Doctrines and Lessons Learned in a Lawsuit
Peter W. Rietz, Esq.
- 12:15 Lunch Break
- 1:30 **Insurance Issues—The State of the Industry**
Coverage Issues, Rates and Prominent Claims Areas
Brett Van Leeuwen, President
Stratus Insurance Services, American Fork, UT
Tom Gillingham, CEO
Gillingham & Associates, Westminster, CO
Ed Schirik, President
Schirik & Associates Insurance, Rock Hill, NY
- 2:30 Afternoon Break
- 2:45 **The Federal Agency Perspective**
Legal Liability, Access, New Regulations, Permitting and Other Issues for Service Providers Using Public Lands
Debra Hecox, Esq.
U.S. Department of the Interior, Lakewood, CO
Kenneth Pitt, Esq.
U.S. Department of Agriculture's Office of General Counsel, Denver, CO
- 3:45 **Industry Standards & Practices**
Their Implications and Their Impact on the Industry
Sylvia Dresser, Executive Director
Association for Challenge Course Technology, Deerfield, IL
Bill Zimmermann, Executive Director
Climbing Wall Association, Boulder, CO
- 4:45 Q&A Panel
Members of the Faculty
- 5:00 Evaluations and Adjourn

<p>Program Co-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 he is a frequent speaker in the outdoor recreation industry.</p> <p>Catherine Hansen-Stamp focuses her practice on representing recreation and adventure providers, and related organizations on legal liability and risk management issues. She speaks and writes frequently on these issues, both regionally and nationally.</p>	<p>Debra Hecox focuses her practice on operations authorized in the National Park Service Concessions Management Improvement Act of 1998, including concession contracts and commercial use authorizations in parks in the Intermountain and Midwest Regions of the National Park Service.</p> <p>Laura L. Horton has extensive experience defending sport and recreational liability cases in numerous jurisdictions and has published articles on waiver and releases and the assumption of risk doctrine.</p> <p>Tracey L. Knutson focuses her practice on recreation and adventure sports defense. She has an extensive background in insurance defense litigation, defending oil field companies, native housing authorities, insurers, outdoor recreation and adventure or sports entities.</p> <p>Glen L. Laird is an experienced trial attorney. His practice includes the areas of general civil trials, bad faith insurance defense, personal injury defense, product liability, environmental law, recreational and ski area defense litigation.</p> <p>Drew Leemon has been with his organization for over 25 years. Since 1996, he has been the Risk Management Director. He is the past chairman of the Wilderness Risk Managers Committee (WRMC) and is the leader of the WRMC's Adventure Program Incident Data Reporting Project.</p> <p>Geraldine Link has directed public policy and in-house legal affairs for the past eight years. Previously, she was an attorney with the law firm of Arnold & Porter for five years, where she specialized in environmental and natural resources law and corporate litigation.</p> <p>Kurt A. Merrill has been an outdoor educator and administrator for over 15 years. He has written numerous articles on risk management topics and is the co-editor of the most recent volume of the <i>Adventure Program Risk Management Report</i>.</p> <p>Melanie Mills has worked extensively on public lands issues. She lobbies Colorado lawmakers and regulators on behalf of the Colorado ski industry and has been a key player in the adoption of Colorado's minor releases law and of amendments to the Colorado Ski Safety Act.</p>	<p>Frances Turner Mock advises Outward Bound and other clients on issues related to liability release forms, contracts, insurance, and appropriate responses to potential claims and lawsuits.</p> <p>James V. Pearson has 25 years of experience in business law, outdoor recreation and business management. He is Chairman of the Adventure Travel Society and previously served as a contributing editor for <i>Adventure Travel Business Magazine</i>.</p> <p>Kenneth Pitt specializes in air and water quality issues, law enforcement, fire management, oil and gas, recreation, special use authorizations, and grants and agreements.</p> <p>Peter W. Rietz focuses his practice on defending sports and recreation cases and represents most of the ski resorts in Colorado. He is special counsel to the National Ski Areas Association and has been counsel of record on a number of seminal recreation cases.</p> <p>Ed Schirick is a specialist in the risk and insurance issues facing children's camps, adventure businesses and outfitters and guides. He provides insurance brokerage, risk management and insurance consulting services.</p> <p>Brett Van Leeuwen has been involved in providing specialized insurance programs, particularly in the educational and outdoor industries since 1989. His company is currently endorsed by the Climbing Wall Association, the ACCT, the AEE, the OIA, and the Sporting Goods Manufacturing Association.</p> <p>Bill Zimmerman is currently Executive Director of his organization. He has participated in standards development initiatives for organizations such as the ACCT and the AEE.</p> <p>CLE International Program Coordinator: Julie Nolan, julie@cle.com.</p>
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conference **information**

<p>Continuing Education Credit</p> <p>MCLE: This course has been accredited by the Colorado Board of Continuing Legal and Judicial Education for a maximum of 16 hours credit, including one hour of ethics.</p> <p>CLE INTERNATIONAL is an approved provider in all states having mandatory continuing legal education requirements.</p> <p>For accreditation in other jurisdictions or disciplines, please contact Jill Shannon at (800) 873-7130 or jill@cle.com.</p> <p>Registration</p> <p>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 form to (303) 321-6320, email your registration to registrar@cle.com, or register online at www.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>Reserve Your Room Early</p> <p>The Seminar will be held at the Four Points by Sheraton Denver Southeast, 6363 East Hampden Avenue, Denver, CO 80222. To secure your space and get the best rate, please call Community World Travel at (888) 724-0500 or visit www.communityworldtravel.com.</p> <p>Tuition</p> <p>The tuition fee of \$595 per person (\$495 for government employees, 501(c)(3) organizations, full-time judges, law students and paralegals) includes attendance at all sessions, course materials, continental breakfasts, coffee breaks and Monday's reception.</p> <p>Save When Two or More Register</p> <p>Save \$200 or more with our multiple registrant discount! Tuition is only \$495 per person for two or more from the same firm (\$395 for government employees, 501(c)(3) organizations, full-time judges, law students and paralegals).</p> <p>About CLE International</p> <p>CLE INTERNATIONAL, a leading provider of continuing education, has been presenting high-quality professional education programs nationwide since 1983.</p>	<p>Course Materials</p> <p>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>Homestudy Package</p> <p>CLE INTERNATIONAL also offers a complete audio transcript of the Conference (including all course materials) for \$595 plus \$10 shipping and handling. This package qualifies for homestudy credit.</p> <p>Cancellation</p> <p>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.</p> <p>Sponsorship Information</p> <p>Sponsorship and exhibition opportunities are still available. For more information, please contact Melissa Dafni, Marketing Coordinator, at (303) 377-6600 or melissa@cle.com.</p>
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**New Insights Regarding Legal Doctrines
Current Administration Issues • Teachings from the Courtroom
Operations Issues in the Legal Liability Context
Lessons Learned from the Ski Industry
Equipment Issues • Employment Matters
Medical and Suitability Concerns • Written Participant Agreements
Legal, Risk Management and Ethical Issues Post Incident
Mountain Bike Trail Case Study • State of the Insurance Industry
Thoughts from Federal Agencies • Industry Standards and Practices**



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