



**Thank you for joining us in Portland, Oregon for the 39th annual
AALA Agricultural Law Education Symposium!**

Our program reflects our Pacific Northwest location but also focuses on major federal and state issues. Attendees may earn 3 CLE credits for Thursday and 12 -14 credits of CLE (including 2 hours ethics) for Friday-Saturday. Our two day symposium is headquartered at the Portland Marriott Downtown Waterfront. We are once again offering a Thursday afternoon “off-site” CLE for those who wish to attend; our venue this year is the A to Z Wineworks / REX HILL, in nearby Newberg.

We will begin our regular programming Friday morning, October 26, and we are thrilled to have three featured speakers, **Alexis Taylor**, Director of the Oregon Department of Agriculture, and **Helena Bottemiller Evich** senior food and agriculture reporter for POLITICO Pro for our morning session. Friday morning’s program also features a plenary panel discussion regarding U.S. Trade Agreements and Trade Policy with U.S. trade and commodity association leaders. **USDA’s Principal Deputy General Counsel Stephen Vaden** will speak last on the program Friday afternoon.

Our popular “Ag Law Updates” are once again offered, with 3 updates on Friday and 3 updates on Saturday morning. Our update speakers will cover new developments in Agri-finance and Bankruptcy, Agricultural Taxation, Environment and Natural Resources, Water and Land Use, Food, and Federal Policy Issues, including the Farm Bill.

Concurrent panel sessions (24) on Friday and Saturday are organized by five themes: In-House/Corporate Counsel; Private Practitioners; Food Law; Policy; and Ethics.

Saturday’s programming concludes with a plenary panel discussion regarding Sustainability in Agriculture and the attorney’s role, as well as an interesting Legal Ethics session concerning cannabis production and the legalization of medical and/or recreational marijuana in an increasing number of states, and the legal ethics implications for attorneys.

By popular demand, Friday’s schedule includes “lunch on your own” to give our attendees time to explore Portland without sacrificing time to earn continuing legal education credits.

We want to thank our generous sponsors, which provide invaluable support to the AALA as we offer our 39th annual educational symposium.

We are glad to have you participate in Portland! ~ President-Elect Amber Miller

2018 AALA Annual Agricultural Law Educational Symposium Agenda

Wednesday, October 24, 2018

3:00 pm **Orientation for New and Current AALA Board Members** *Pearl Room*

Thursday, October 25, 2018

WiFi password is “*klgatesdiamondaala*”.

WIFI is generously supported by AALA’s Diamond Sponsor K&L Gates

9:00 am – 11:00 am	Registration for Thursday CLE Participants , Portland Marriott Downtown Waterfront Hotel Lobby. Thursday attendees who pre-ordered lunches may pick them up at 10:30 am.
8:30 am – 5:00 pm	Farm Bureau LINC Attorney meeting Dunn Carney LLP, 851 SW 6th Ave #1500, Portland, OR 97204
9:30 am – 11:00 am	National Association of State Departments of Agriculture attorney meeting Pearl Room
<p><i>Cultivating Clients and Seeking Solutions for “New” Agriculture Pre-Conference Winery Tour and CLE A to Z Wineworks / REX HILL in Newberg, Oregon</i></p> <p>Sponsored by:</p> <p><i>*Davis Wright Tremaine LLP</i> <i>*National Agricultural Law Center *Ohio State University, Wright Endowment</i> <i>*Oregon State Bar Association Agricultural Law Section</i></p>	
11:30 am	Bus Departs for Off-site CLE * Meet Bus 11 am - Lobby of Portland Marriott Downtown
12:30 pm	Tour of A to Z Wineworks / REX HILL
1:15 pm	What is the Economic Outlook for “New” Agriculture? <i>Peggy Hall, Ohio State University</i>
1:30 pm	Legal Case Studies in “New Agriculture” <i>Facilitator: Harrison Pittman, National Agricultural Law Center</i>
1:45 pm – 4:15	Key Legal Issues Attorneys Should Know About: <ol style="list-style-type: none"> 1. Alcohol Production <i>Jeff Giametta, Davis Wright Tremaine LLP, Portland, OR</i> 2. Agritourism and Alternative Land Uses <i>Elaine Albrich, Davis Wright Tremaine LLP, Portland, OR</i> 3. Workforce Procurement for Ag Businesses <i>Brandon E. Davis, Phelps Dunbar LLP, New Orleans, LA</i> <p><i>Followed by Panel Discussion with Presenters</i></p>
4:15 pm	Wine Tastings
5:00 pm	Bus Departs for Portland Marriott Downtown Waterfront
5:00 – 7:30 pm Mt. Hood Foyer	Registration for All Attendees , Portland Marriott Downtown Waterfront 1401 SW Naito Parkway, Portland, OR 97201
6:30 – 7:30 pm Mt. Hood Room	Welcome Reception for all Attendees , Portland Marriott Downtown Waterfront <i>Sponsor: Dunn Carney LLP</i>
7:30 pm – 10 pm	Hospitality Suite (<i>all attendees welcome</i>), <i>Presidential Suite Room 1619, hosted by Dunn Carney LLP</i>

Friday, October 26, 2018 – Portland Marriott Downtown Waterfront

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7:00 am – 8:15 am Ballroom Foyer	Breakfast <i>Sponsor: Faegre Baker Daniels LLP</i>			
7:00 am – 4:30 pm Ballroom Foyer	Registration Open			
7:00 am – 5:00 pm	Hospitality Suite (<i>all attendees welcome</i>), <i>Presidential Suite Room 1619, hosted by Dunn Carney LLP</i>			
7:15 am – 8:15 am Salon E/F	Welcome – Amber Miller, AALA Session #1: Ag Law Updates <ul style="list-style-type: none"> • Tax Law – Kristine Tidgren, Director, Center for Agricultural Law & Taxation, Iowa State University • Ag Finance – Jeffrey Peterson, Partner, Gray Plant Mooty • Land Use and Resource Law – Jesse Richardson, Professor, West Virginia University College of Law 			
8:15 am – 8:45 am Salon E/F	Session #2: Food and Ag Policy in the Trump Era Helena Bottemiller Evich, Politico PRO			
8:45 am – 9:15 am Salon E/F	Session #3: Issues in Oregon Agriculture – Alexis Taylor, Director of Agriculture <ul style="list-style-type: none"> • Introduction – Brandy Sargent, K&L Gates, Chairperson of the Oregon State Bar Agricultural Law Section 			
9:15 am – 9:30 am Ballroom Foyer	Networking Break <i>Sponsor: Crenshaw, Dupree & Milam, LLP, Lubbock, Texas</i>			
9:30 am – 10:45 am Salon E/F	Session #4: International Trade Law – How Big is the Target on Agriculture’s Back? <ul style="list-style-type: none"> • Craig Morris, Vice President, International Marketing, National Pork Board, Des Moines, IA • Jaime Castaneda, Senior Vice President, Strategic Initiatives and Policy, National Milk Producers Federation, Arlington, VA • John Gilliland, Senior Counsel, Akin Gump Strauss Hauer & Feld LLP, Washington, D.C., Counsel for National Cotton Council • <i>Moderator: Bill Gillon, President & CEO, Cotton Board</i> 			
Session # 5 Concurrent Breakouts	Salon E/F	Salon A/B	Salon C/D	Salon G/H
10:45 am – 11:45 am	Planning for the Next Generation: New Strategies for Farm and Ranch Succession Planning	Advising Farms and Ranches on Employment Law Issues: Harassment, Discrimination, and Retaliation	Exploring Legalized Adult-Use Cannabis in Oregon	Trends in Consumer Litigation: Exploring Claims, Defenses, and Liability Risks in Consumer Suits Against Food Companies
11:45 pm – 1:45 pm	Lunch on Your Own			
11:45 am – 1:45 pm	AALA Committee Meetings			

	• Membership. • Distance Education			
Session #6 Concurrent Breakouts	Salon E/F	Salon A/B	Salon C/D	Salon G/H
1:45 pm – 2:45 pm	Environmental Due Diligence in Farmland Transactions	Challenges and Considerations of Negotiating an Ag Lending Intercreditor Agreement	The National Flood Insurance Program and Agriculture: Is the Flood of Regulation Coming?	Cautionary Tales in Product Labeling and Marketing
2:45 pm – 3:00 pm Ballroom Foyer	Networking Break <i>Sponsor: Brick Gentry P.C., Des Moines, Iowa</i>			
3:00 pm – 5:00 pm Salon I	Student Competition – Salon I <i>Sponsored by: James Bradbury PC; Stephanie Bradley Fryer; Elizabeth Burns-Thompson; Ryan Conklin; Anne “Beth” Crocker; Drew Kershen in memory of Philip Harris; Donald Uchtmann; University of Arkansas Global Campus/Arkansas Food and Agricultural Law LL.M. Program; University of Maryland Agricultural Law Education Initiative; Andrew Varcoe; The Waggoner Law Firm; and Wright and Moore PC.</i>			
Session # 7 Concurrent Breakouts	Salon A/B	Salon E/F	Salon C/D	Salon G/H
3:00 pm – 4:00 pm	Farmland Deals – Title and Survey Diligence	Ethical Considerations for Lawyers Concerning Multi-State Agricultural Operations	A Guide to Crop Insurance by the USDA – RMA	Seaweed, Kelp & Other Aquaculture Products: Legal Issues with Cultivation and Production as Food Sources
4:00 pm – 4:30 pm Salon E/F	AAALA Business Meeting and AAALA Awards Presentations			
4:30 pm – 5:00 pm Salon E/F	Session # 8: Featured Speaker: The Honorable Stephen Vaden Principal Deputy General Counsel, U.S. Department of Agriculture			

5:00 pm – 7:00 pm



Reception - Stoel Rives LLP

30th Floor Balcony

760 SW 9th Ave #3000, Portland, OR
97205

(15-minute walk or short cab/Uber/Lyft
ride)

Sponsor: *Stoel Rives LLP*

7:00 pm – 10 pm

Hospitality Suite (*all attendees welcome*), *Presidential Suite Room 1619, hosted by
Dunn Carney LLP*

Saturday, October 27, 2018 – Portland Marriott Downtown WaterfrontWiFi password is “*klgatesdiamondaala*”.

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7:00 am – 12:00 pm Ballroom Foyer	Registration Open			
7:00 am – 8:15 am Ballroom Foyer	Breakfast <i>Sponsored by: Kirton McConkie</i>			
7:00 am – 8:15 am <i>Presidential Suite Room 1619</i>	New Member Voodoo Donut Welcome Breakfast <i>Sponsored by: AALA Membership Committee</i>			
8:00 am – 9:00 am Salon F	Session #9: Ag Law Updates <ul style="list-style-type: none"> • Food Law – Susan Schneider, Director, LLM Program in Agricultural and Food Law, University of Arkansas School of Law • Environmental Law – Anthony Schutz, Professor, Nebraska College of Law • Farm Bill – David Grahn, Associate General Counsel, Farm Credit Administration 			
Session # 10 Concurrent Breakouts	Salon F	Salon G/H	Salon I	Mt. Hood
9:00 am – 10:15 am	Wetlands and Water – How to Avoid Drowning in Red Tape	Can Agriculture Keep on Trucking?	What Farmers and Ranchers Need to Know About Navigable Waters and Agriculture	Where’s the Beef? Hot Topics in the Regulation of Food Disruptors: Lab-Created Protein and Gene Editing— What You Need to Know
10:15 am – 10:30 am Ballroom Foyer	Networking Break <i>Sponsor: Drake University Agricultural Law Center</i>			
Session # 11 Concurrent Breakouts	Salon F	Salon G/H	Salon I	Mt. Hood
10:30 am – 11:45 am	Practitioner’s Environmental Law Review, Focusing on Defense Strategies	Agribusiness, OSHA, & Beyond: An Examination of Workplace Safety Regulations and Labor Law	Building Strong Rural Partnerships by Empowering Tribal Agriculture Self- Governance	FSMA Implementation Update
11:45 am – 1:00 pm Salon E	Networking Luncheon & Student Recognition <i>Sponsored by: Farm Bureau (American Farm Bureau Federation, Arkansas Farm Bureau, California Farm Bureau, Illinois Farm Bureau, Indiana Farm Bureau, Kansas Farm Bureau, Michigan</i>			

	<i>Farm Bureau, Mississippi Farm Bureau, North Carolina Farm Bureau, and Texas Farm Bureau)</i>			
Session # 12 Concurrent Breakouts	Salon F	Salon G/H	Salon I	Mt. Hood
1:00 – 2:15 pm	Hot Topics in Endangered Species Act Litigation	How Consumer Trends are Driving Changes on Livestock Farms	Perspectives on Conservation and Leased Farmland <i>Sponsored by the Bock Ag Law & Policy Program, University of Illinois and The Nature Conservancy</i>	Current Issues in Food Labeling & Trademarks
2:15 – 3:15 pm Salon F	Session #13: Sustainability in Agriculture – Legal & Policy Considerations for Economic and Community Development <ul style="list-style-type: none"> • Neil Hamilton, Drake University School of Law • Sam Tannahill, A to Z Wineworks • Tony Dal Ponte, Pacific Seafood • Elise Golan, USDA, Director for Sustainable Development • Brett Kaysen, National Pork Board, Assistant Vice President, Sustainability 			
3:15 pm – 4:15 pm Salon F	Session # 14: Legal Ethics and Marijuana <ul style="list-style-type: none"> • Drew Kershen, University of Oklahoma College of Law • Jesse Richardson, West Virginia University College of Law 			
4:15 pm	Adjourn			
4:15 pm – 5:15 pm Eugene Room	Member Discussion with the Board			

See you next year November 7 - 9, 2019
Key Bridge Marriott, Arlington VA (on the Potomac River just west of Washington, DC)
for the 40th Annual AALA Educational Symposium and Anniversary Celebration