



**Please join us in Portland, Oregon for the 39<sup>th</sup> 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. Online registration for the Symposium is available on our website, [www.aglaw-assn.org](http://www.aglaw-assn.org). Our two day symposium is headquartered at the Portland Marriott Downtown Waterfront. For more information on the hotel, including the AALA block of rooms, please visit this [link](#). 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 two confirmed 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" will once again be 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 39<sup>th</sup> annual educational symposium.

We look forward to seeing you in Portland! ~ President-Elect Amber Miller

## 2018 AALA Annual Agricultural Law Educational Symposium Agenda

**Wednesday, October 24, 2018**

**TBD**                      **Orientation for New and Current AALA Board Members**

**Thursday, October 25, 2018**

WiFi password is "klgatesdiamondaala".

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

<b>9:00 am – 11:00 am</b>	<b>Registration</b> , Portland Marriott Downtown Waterfront Hotel Lobby
<b>8:30 am – 5:00 pm</b>	<b>Farm Bureau LINC Attorney meeting</b> Pearl Room
<b>9:30 am – 11:00 am</b>	<b>National Association of State Departments of Agriculture attorney meeting</b> Hawthorne/Belmont/Laurelhurst Room
<b><i>Cultivating Clients and Seeking Solutions for "New" Agriculture</i></b> <b><i>Pre-Conference Winery Tour and CLE</i></b> <b><i>A to Z Wineworks / REX HILL in Newberg, Oregon</i></b> <i>Sponsored by:</i> <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>	
<b>11:30 am</b>	<b>Bus Departs for Off-site CLE</b> <b>* Meet Bus - Lobby of Portland Marriott Downtown</b> <b>* Box Lunch Available – Order by Tuesday, October 23, 2018</b>
<b>12:30 pm</b>	<b>Tour of A to Z Wineworks / REX HILL</b>
<b>1:15 pm</b>	<b>What is the Economic Outlook for "New" Agriculture?</b> <i>Peggy Hall, Ohio State University</i>
<b>1:30 pm</b>	<b>Legal Case Studies in "New Agriculture"</b> <i>Facilitator: Harrison Pittman, National Agricultural Law Center</i>
<b>1:45 pm – 4:15</b>	<b>Key Legal Issues Attorneys Should Know About:</b> <ol style="list-style-type: none"> <li><b>1. Alcohol Production</b> <i>Jeff Giametta, Davis Wright Tremaine LLP, Portland, OR</i></li> <li><b>2. Agritourism and Alternative Land Uses</b> <i>Elaine Albrich, Davis Wright Tremaine LLP, Portland, OR</i></li> <li><b>3. Workforce Procurement for Ag Businesses</b> <i>Brandon E. Davis, Phelps Dunbar LLP, New Orleans, LA</i></li> </ol> <i>Followed by Panel Discussion with Presenters</i>
<b>4:15 pm</b>	<b>Wine Tastings</b>
<b>5:00 pm</b>	<b>Bus Departs for Portland Marriott Downtown Waterfront</b>
<b>5:00 – 7:30 pm</b> Mt. Hood Foyer	<b>Registration</b> , Portland Marriott Downtown Waterfront 1401 SW Naito Parkway, Portland, OR 97201
<b>6:30 – 7:30 pm</b> Mt. Hood Room	<b>Welcome Reception for all Attendees</b> , Portland Marriott Downtown Waterfront <i>Sponsor: Dunn Carney LLP</i>
<b>7:30 pm – 11 pm</b>	<b>Hospitality Suite</b> (all attendees welcome), Presidential Suite Room 1619, hosted by Dunn Carney LLP

Revised September 17, 2018

## Friday, October 26, 2018 – Portland Marriott Downtown Waterfront

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

<b>11:45 pm – 1:45 pm</b>	<b>Lunch on Your Own</b>			
<b>11:45 am – 1:45 pm</b>	<b>AALA Committee Meetings</b> <ul style="list-style-type: none"> <li>• Membership.</li> <li>• Distance Education</li> <li>• Marketing</li> </ul>			
<b>Session #6 Concurrent Breakouts</b>	<b>Salon A/B</b>	<b>Salon C/D</b>	<b>Salon G/H</b>	<b>Salon I</b>
<b>1:45 pm – 2:45 pm</b>	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
<b>2:45 pm – 3:00 pm</b> Ballroom Foyer	<b>Networking Break</b> <i>Sponsor: Brick Gentry P.C., Des Moines, Iowa</i>			
<b>3:00 pm – 5:00 pm</b> Portland Room	<b>Student Competition</b> <i>Sponsored by: James Bradbury PC; Drew Kershen; 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>			
<b>Session # 7 Concurrent Breakouts</b>	<b>Salon A/B</b>	<b>Salon C/D</b>	<b>Salon G/H</b>	<b>Salon I</b>
<b>3:00 pm – 4:00 pm</b>	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
<b>4:00 pm – 4:30 pm</b> Salon E/F	<b>AALA Business Meeting and AALA Awards Presentations</b>			
<b>4:30 pm – 5:00 pm</b> Salon E/F	<b>Session # 8: Featured Speaker:</b> The Honorable Stephen Vaden Principal Deputy General Counsel, U.S. Department of Agriculture			

<p><b>5:00 pm – 7:00 pm</b></p>	<div data-bbox="435 117 956 1041" data-label="Image"> </div> <p><b>Reception - Stoel Rives LLP</b>  <b>30<sup>th</sup> Floor Balcony</b>          760 SW 9th Ave #3000, Portland, OR 97205          (15-minute walk or short cab/Uber/Lyft ride)</p> <p><b><i>Sponsor: Stoel Rives LLP</i></b></p>
<p><b>7:00 pm – 11 pm</b></p>	<p><b>Hospitality Suite</b> <i>(all attendees welcome), Presidential Suite Room 1619, hosted by Dunn Carney LLP</i></p>

## Saturday, October 27, 2018 – Portland Marriott Downtown Waterfront

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<b>7:00 am – 12:00 pm</b> Lower Level 1	<b>Registration Open</b>			
<b>7:00 am – 8:15 am</b> Ballroom Foyer	<b>Breakfast</b> <i>Sponsored by: Kirton McConkie</i>			
<b>8:00 am – 9:00 am</b> Salon E	<b>Session #9: Ag Law Updates</b> <ul style="list-style-type: none"> <li>Food Law – Susan Schneider, Director, LLM Program in Agricultural and Food Law, University of Arkansas School of Law</li> <li>Environmental Law – Anthony Schutz, Professor, Nebraska College of Law</li> <li>Farm Bill – David Grahn, Associate General Counsel, Farm Credit Administration</li> </ul>			
<b>Session # 10</b> <b>Concurrent Breakouts</b>	<b>Salon A/B</b>	<b>Salon C/D</b>	<b>Salon G/H</b>	<b>Salon I</b>
<b>9:00 am – 10:15 am</b>	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
<b>10:15 am – 10:30 am</b> Ballroom Foyer	<b>Networking Break</b> <i>Sponsor: Drake University Agricultural Law Center</i>			
<b>Session # 11</b> <b>Concurrent Breakouts</b>	<b>Salon A/B</b>	<b>Salon C/D</b>	<b>Salon G/H</b>	<b>Salon I</b>
<b>10:30 am – 11:45 am</b>	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
<b>11:45 am – 1:00 pm</b> Salon F	<b>Networking Luncheon &amp; Student Recognition</b> <i>Sponsored by: Farm Bureau</i> <i>(American Farm Bureau Federation, California Farm Bureau, Illinois Farm Bureau, Indiana Farm Bureau, Kansas Farm Bureau, Michigan Farm Bureau, Mississippi Farm Bureau, North Carolina Farm Bureau, and Texas Farm Bureau)</i>			

Session # 12 Concurrent Breakouts	Salon A/B	Salon C/D	Salon G/H	Salon I
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 &amp; Policy Program, University of Illinois and The Nature Conservancy</i>	Current Issues in Food Labeling & Trademarks
2:15 – 3:15 pm Salon E	<b>Session #13: Sustainability in Agriculture – Legal &amp; Policy Considerations for Economic and Community Development</b> <ul style="list-style-type: none"> <li>• Neil Hamilton, Drake University School of Law</li> <li>• Sam Tannahill, A to Z Wineworks</li> <li>• Tony Dal Ponte, Pacific Seafood</li> <li>• Elise Golan, USDA, Director for Sustainable Development</li> <li>• Brett Kaysen, National Pork Board, Assistant Vice President, Sustainability</li> </ul>			
3:15 pm – 4:15 pm Salon E	<b>Session # 14: Legal Ethics and Marijuana</b> <ul style="list-style-type: none"> <li>• Drew Kershen, University of Oklahoma College of Law</li> <li>• Jesse Richardson, West Virginia University College of Law</li> </ul>			
4:15 pm	<b>Adjourn</b>			
4:15 pm – 5:15 pm Salon E	<b>Member Discussion with the Board</b>			

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