

MCLE Information

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ANNUAL CONSTRUCTION SEMINAR

**CALIFORNIA'S
RIGHT TO REPAIR ACT:
Claims, Defenses, and
Applicability**

Friday
April 25
2014

Walnut
Creek
Marriott

CALIFORNIA'S RIGHT TO REPAIR ACT: Claim, Defenses, and Applicability

Friday, April 25, 2014 • Walnut Creek Marriott • 2355 North Main Street, Walnut Creek, CA 94596

12:30 pm – 1:30 pm

Registration

1:30 pm – 1:35 pm

Introduction and Seminar Overview

• Jill Lifter, *Ryan & Lifter*

1:35 pm – 2:50 pm

Nuts and Bolts: Making and Responding to Claims

This session will address the purpose of the statutory scheme, what starts the ball rolling for a claim to be made, the applicable standards, time limits applicable to the pre-litigation procedures, recoverable damages, and Calderon / SB-800 coordination.

- Randy Paul, *Partner with Berding & Weil*
- Kory Phillips, *Clapp, Moroney, Bellagamba, Vucinich, Beeman & Scheley*
- Elizabeth Nunez, *Trial Attorney in the Law Offices of Timothy R. Wagner, Staff Counsel for AIG*
- Tim Stokes, *Principal in Richard Avelar & Associates and Reconstruction Services*

2:50 pm – 3:05 pm

Break

3:05 pm – 4:05 pm

Post-Claim Litigation

What happens when the pre-litigation procedures are unsuccessful (or not followed)? This session will address the prerequisites to filing a lawsuit, stay of an action pending compliance with pre-litigation procedures, defenses to the complaint and the developer's cross-complaint, and arbitration provisions in governing documents for HOAs.

- J. Kevin Moore, *Partner with Poole & Shaffery*
- Randy Paul, *Partner with Berding & Weil*
- Elizabeth Nunez, *Trial Attorney in the Law Offices of Timothy R. Wagner, Staff Counsel for AIG*
- Jon Zimmerman, *Senior Partner with Robinson & Wood*

4:05 pm – 4:15 pm

Break

4:15 pm – 5:30 pm

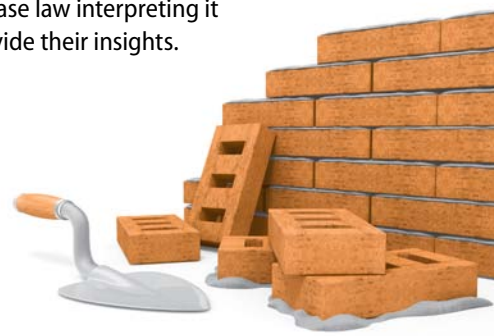
Applicability of the Act

To what claims does the Act apply? The statutory language and recent case law interpreting it will be discussed. The panelists will also discuss looming issues and provide their insights. Questions from the audience will be addressed, time permitting.

- J. Kevin Moore, *Partner with Poole & Shaffery*
- Randy Paul, *Partner with Berding & Weil*
- Jon Zimmerman, *Senior Partner with Robinson & Wood*
- Elizabeth Nunez, *Trial Attorney in the Law Offices of Timothy R. Wagner, Staff Counsel for AIG*

5:30 pm – 6:30 pm

ADCNCN Members & Seminar Attendee Reception



Association of Defense Counsel of Northern California and Nevada

2520 Venture Oaks Way, Suite 150 • Sacramento, CA 95833

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CA's Right to Repair Act: Claims, Defenses and Applicability • 4/25/14 • Walnut Creek, CA

Registration Fees: ADCNCN Member – \$290 Non-Member Attorney – \$390 Non-Attorney – \$190 Non-Attorney (5+ from same company) – \$170/person

Register Online at www.adcncn.org

Attendee: _____ State Bar # _____

Firm: _____

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Cancellations: Registrant must cancel in writing at least one week prior to the seminar. Refunds less \$50 processing fee.

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