

"Mediation and the Effect of *Alfieri v. Solomon*," Oregon State Bar Business Litigation Section CLE

Panel Discussion
March 15, 2017
Portland, OR

Sponsored by the OSB Business Litigation Section.

This CLE program will detail the history and impact of the Oregon Supreme Court's *Alfieri v. Solomon* decision, which answered the issue of first impression: to what extent do the confidentiality provisions of Oregon's mediation statutes prevent a client from offering evidence of attorney communications in a subsequent malpractice action against the attorney?

Moderated by mediator Richard Spier, a panel comprising Joseph Arellano and Mark McCulloch will offer diverse perspectives and analysis of this landmark case, with the insights not only of counsel for both plaintiff and defense in malpractice actions, but also from a mediator's point of view as well. Topics will include: (a) the holding in *Alfieri* and its impact on Oregon lawyers and their clients; (b) confidentiality rules before, during, and after mediation; (c) best practices for lawyers advising their clients before, during, and after mediation; (d) uncertainties after *Alfieri*; and (e) possible ethical obligations imposed by *Alfieri*.

Event Details: This will take place on March 15, 2017, at 5:00 p. m. (5:00-5:30, no host cocktails and hors d'oeuvres; 5:30-6:30, CLE program) at the [Red Star Tavern](#), 503 SW Alder Street, Portland, OR 97204. The OSB Business Litigation Section is applying for 1 hour of CLE Ethics Credit for this program.

Registration: \$20 section members; \$25 non-members; \$5 for law students and 2016/2017 admittees; Judges are free. For RSVP information and additional details, visit the [OSB website](#). Registration is also available at the door, space permitting.

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Guest Speakers:

Joseph Arellano, Garvey Schubert Barer

Mark M. McCulloch, Farleigh Wada Witt

Moderator: Richard G. Spier, Mediator