



Co-sponsored by the
MSBA Computer & Technology Law Section
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All New!

THE 2012

COMPUTER & TECHNOLOGY LAW INSTITUTE

A Jam-Packed Agenda Featuring 5 Cutting-Edge
Plenaries and 4 Outstanding Breakout Options

Sessions include:

- 1 Search Engines and Social Networks – Privacy Enforcement Update and Implications
- 2 Cyber-Attacks: Real Threats to Commercial Entities
- 3 What Every Tech Lawyer Needs to Know about the Business Ecosystem in Minnesota
- 4 Mobile Apps – 3 Sessions Including Breakout Options on Managing the Transactional Elements in the Mobile App Lifecycle and on Digital Forensic Realities
- 5 Attn: Tech Lawyers – The Export Control Laws Affect More Clients Than You Think
- 6 The AIA, New gTLDs, Apple, Google and More – Your Essential “Tech Law Year in Review”

And more!

Thursday, October 25, 2012
Minnesota CLE Conference Center
600 Nicollet Mall, Suite 370
Third Floor City Center, Minneapolis

SCHEDULE

8:30 – 8:50 a.m.

CHECK-IN & CONTINENTAL BREAKFAST

8:50 – 9:00 a.m.

WELCOME & INTRODUCTION

9:00 – 10:00 a.m.

Privacy and Security Enforcement Surrounding Search Engines and Social Networks – U.S. and International Regulatory News, Trends and Implications

“FTC Approves Final Settlement With Facebook.” “Google Will Pay \$22.5 Million to Settle FTC Charges it Misrepresented Privacy Assurances to Users of Apple’s Safari Internet Browser.” “FTC Seeks Comments on Additional Proposed Revisions to Children’s Online Privacy Protection Rule.” These are three press release titles out of the Federal Trade Commission – a sample from just one month (August 2012) out of just one agency. The FTC’s actions in this area are big, but not the end of the story. This session explores the latest news, trends and implications in this dynamic area of the law. Your presenter is privacy expert Brian Hengesbaugh, a former special counsel in the U.S. Department of Commerce, who helped develop and implement the U.S. government’s domestic and international policy in the area of privacy and electronic commerce.

- *Brian L. Hengesbaugh*

10:00 – 10:45 a.m.

Cyber-Attacks: Real Threats to Commercial Entities

This program explores the latest developments regarding actual external and internal cyber-attacks on commercial entities, plus potential threats – including both government-sponsored and internal ones – that loom. Your session presenters include an FBI special agent and a former federal prosecutor, now in private practice. This is a must-attend session for lawyers to ensure that your work for clients doesn’t compromise their security, helps them better protect themselves from these ever-evolving threats, and assists with an effective response if breached.

- *W. Anders Folk*
- *Lizabeth M. Lehrkamp*

10:45 – 11:00 a.m.

BREAK

11:00 – 11:45 a.m.

Does Minnesota Have What It Takes? What Every Tech Lawyer Needs to Know about the Business Ecosystem in Minnesota

Federal and local legislation, the mechanics of investment, the dynamics in the venture capital community – these are just some of the factors that combine to create the business “ecosystem” in Minnesota – an ecosystem that influences whether startup tech companies launch and stay in Minnesota, or head to other locales. In this session, Brad Lehrman leverages his unique business and legal perspectives to address Minnesota’s innovation challenges and successes. Mr. Lehrman is an “entrepreneurial venture attorney,” and his background includes many years as a business advisor, an angel fund manager, a board member and a business lawyer.

- *Brad Lehrman*

11:45 a.m. – 12:15 p.m.

Mobile Apps Are Where It’s At – A Forensic Apps Demo and 50,000 Foot Look at Legal Issues for Developers and Customers

This practitioner-focused overview starts with a live interactive demo of digital forensic data-mining featuring app evidence that will probably surprise you. The session then shifts to identify key legal considerations for mobile-app developers and customers. You’ll leave with an enhanced understanding of the regulatory and contractual framework that sets the context for evaluating clients’ development and use of mobile apps.

- *John J. Carney*
- *Stacy A. Schultz*

12:15 – 1:15 p.m.

LUNCH (on your own)

1:15 – 2:15 p.m.

BREAKOUT SESSION A

1) Managing the Transactional Elements in the Mobile App Lifecycle

Building on the earlier plenary session, this presentation dives deeper into transactional elements that arise in the development and support of mobile apps (from ideation through development, release and on-going support). We will explore some of the contractual approaches available to manage risk, achieve regulatory compliance, and better align the interests of the vendors and their customers.

- *Stacy A. Schultz*

2) More Practical Advice on Helping Your Clients Avoid the Cyber-Criminals

Further solidify your understanding of the cyber-attack “landscape” and of considerations to weigh when counseling your client on issues linked to anticipating, preventing and responding to these external threats.

- *W. Anders Folk*
- *Lizabeth M. Lehrkamp*

2:15 – 2:30 p.m.

BREAK

2:30 – 3:30 p.m.

BREAKOUT SESSION B

3) There’s an App for That – Digital Forensic Realities for Mobile App Evidence, Security and Privacy

Attorneys are often shocked at how much deeply probative evidence, both live and deleted, can be data mined from today’s smart phones and tablets. With the surging adoption of mobile apps for communications, commerce, navigation, and you name it; new issues with data security and privacy are developing. We will not only finish the earlier forensic demo, but will explore new evidence modalities, relevance, admissibility, and topical issues with mobile apps that impact investigations and litigation.

- *John J. Carney*

FACULTY

4) Attn: Tech Lawyers – The Export Control Laws Affect More Clients Than You Think

We hear about limits on exporting encryption technology, but what about traveling with a laptop? When is a tech briefing in a foreign subsidiary of your client (or even its Chippewa Falls headquarters) a felony? What about the transfer of that new tech employee from Italy to Iowa? Is it only high-tech items that we need to worry about? The reach of the U.S. export laws is broader and tighter than most of us are prepared for. This session offers guidance in some key areas.

- *Mark S. McNeil*

3:30 – 3:45 p.m.

Special Networking Break

Join your colleagues for hors d'oeuvres and beverages. Chat, relax, network and then join us in the auditorium for the final session of the day.

PRIZE DRAWING

A Chance to Win an Apple iPad3!

(See below for details.)*



3:45 – 4:45 p.m.

The Lightning Round – The AIA, New gTLDs, Apple, Google and More

It's your tech law year in review! Three experienced technology lawyers will explain how some of the most important legal developments over the past year are (or should be) impacting your legal practice. Topics will include: what every tech lawyer needs to know about the America Invents Act; the rollout of the new gTLD program; the latest on the Google Books lawsuit; the tech law implications of the Supreme Court decision in *Prometheus v. Mayo*; the antitrust allegations against Apple and various publishers; and more! Buckle your seat belts – it's the year in 60 minutes!

- *Katheryn A. Andresen*
- *James A. Blomquist*
- *Daniel A. Tysver*

* Prize Drawing Details:

Register for a chance to win an iPad3. The prize drawing will take place during the last session of the Institute and you must be present during the prize drawing to win. Any person may receive an entry slip on Thursday, October 25, 2012 at the Institute registration desk until the session begins at 3:45 p.m. Registration for the 2012 Computer & Technology Law Institute is not required. The following individuals are not eligible to win: Institute faculty and planners; employees of Minnesota CLE and the Minnesota State Bar Association, as well as family members of those employees.

Katheryn A. Andresen

Hellmuth & Johnson PLLC
Edina

James A. Blomquist

Felhaber, Larson, Fenlon & Vogt, P.A.
Minneapolis

John J. Carney

Carney Forensics
Saint Paul

W. Anders Folk

Leonard Street and Deinard
Minneapolis

Brian L. Hengesbaugh

Baker & McKenzie LLP
Chicago

Lizabeth M. Lehrkamp

FBI
Minneapolis

Brad Lehrman

MOJO Minnesota
Soffer Charbonnet Law Group, PLLC
Minneapolis

Mark S. McNeil

Lindquist & Vennum PLLP
Minneapolis

Stacy A. Schultz

UnitedHealth Group
Minnetonka

Daniel A. Tysver

Beck & Tysver, P.L.L.C.
Minneapolis

PLANNING COMMITTEE

A special thank you to the planning committee for their contributions of time and expertise:

Todd Schenk, Institute Chair; John J. Carney; Alycia R. Kirkevold; Jamie N. Nafziger; Allen J. Oh; Damien A. Riehl; Carolyn M. Sandberg; and Daniel A. Tysver.

Registration / Order Form

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Institute Information

CREDITS

Minnesota CLE is applying to the State Board of CLE for **6.0 CLE credits**. The maximum number of credits attendees may report for this seminar is **6.0 credits**.

CANCELLATION/ NO-SHOW POLICY

Paid registrants who cancel their registration at least 3 business days before the program will receive a full credit on their account; if fewer than 3 business days, a \$25 administrative fee will be deducted. Paid registrants who fail to attend will receive the written materials. Passholders may purchase the materials at 50% of the full retail price.

NEW LAWYER SCHOLARSHIP PROGRAM

In recognition of the challenges facing lawyers entering the profession, Minnesota Continuing Legal Education has established a scholarship program for unemployed and underemployed lawyers admitted fewer than three years. Those wishing to apply for such assistance should contact Grant at **651-254-2111** or **gdavies@minncle.org** for details.

ACCOMMODATION

If you have a disability and need an accommodation in order to attend, please contact Minnesota CLE as soon as possible at 2550 University Avenue West, Suite 160-S, Saint Paul, MN 55114 or call us at 651-227-8266 or 800-759-8840.

QUESTIONS?

Please call Minnesota CLE at **651-227-8266** or **800-759-8840**. Or, visit us on the internet at **www.minncle.org**.

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