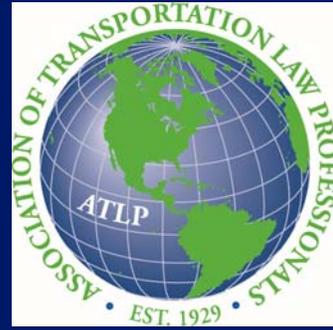


# Association of Transportation Law Professionals 88th Annual Meeting

Driskill Hotel, Austin, TX  
June 24-27, 2017



## Registration & Information

*Preliminary Program—subject to change*

## 88th Annual Meeting—Driskill Hotel

Built in 1886 as the showplace of a cattle baron, The Driskill remains a landmark of legendary Texas hospitality. Located on Sixth Street in the heart of downtown Austin, the luxurious, historic hotel is convenient to all that the city has to offer, including the Texas State Capitol, convention center, opera, symphony, fine dining, shopping, and Austin's 6th Street music scene. Known as the "Live Music Capital of the World,®" Austin is home to nearly 200 music venues, many within walking distance of The Driskill.

Restored to its original opulence, The Driskill sets the standard for elegance in Austin, Texas. From the magnificent columned lobby with its marble floors and stained-glass dome to the classic, newly revitalized décor of the 189 guestrooms and suites, The Driskill ensures that every stay is a memorable one. As a member of The Historic Hotels of America, The Driskill is among the world's finest hotels, offering an unforgettable level of luxury and service.



*Experience The Driskill Bar, recently named **the best cocktail bar** of Austin by The Austin Chronicle!*



### Hotel Reservations

ATLP group booking rate: \$219+  
Vintage Q/K room

*Call:* 512-439-1234 or 800-233-1234

*Or visit:* <https://resweb.passkey.com/go/ATLP2017>

*See Hotel, Cancellation and Transportation information on page 13*

## 88th Annual Meeting—Driskill Hotel

*Preliminary Program—subject to change*

### Saturday, June 24, 2017

Arrival of Guests

- 12:30 pm - The LBJ Library Visit and Tour  
3:30 pm—6:30 pm ATLP Board of Directors Meeting  
5:00 pm—7:00 pm Young Professionals Happy Hour, The Driskill Bar  
7:00 pm – 9:00 pm ATLP Board of Directors Dinner (off-site)

### Sunday, June 25, 2017

Arrival of Guests

- 10:00 am – 5:00 pm Registration & Information  
10:30 am – 12:30 pm Austin Detours: [www.austindetours.com](http://www.austindetours.com)

1:00 pm – 1:05 pm **Welcome to the 88<sup>th</sup> Annual Meeting**  
ATLP President Peter A. Pfohl,  
*Slover and Loftus LLP, Washington, DC*

1:05 pm—2:40 pm **Modal Updates:** Contributing Editors of the *Association Highlights* newsletter, provide updates representing each of the modes in transportation:

**Moderator:** David H. Coburn, *Steptoe & Johnson LLP, Washington, DC*

**Presenters:**

- John Maggio, *Condon & Forsyth LLP, New York, NY (Aviation)*  
Justin Marks, *Nossaman LLP, Washington DC (Intercity Rail)*  
Robin Rotman, *Van Ness Feldman LLP, Washington, DC (HazMat)*  
Robert Fried, *Atkinson Andelson Loya Ruud & Romo, Pleasanton, CA (Labor)*  
Katie Matison, *Lane Powell PC, Seattle, WA (Maritime)*  
Steven W. Block, *Foster Pepper PLLC, Seattle, WA (Motor)*  
Jameson Rice, *Holland & Knight LLP, Washington, DC (Motor Regulatory)*  
Sarah Nural, *Steptoe & Johnson LLP, Washington, DC (Railroads)*

2:45 pm—3:30 pm **Port of Corpus Christie—What's new?**  
Presenter: John P. LaRue, *Executive Director, Port of Corpus Christie*

### **3:30 pm—3:45 pm BREAK**

3:45 pm —4:45 pm: **Emerging Rail Issues**

We will discuss recent significant legal and policy developments in the rail industry, including the role of states as sponsors of intercity passenger rail service, new rules governing rail system safety and dispute resolution, along with any changes relating to the new Administration.

## 88th Annual Meeting—CLE Program

*Preliminary Program—subject to change*

**Moderator:** Allison Fultz, *Kaplan Kirsch & Rockwell LLP, Washington, DC*

**Presenters:**

Maqui Parkerson, *Kansas City Southern, Kansas City, MS*

Anika Cooper, *Surface Transportation Board, Washington, DC*

Kerri Butcher, *Capital Metro, Austin, TX*

**4:45 pm—5:45 pm Paradigm Shifts/Disruptive Trends**

*Disruption is in the air, as well as on the ground and across the wires. This panel will provide an overview of three disrupting technologies: unmanned aerial vehicles, automated trucks, and blockchain. Panelists will discuss how these exciting and fast emerging technologies are changing the transportation and logistics industry, and explore relevant legal issues.*

**Moderator:** David F. Rifkind, *Stinson, Leonard, Street LLP, Washington, DC*

**Presenters:**

Anne Swanson, *Cooley LLP, Washington, DC*

Lisa Loftus-Olway, M.P. Aff; LL.M., *Research Engineer Scientist Associate, University of Texas, Austin, TX*

**6:00 pm—7:00 pm Welcome Reception:**

*Evening Activity Options: Please see Austin activities & dining page*

**Monday, June 26, 2017**

7:00 am – 9:00 am Continental Breakfast

7:30 am – 5:00 pm Registration & Information

7:50 am – 8:00 am **General Business Session I**

**8:05 am—9:05 am Energy Transportation Issues**

*With developments in key pipeline projects, and a renewed focus on promoting domestic energy production, a robust energy market may have a profound impact on all modes of transportation services. Join a panel discussion of the current and expected trends and predictions for the energy markets and the likely impact on all transportation modes.*

**Moderator:** Raymond A. Atkins, *Sidley Austin LLP, Washington, DC*

*Representatives from local energy firms invited*

**10:05 am – 10:20 am Break**

**10:20 am – 11:20 am Up, Up, and Away.... In My Beautiful Unmanned Aerial Vehicle**

*This panel will address the current regulatory structure governing the use of Unmanned Aerial Vehicles and what we can expect in the future as this industry evolves. Additionally, the panel will discuss what this means for legal services such as navigating the current regulatory structure, export control issues, state privacy laws, as well as liability and insurance coverage issues.*

## 88th Annual Meeting—CLE Program

*Preliminary Program—subject to change*

**Moderator:** John Maggio, *Condon & Forsyth LLP, New York, New York*

**Presenters:**

Brent Connor, *Thompson Hine, Washington, D.C.*

David Harrington, *Condon & Forsyth LLP, New York, NY*

*Representative of the Federal Aviation Administration, Washington, D.C. (invited)*

Jason Tutrone, *Thompson Hine, Washington, D.C.*

**11:25am – 12:25 pm Capacity Challenges**

*The U.S. rail network faces significant capacity challenges. At the same time, the Surface Transportation Board has promulgated regulations regarding the on-time performance of Amtrak for the purposes of PRIIA 213 investigations and has initiated a rulemaking on reciprocal switching. This panel will explore emerging legal issues and developments related to rail capacity challenges.*

**Moderator:** Kevin Sheys, *Nossaman LLP, Washington, DC*

**Presenters:**

Timothy Strafford, *Association of American Railroads, Washington, DC*

Karyn A. Booth, *Thompson Hine LLP, Washington, DC*

Stephen A. MacIsaac, *Office of the County, Arlington, VA*

**12:30 pm – 2:00 pm Awards Luncheon with Keynote Address by**

Salvador Monroy Andrade

*Director of international auto shipping services, Secretariat of communications and transport Mexican NAFTA perspective*

**2:00 pm – 3:00 pm Transition and Crossover: Cross Border Transit in NAFTA's Uncertain**

**Times** *panel will address NAFTA's impact on cross border transportation during the 22 years since this implementation, including potential impacts should the new administration seek to amend or eradicate the treaty. Specific attention will be devoted to North American cabotage laws, historically, under NAFTA, and in the future.*

**Moderator:** Steven W. Block, *Foster Pepper PLLC, Seattle, WA*

**Presenters:**

Louis Amato-Gauci, *Fernandes Hearn LLP, Toronto, ON*

Carlos Vejar, *Holland & Knight México S.C.*

**3:05 pm – 3:15 pm Break**

## 88th Annual Meeting—Driskill Hotel

*Preliminary Program—subject to change*

### 3:15 pm – 4:15 pm **Emerging Trucking Issues**

*This panel will address emerging issues in the trucking industry, including issues that some hope will get new traction under the Trump administration. Topics include: cumbersome hours of service rules as well as state meal and rest break requirements; the push for longer, heavier mega trucks; independent contractor classification; and Uber-style freight brokerage.*

**Moderator:** Jameson Rice, *Holland & Knight LLP, Washington, DC*

#### **Presenters:**

Cory Hendrickson, *Deputy Director of State Legislative Affairs, TX DOT, Austin, TX*

Richard Pianka, *Deputy General Counsel, American Trucking Association, Arlington, VA*

E. Nancy O’Liddy, *VP Govt Affairs, Transportation Intermediaries Association, Alexandria, VA*

Jeffrey Tucker, *CEO, Tucker Company Worldwide, Inc., Haddonfield, NJ*

### 4:20 pm—5:20 pm **Appellate Litigation**

**Moderator:** Kathryn Gainey

#### **Presenters:**

Linda Stein, *Steptoe & Johnson LLP, Washington, DC*

David E. Adelman, *Professor, University of Texas School of Law, Austin, TX*

Jay Johnson, *Venable LLP, Washington, DC*

### 5:30pm —7:30pm **“Keep Austin Weird” Reception:**

*Austin's homegrown slogan, "Keep Austin Weird," illustrates our desire to celebrate the relaxed attitude, unique character and community feel.*

**Evening Activity Options:** *Please see Austin activities & dining page*

## **Tuesday, June 27, 2017**

7:30 am—9:00 am **Continental Breakfast**

8:00 am—8:10 am **General Business Session II**

8:10 am – 9:10am **Ethics Presentation**

**Presenter:** Sean Griffin, *Dykema Gossett PLLC, Washington, DC*

9:15 am – 10:15 am **The New Administration**

*Infrastructure investment, high-speed passenger rail, FAA reauthorization, autonomous vehicle industry, drones, flights to Cuba, and so many more complicated transportation issues face the new administration in 2017. Join a panel discussion of how Trump administration may shake things up*

**Moderator:** Raymond A. Atkins, *Sidley Austin LLP, Washington, DC*

*Representatives invited*

## 88th Annual Meeting—CLE Program

*Preliminary Program—subject to change*

### **10:15 am – 10:30 am Break**

10:30 am – 11:30 am **Issues in International Maritime Bankruptcy** *This panel will examine legal issues that arise in an international bankruptcy proceeding, and how such a proceeding differs from a purely domestic bankruptcy. In addition, the panel will consider unique legal issues that arise as a result of the interaction of bankruptcy and maritime laws. The panel will discuss these issues using the Hanjin Shipping Company bankruptcy as an illustrative example.*

**Moderator:** Wayne Rohde, Cozen O'Connor LLP, Washington, DC

**Presenters:**

John T. Carroll, III, Cozen O'Connor LLP, Wilmington, DE

Wook Chung, Montgomery, McCracken, Walker and Rhoads, LLP, New York, New York

### 11:35 am – 12:50 pm **Young Professionals Panel**

**Moderator:** Peter A. Pfohl, Slover & Loftus LLP, Washington, DC

**Presenters:**

Justin Marks, Nossaman LLP Washington, DC

Jason Tutrone, Thompson Hine LLP, Washington, DC

### **1:00 pm**

### **Adjournment of the 88th Annual Meeting**

*Thank you all for your support of the ATLP*

## Austin Activities & Information

*There is so much to do in Austin! We hope you'll plan your stay to include some of the following:*

- \* Music, music, music: Austin City Limits, Waterloo Records, Continental Club*
- \* Dining: Counter 3.Five.VII, Ill Forks, Lamberts, Peche, Perry's and more!*
- \* Architecture and History: LBJ Library, Texas State Capitol, SoCo District*
- \* & Plenty More!*
- \* Visit: Austin CVB Visitors Guide: [http://digital.milespartnership.com/publication/?i=345083#{\"issue\\_id\":345083,\"page\":48}](http://digital.milespartnership.com/publication/?i=345083#{\)*



*So, everything's big in Texas, right? Well, the beautiful State Capitol certainly lives up to this reputation. Completed in 1888, this National Historic Landmark is the largest in gross square footage of all 50 state capitols, and is second in total size only to the National Capitol in Washington DC. Views from the capitol dome allow visitors to take in much of the Austin's cityscape and the beautiful surrounding environments — you'll forget you're in the great state of Texas!*

*\*\*\**

*One of 13 Presidential Libraries administered by the National Archives and Records Administration, the Lyndon Baines Johnson Presidential Library offers a look into the life, work, and legacy of America's 36th president. Situated within the campus of the University of Texas, highlights here include the chance to see a replica Oval Office as it was during Johnson's administration. In addition to exhibitions dedicated to the ex-president, the library puts on shows focused on culturally significant happenings that took place while LBJ was in office.*

*\*\*\**

*With perennially trendy South Congress Avenue as its spine, the SoCo District is the principal destination for the hippest happenings in town, and home to some of the city's best and most iconic indie businesses, music venues, restaurants, and watering holes.*

*\*\*\**

*If you want to see this city live up to its claim of being the 'live music capital of the world,' you'd be off to a good start by looking into the lineup at Austin City Limits Live while you're in town. It's one of the premier live music venues in the city, and hosts some of the world's greatest performing artists on its fabled stage.*

## Austin Activities & Information

### How many days in Austin?

*So many options....so little time!*

Franklin Barbecue: *900 E 11th Street; [www.FranklinBarbecue.com](http://www.FranklinBarbecue.com)*

State Capitol: *Congress Street between 11th & 14th; [TSPB.State.TX.US](http://TSPB.State.TX.US)*

LBJ Library: *2113 Red River St.; [LBJLibrary.com](http://LBJLibrary.com)*

Bullock State History Museum: *1800 N. Congress; [thestoryoftexas.com](http://thestoryoftexas.com)*

SoCo District: *1600 S. Congress*

Waterloo Records: *600 N Lamar Blvd; [Waterloorecords.com](http://Waterloorecords.com)*

Austin City Limits: *[acl-live.com](http://acl-live.com)*

*Allens Boots*

*Tesoros Trading Co.*

*Yard Dog*

*Guero's Taco Bar*

*Continental Club*

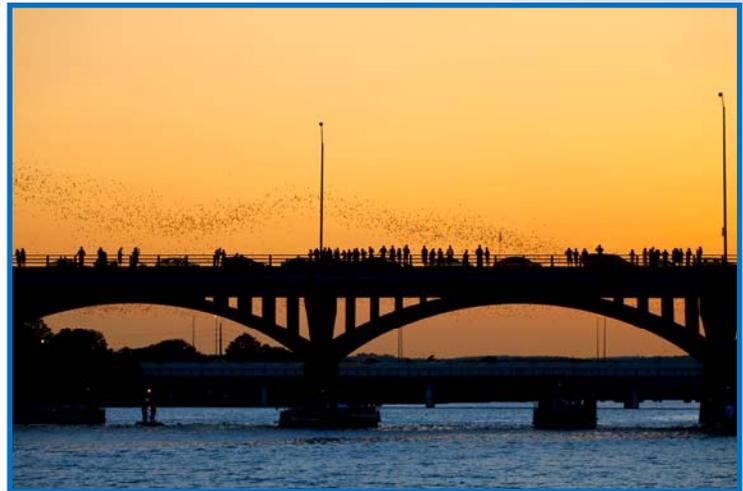
*Barton Springs Pool*

*Lady Bird Hike & Bike*

*Congress Avenue Bridge ("Bat Bridge")*

*Lake Travis*

*Hill Country*



Every summer night, hundreds of people gather to see the world's largest urban bat colony emerge from under the Congress Avenue Bridge in downtown Austin, Texas. These 1.5 million bats are fun to watch, but they're also making our world a better place to live.

When engineers reconstructed the Congress Avenue Bridge in 1980 they had no idea that new crevices beneath the bridge would make an ideal bat roost. Although bats had lived there for years, it was headline news when they suddenly began moving in by the thousands. Reacting in fear and ignorance, many people petitioned to have the bat colony eradicated.

About that time, Merlin Tuttle brought BCI to Austin and told the city the surprising truth: that bats are gentle and incredibly sophisticated animals; that bat-watchers have nothing to fear if they don't try to handle bats; and that on the nightly flights out from under the bridge, the Austin bats eat from 10,000 to 20,000 pounds of insects, including agricultural pests.

As the city came to appreciate its bats, the population under the Congress Avenue Bridge grew to be the largest urban bat colony in North America. With up to 1.5 million bats spiraling into the summer skies, Austin now has one of the most unusual and fascinating tourist attractions anywhere.

*\* Bat Conservation International: [batcon.org](http://batcon.org)*

## Austin Activities & Information

**Thinking of Dining out?** Try these places:

Swift's Attic: [www.swiftsattic.com](http://www.swiftsattic.com)

Parkside: [www.parkside-austin.com](http://www.parkside-austin.com)

Fixe Austin: <http://austinfoxe.com>

La Condesa: [www.lacondesa.com](http://www.lacondesa.com)

Lamberts Austin: [www.lambertsaustin.com](http://www.lambertsaustin.com)



### Saturday, June 24th:

Join us for a visit to the LBJ Library on the Campus of University of Texas on Saturday mid-day. We'll provide transportation and give you plenty of time to take the tour and visit a few of the exhibits!

### Sunday, June 25th:

The REAL AUSTIN Tour: This "bucket list tour" gives you a city overview in just 2 hours. Major landmarks, lesser known gems that only a local would know about, real neighborhoods, and of course, the food trucks! This is definitely not a typical "van tour." We drive in Mercedes vans, but you get out at many stops. Along the way we'll chat about art, music, culture, food, history, parks, famous people, and much more! We'll also discover secret spots, hear funny stories, and decipher local legends. Make new memories and laugh a ton as we show you how we "Keep Austin Weird." Finally *experience* Austin, don't just see it through a window! To see more visit: [www.austindetours.com](http://www.austindetours.com)

### Monday, June 26th:

While the CLE is going on, the family and guests can take a trip to Hill Country. There are plenty of options for everyone to enjoy. Check out a few of the options on [www.austindetours.com](http://www.austindetours.com).





## 88th Annual Meeting - REGISTRATION FORM

Please register the following for the 88th ATLP Annual Meeting. This information will be used for your Name Badge & Roll Call:

Name \_\_\_\_\_ Email Address \_\_\_\_\_  
 Organization/Firm \_\_\_\_\_  
 Address \_\_\_\_\_  
 City State Zip \_\_\_\_\_ Phone \_\_\_\_\_

Registration of:	by May 31st	Registration	Daily	Total
ATLP Member	\$950	\$1050	\$500	\$ _____
Government & Academic	\$750	\$ 850	\$300	\$ _____
Non-Member*	\$1150*	\$1250	\$550*	\$ _____
<small>* Includes 1-year membership in the ATLP</small>				

Your Spouse/Guest is welcome to join us for any of the A La Carte activities below and must be paid for when you register. If attending such ATLP activities, please provide your Spouse/Guest's name for their name badge & roll call:

Spouse/Guest Name: \_\_\_\_\_

**A la Carte Options & Activities:**

Saturday: LBJ Library \_\_\_\_\_ :# attending @ \$ 20 per person \$ \_\_\_\_\_  
 Sunday Morning : Austin Detours \_\_\_\_\_ :# attending @ \$ 55 per person \$ \_\_\_\_\_  
 Sunday Welcome Reception\* \_\_\_\_\_ :# attending @ \$ 65 per person \$ \_\_\_\_\_  
 Monday Texas Hill Country \_\_\_\_\_ :# attending @ \$ 65 per person \$ \_\_\_\_\_  
 Awards & Keynote Luncheon (Monday)\* \_\_\_\_\_ :# attending @ \$ 75 per person \$ \_\_\_\_\_  
 Keep Austin Weird Reception (Monday evening)\* \_\_\_\_\_ :# attending @ \$ 65 per person \$ \_\_\_\_\_

\* These items are included in your registration if you are attending the full program (non-daily).

I would like to request CLE credits for the following State Bar(s): \_\_\_\_\_

**Sponsorship:** *Please contact ATLP Headquarters if you have any questions or need to request an invoice for your sponsorship.*

Annual Meeting Program 1/2 Page (\$250) \_\_\_\_\_ Full Page (\$400) \_\_\_\_\_ \$ \_\_\_\_\_  
 Event General Sponsor (\$500) \_\_\_\_\_ \$ \_\_\_\_\_  
 Panel Sponsor (\$750) Which Panel: \_\_\_\_\_ \$ \_\_\_\_\_  
 Breakfast & Break (Sun-Mon—\$1000) \_\_\_\_\_ \$ \_\_\_\_\_  
 Monday Awards Luncheon (\$2500) \_\_\_\_\_ \$ \_\_\_\_\_  
 Monday Austin Reception (\$2000) \_\_\_\_\_ \$ \_\_\_\_\_

**TOTAL REGISTRATION PAYMENT ENCLOSED:** \$ \_\_\_\_\_

**Please note:** If your funds are drawn from a foreign bank (non-USD) we appreciate payment with a credit card.

**Payment Information:**

Check # \_\_\_\_\_ Visa \_\_\_\_\_ MasterCard \_\_\_\_\_ Amex \_\_\_\_\_

Card Number: \_\_\_\_\_ Expiration Date \_\_\_\_\_ CCV#: \_\_\_\_\_

Name as it appears on the card: \_\_\_\_\_

Signature: \_\_\_\_\_

**Hotel Reservations are made separately. Please see page 2 for reservation details**

**Cancellation Policy:** Advance commitments by the Association will allow us only to make refunds available for cancellations received in writing prior to June 5, 2017 less a \$100 administrative fee. No refunds for cancellations after June 5, 2017 See full cancellation policy on the back cover.

***THIS FORM SERVES AS YOUR INVOICE:***

Please Mail or fax to ATLP Headquarters: P.O. Box 5407, Annapolis, MD 21403 Phone: 410.268.1311 Fax: 410.268.1322 Email: info@atlp.org  
 Contributors or gifts to ATLP are not deductible as charitable contributions for federal income tax purposes; however, dues, publications, advertising, and registration fees are generally deductible as ordinary and necessary business expenses. Check with your accountant.

ATLP Federal Tax ID# 27-0990436

## Cancellation Policy

**Registration and Cancellation Policy:** Notification must be received by ATLP headquarters if you have registered for the meeting and subsequently find you will be unable to attend. If registration cancellation is necessary, we will refund registration fees in accordance with the following schedule:

Cancellation received by:

Two weeks prior to first day of meeting 100% minus \$100 processing fee

One week prior to first day of meeting 50% of registration fee

Less than one week prior to meeting No refund

“No Shows” will be charged the full registration fee.

## Hotel Reservation & Information

### Hotel Reservations

ATLP group booking rate: \$219+  
Vintage Q/K room

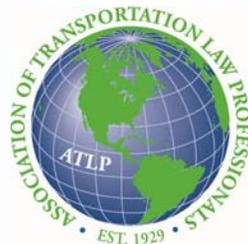
*Call:* 512-439-1234 or 800-233-1234

*Or visit:* <https://resweb.passkey.com/go/ATLP2017>

Driskill Hotel is located at  
604 Brazos St. Austin, Texas 78701  
512-439-1234

*There is no shuttle from the airport.*

## *See you in Austin!*



P.O. Box 5407  
Annapolis, MD 21403  
410.268.1311  
[www.atlp.org](http://www.atlp.org)