

# CCSA Spring Workshop

May 10, 2019

Holiday Inn Sacramento Downtown Arena, Sacramento, CA

|                                 |  |
|---------------------------------|--|
| 8:00 – 8:30 am                  | <b>Registration and Continental Breakfast</b>  |
| 8:30 – 8:45 am<br>(.25 MCLE)    | <b>Opening Remarks and Introduction</b><br><b>Presenter: Loren Soukup</b> , CCSA President and Sr. Assoc. General Counsel, School & College Legal Services of CA   |
| 8:45 – 10:00 am<br>(1.25 MCLE)  | <b>Ethics: Thinking About Attorney Ethical Rules During Investigations</b> – School districts, or their outside counsel, often retain third-party attorney investigators to conduct employment and other types of investigations. Situations often arise during investigations that trigger the attorney investigator's obligations under the rules of professional responsibility that, at times, creates tension with the investigator's role as an impartial fact-finder. During this session, the presenter will identify these situations and discuss how the attorney investigator and the school district's legal counsel will need to proceed carefully in order to preserve the integrity of the investigation, while operating within mandated ethical rules.<br><b>Presenter: Lisa Buehler</b> , Of Counsel, Shaw Law Group   |
| 10:05 – 11:20 am<br>(1.25 MCLE) | <b>When Politics and Walkouts Come to School: Practical Tips and Considerations for School Districts</b> – Throughout the years, students in California have walked out of school to protest various issues – including, most recently, as a means of protesting the need for governmental action to address climate change. During this session, the presenters address free speech rights (students, employees, school boards, and administrators), including a discussion of controversial issues at school, and strategies school districts can implement to minimize the disruption and impact of walkouts. The discussion will also explore whether discipline is appropriate when students or employees walk out.<br><b>Presenters: Aimee Perry</b> , Senior Counsel, Lozano Smith; <b>Gabriela Flowers</b> , Senior Counsel, Lozano Smith  |
| 11:20 – 12:20 pm                | <b>Lunch</b>   |
| 12:30 – 1:45 pm<br>(1.25 MCLE)  | <b>The California Public Records Act: A Discussion of the Law and Recent Trends</b> – The California Public Records Act (CPRA) grants the public access to many types of government records. Between electronic communications and the increasing number of CPRA requests, the application of the CPRA has been an area of ongoing litigation and development. During this workshop, the presenters will first cover key foundational aspects of the CPRA, including procedures for responding to requests and disclosing records, and the limited exceptions to disclosure that may apply to a particular request. The second part of the discussion will focus on recent interpretations and applications of the CPRA. Whether the CPRA is new or very familiar to you, this session will provide you with valuable information to better assist your clients with the CPRA requests they receive.<br><b>Presenters: William Tunick</b> , Shareholder, Dannis Woliver Kelley; <b>Jennifer Choi</b> , Associate, Dannis Woliver Kelley  |
| 1:50– 3:05 pm<br>(1.25 MCLE)    | <b>Concurrent Sessions:</b><br><b>Main Room:</b> <ul style="list-style-type: none"> <li><b>All About Transition</b> – Back in 2005, when the reauthorized IDEA went into effect, many expected to see an influx of issues and cases related to transition planning, but it didn't really happen. Now 14 years later, there is an increase in client questions related to transition assessments and requests for transition IEE, as well as the development of valid transition plans. Questions related to transitions to pre-school, from pre-school to elementary school, and elementary to high school have remained fairly steady, but those related to transitions from private or non-public school to public school are surfacing with greater regularity. This session will explore new case law in the areas of transition assessments, ITP's, and post-secondary transition planning, and the recent <i>R.E.B. v. Hawaii Dept. of Education</i> holding regarding transitioning from private to a public school program. After reviewing case law on the topic, the presenters will open up the discussion to an interactive brainstorming session.<br/><b>Presenters: Cynthia Vargas</b>, Managing Partner, Fagen Friedman &amp; Fulfro; <b>Lisa Dennis</b>, Associate, Fagen Friedman &amp; Fulfro</li> </ul> <b>Breakout Room:</b> <ul style="list-style-type: none"> <li><b>Charter School Law: Legislative and Legal Update</b> – With new leadership in Sacramento, focus on accountability and transparency for charter schools has increased. This workshop will cover new legislation and other developments in the area of charter school oversight and accountability, as well as provide an update on the legal issues that drive school districts and charter schools to court.<br/><b>Presenter: John Yeh</b>, Partner, Burke, Williams &amp; Sorensen</li> </ul> |
| 3:15 – 4:30 pm<br>(1.25 MCLE)   | <b>Ethics: Update on the Rules of Professional Conduct, as revised</b> – This session will cover the Rules of Professional Conduct, as revised, effective November 1, 2018. The focus of the discussion will be on those rules that uniquely apply to attorneys who represent public school agencies in California.<br><b>Presenters: Robert Henry</b> , Of Counsel, School & College Legal Services of CA; <b>Jennifer Henry</b> , Assistant General Counsel, School & College Legal Services of CA   |

(6.5 MCLE)