



Construction Law
Foundation of Texas

2020 ANNUAL CLE FOR BOARD CERTIFIED CONSTRUCTION LAWYERS

ONLINE SEMINAR

IN COOPERATION WITH THE CONSTRUCTION LAW SECTION OF THE STATE BAR OF TEXAS
AND THE TEXAS INSTITUTE OF CONTINUING LEGAL EDUCATION

Wednesday, October 21, 2020

10:00 a.m. - 3:00 p.m. Central

Online/Virtual Event

This program has been approved for 4.00 hours credit which will apply towards MCLE, The College of the State Bar of Texas, and the Texas Board of Legal Specialization in Construction Law, Real Estate Law and Civil Trial Law. You must attend all sessions to obtain full MCLE credit.

PROGRAM AGENDA ➤ WEDNESDAY, OCTOBER 21, 2020

- 10:00 a.m. **Enforceability of Liquidated Provisions – Are They Really Enforceable?**
Identifying the “unbridgeable discrepancy” and the difficulty in estimating in light of *Atrium Medical Center, LP v. Houston Red C LLC*.
Andrea A. Hight – Winstead PC, Dallas, TX
- 11:00 a.m. **Say What? “As Is” In Real Estate Transactions And The Carryover Into Construction**
Learn how to navigate the challenges posed by “as-is” clauses, common in real estate transactions, in the construction context.
Jay K. Farwell – Cokinos | Young, San Antonio, TX
- 12:00 p.m. **Lunch Break**
- 1:00 p.m. **Case Law Update**
An overview of recent decisions impacting the construction industry.
Michelle I. Rieger – Winstead PC, Dallas, TX
- 2:00 p.m. **It’s Really Not a Breach – What is a Breach of Contract that Entitles You to the Damages?**
While a breach of a contract is a simply concept in theory, different degrees of breach, and breaches of certain types of terms, give rise to different rights under Texas law.
Annalyn G. Smith – Schmoyer Reinhard LLP, San Antonio, TX
- 3:00 p.m. **Adjourn**



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REGISTRATION FORM

Live Online Seminar Details — This event will occur live via Zoom (or similar videoconferencing platform) on Wednesday, October 21, 2020. Access instructions will be provided via email to registered attendees in the days leading up to the event. Individual registration is required and only registered attendees may receive MCLE credit. Attendance will be recorded by the platform – access details may *not* be shared. It is the responsibility of the attendee to ensure their technology and internet connection are sufficient for online participation. This event is being recorded. By participating you are granting consent for the display of your name, likeness and any questions or comments you may submit for our use in the live and recorded versions.

Pre-Registration — To ensure sufficient capacity is available for all expected attendees, pre-registration is strongly encouraged. Late registration is an additional \$50.00. *Course materials will only be provided online.*

Cancellations & Refunds — Refunds, less a \$25 processing fee, will be given to registrants who cancel by 5:00 p.m. Central Friday, October 16, 2020. *No refunds will be granted thereafter.* The link(s) to access the course materials and session video recordings will automatically be emailed the week *after* the event to any prepaid registrants who were not able to attend.

Special Accommodations — If special arrangements are required for a person with a disability to attend this program, please contact us at (512) 451-6960.

Mail to: The Construction Law Foundation of Texas
P.O. Box 4646
Austin, TX 78765

Email*: info@constructionlawfoundation.org
Online*: www.constructionlawfoundation.org
Phone*: 512/451-6960 **Fax to*:** 512/451-2911
**Must be accompanied by MasterCard, Visa or AmEx information*

Please register me for the seminar as follows: (All registrations include online access to program materials.)

- Registration Fee (*due by 5 p.m. October 9th*)..... \$150.00
- Late Registration Fee (*after 5:00 pm October 9th through 5:00pm October 19th*) \$200.00

Can't attend the live event? Order the recorded version with access to be provided the following week.

- Course Video Recording(s) (*Online access to the recordings & materials, \$150 + .0825 tax*) \$162.38

(Please Print)

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