



**DRAFT AGENDA
ACI-NA LEGAL COMMITTEE WORKSHOP
FALL 2017**

**Ft. Worth, Texas
September 16-17, 2017**

WIFI Network: ACINA

Password: airports17

Ft. Worth Convention Center • Ft. Worth, Texas

Thank you to our host airport:



Friday, September 15, 2017

5:00pm – **Legal Steering Group Meeting** (By Invitation Only)
7:00pm

Saturday, September 16, 2017

7:30am – **Registration - Level 100 Concourse (12th and 13th Street Entrance off of Houston Street)**
6:30pm

7:30am – **Continental Breakfast - 200 Level Concourse**
8:30am

8:30am **Legal Committee Workshop**
Room 202AB

8:30am – **Welcome & Opening Remarks**
8:45am
Pierre Gagnon, Committee Chair, Vice-président, Affaires juridiques et secrétaire, Aeroports de Montreal
Ann Morgan, Committee Vice Chair, Fennemore Craig Jones Vargas (Outside General Counsel, Reno Tahoe Airport)
Elaine Rodriguez, General Counsel, Dallas-Ft. Worth International Airport

8:45am – **Lease and Use Agreement/Airline Rates and Charges Issues** – Recent developments, including gate rights issues, airline challenges to innovative rate-setting methodologies, etc.
10:15am

Moderator: *Dave Bannard*, Partner, Foley & Lardner
Speakers : *TJ Roskelley*, Partner, Anderson & Kreiger
Eric Smith, Partner, Kaplan, Kirsch & Rockwell
Pablo Nuesch, Partner, Spiegel & McDiarmid
Scott Mitchell, Manager, Airport Law Branch, FAA Chief Counsel's Office

10:15am – **Morning Break - 200 Level Concourse**
10:30am

10:30am – **Room 202AB**
Noon

Public Private Partnerships (P3s) – Walking through the phases of a P3 deal, from inception to procurement/selection and implementation. What legal issues must airport attorneys address to protect airport interests in different types of transactions, for projects both large and small?

Moderator: *Raymond Ilgunas*, General Counsel, Los Angeles World Airports-Legal Department

Speakers: *Brian Ostler*, Deputy City Attorney, Los Angeles World Airports
Brandon Davis, Partner, Nossaman
Susana Carbajal, Assistant Director, Austin-Bergstrom International Airport
John Putnam, Managing Partner, Kaplan Kirsch & Rockwell

12:00pm – **Lunch - 200 Level Concourse**
1:15pm

Room 202AB

1:15pm – **Non-Aeronautical Development** – What processes must airports follow and what approvals must be obtained before revenue-producing projects may be undertaken? Includes a discussion of the interplay between the Self-Sustaining and Revenue Diversion grant assurances-
2:00pm

Moderator: *Jeffrey Letwin*, Partner, Saul Ewing LLP (Outside General Counsel, Allegheny County Airport Authority – Pittsburgh International Airport)

Speakers: *Ann Morgan*, Director, Fennemore Craig Jones Vargas (Outside General Counsel, Reno Tahoe Airport);
Paul Tomme, Legal Counsel, Dallas-Ft. Worth International Airport
Pablo Nuesch, Partner, Spiegel & McDiarmid

2:00- **TSA Update** – Security issues of interest to airports

2:45pm **Moderator:** *Robert C. Watson*, Senior Vice President & CLO, Metropolitan Nashville Airport Authority

Speaker:
Francine Kerner, Chief Counsel, Transportation Security Administration

2:45pm – **Afternoon Break - 200 Level Concourse**
3:00pm

Room 202AB

3:00pm –
4:00pm

What Responsibilities, Liabilities, and Opportunities, If Any, Do Airports Have with Respect to Tenants' Contractors Operating on Airport? From social pressures involving rates of pay for airport contractors and labor peace agreements, to potential liability for accidents on the apron, how can airports protect themselves?

Moderator: *Elaine Rodriguez*, General Counsel, Dallas-Ft. Worth International Airport

Speakers: *Craig Watson*, General Counsel, Port of Seattle
Melissa Allison, Partner, Anderson & Kreiger
Diane Pezanoski, Office of Corporation Counsel, City of Chicago

4:00 pm –
5:15pm

Airport General Counsel Panel – What Do You Need to Know to Run an Airport Legal Office?
What is actually involved in running an airport legal office? This session provides answers to questions you may not even think to ask. Seasoned general counsels provide insights and answer your questions on managing a legal department,.

Moderator: *Daniel Reimer*, Assistant General Counsel, Denver International Airport

Speakers: *Pierre Gagnon*, Committee Chair, Vice-président, Affaires juridiques et secrétaire, Aeroports de Montreal
Elaine Rodriguez, General Counsel, Dallas-Ft. Worth International Airport
Amy Gonzalez, General Counsel, San Diego Airport Authority
Leila Lahbabi Senior Assistant City Attorney/Airport Attorney, Charlotte Douglas International Airport

5:15pm

Adjourn for the day

Sunday, September 17, 2016

7:30am – 7:00pm **Registration - Level 100 Concourse (12th and 13th Street Entrance off of Houston Street)**

8:00am – 9:00am **Continental Breakfast - 200 Level Concourse**

9:00am **Legal Committee Workshop**
Room 202AB

9:00am – 10:00am **Litigation Update (Closed Session. No one representing interests adverse to airports on topics being discussed may attend during that discussion)**

Discussion of current and recent litigation of significance to airports

Moderator: *Joseph F. Messina*, Deputy Director of Aviation for Regulatory Affairs
Philadelphia International Airport

Cases/Speakers: *Skydive Myrtle Beach v. Horry County Department of Airports* FAA Final Agency Decision Upholding airport action, and implications for other cases of FAA's use of *ex parte* materials (*Dave Bannard*, Partner, Foley & Lardner); *McDonnell v. Denver* (*Tim Filer*, Foster Pepper; Dan Reimer, Denver); *A4A v. Port of Portland* FAA Director's Determination (Pablo Nuesch, Partner, Spiegel & McDiarmid); *Barnes v. FAA* 9th Circuit decision upholding FAA FONSI for GA runway (Peter Kirsch, Partner, Kaplan, Kirsch & Rockwell); Implications of *Airline Service Providers v. LAWA* beyond the labor peace issue (*Melissa Allison*, Partner, Anderson & Kreiger)

(Other Cases to be Determined by Pending or Recently Completed Litigation)

10:00am – 10:15am **Morning Break - 200 Level Concourse**

Room 202AB

10:15am – 11:15am **Noise is Back** – Current and foreseeable noise challenges facing airports, including those relating to FAA metroplex initiatives and FAA review of the 65 DNL standard.

Moderator: *Pierre Gagnon*, Committee Chair, Vice-président, Affaires juridiques et secrétaire, Aeroports de Montreal

Speakers: *John Putnam*, Managing Partner, Kaplan Kirsch & Rockwell
Mary Ellen Eagan, President, HMMH

Flavio Leo, Deputy Director of Aviation Planning and Strategy, Massport

11:15am – Noon

Fuel Issues Part I – Environmental issues related to development and operation of fueling systems at airports. Analysis of recent negotiations/agreements.

Moderator: *Amy Gonzalez*, General Counsel, San Diego Airport Authority

Speakers: *Mina Makarios*, Associate, Anderson & Kreiger
Sarah Walls, Partner, Cantey Hanger

12:00pm – **Lunch - 200 Level Concourse**
1:00pm

1:00pm – **Room 202AB**
1:30pm **Fuel Issues Part I** – Contract issues related to development and operation of fueling systems at the airport. Analysis of recent negotiations/agreements.

Moderator: *Amy Gonzalez*, General Counsel, San Diego Airport Authority
Evan Wilson, Senior Attorney, Metropolitan Airports Commission (Minneapolis-St. Paul)
TJ Roskelley, Partner, Anderson & Kreiger

1:30pm-
2:30pm **Airport Technology Procurements and Contracting Part I** – Equipping airports with the latest technology presents unique legal challenges. How can you protect the airport's interests in the high tech arena?

Moderator: *Debra A. Braga*, Chief Legal Officer, Jacksonville Aviation Authority
Speakers: *Michael Stephens*, General Counsel and Vice President for Information Technology, Hillsborough County Aviation Authority
Diane Pezanoski, Deputy Corporation Counsel, City of Chicago Department of Law Chicago
Kevin Cain, Assistant City Attorney, Denver International Airport

2:30pm – **Afternoon Break - 200 Level Concourse**
2:45pm

2:45pm – **Room 202AB**
3:45pm **Airport Technology Procurements and Contracting Part II** – Equipping airports with the latest technology presents unique legal challenges. How can you protect the airport's interests in the high tech arena?

Moderator: *Debra Braga*, Chief Legal Officer, Jacksonville Aviation Authority
Speakers: *Michael Stephens*, General Counsel and Vice President for Information Technology, Hillsborough County Aviation Authority
Lindsay Canning, Houston Airports System
Steve Michoulas, Director, Legal Services & Legal Counsel, Vancouver Airport Authority.

3:45pm –
4:45pm

Airport Law Roundtable (Closed Session. No one representing interests adverse to airports on topics being discussed may attend during that discussion)

Discussion of current issues of interest to airport lawyers.

Moderator: *Susana Carbajal*, Assistant Director, Austin-Bergstrom International Airport

Topics/Speakers

Construction near airports – zoning, Part 77 issues; what does the Trump Administration mean for airports?; Issues to consider when establishing an airport authority; developments in car-sharing and ride-sharing operations at airports (Peter Kirsch, Kaplan, Kirsch & Rockwell); how do airports comply with broad DOT/FAA Civil Rights contracting provisions in a real world context?; Analysis of Part 16 dockets since the inception of the process in 1996 (Pablo Nuesch, Spiegel & McDiarmid)

4:45pm **Adjourn**

5:00pm **Exhibition Hall Grand Opening**

Mark Your Calendars!
Spring 2018 Legal Conference
May 2-5, 2018 San Francisco, CA
[InterContinental San Francisco](#)