

CCSA Virtual Fall Workshop

October 9, 2020

Live Sessions (available for Participatory MCLE)

10:00 – 11:15 am (1.25 MCLE)	<p>COVID-19 Lessons: The global public health crisis has exposed vulnerabilities in educational agencies' provision of services to students and stress-tested education law's ability to swiftly and flexibly react to widespread health and safety emergencies. School administrators and their attorneys across the state continue to grapple with the legal implications and consequences of it all. This presentation will explore different aspects of practical widespread emergency response, including issues surrounding select exclusions of students and employees, school closures, disruption in service, special education, remote learning, employee compensation, negotiation, and the Brown Act.</p> <p>Presenters: <i>Paul McGlocklin, Partner; Joyce Yu, Associate, Atkinson Andelson Loya Ruud & Romo</i></p>
1:00 – 2:00 pm (1.0 Substance Abuse/Competence MCLE)	<p>Competence Issues: This presentation provides a review of the brain chemistry of addiction and alcoholism, as well as a discussion of the behavioral and health consequences of the disease. Insights are offered into the personality traits of attorneys and the qualities of the legal profession that combine to make lawyers significantly more susceptible to addiction, and more difficult to treat, than the general population. The presentation includes a case study of an addict attorney, as well as a self-diagnosis exercise for attorneys to utilize if they are concerned that they may have a problem, which needs to be addressed. Concluding remarks are directed towards both systemic and individual solutions to the problem, with references to specific strategies and resources available to attorneys. Mr. Mann approaches this very serious topic in a manner that incorporates humor and irony and invites attorneys to engage in a bit of sometimes much-needed self-reflection.</p> <p>Presenter: <i>David Mann, The Other Bar</i></p>

Pre-Recorded Sessions (available for Self-Study MCLE)

1 hour (1.0 MCLE)	<p>Having Your Day in Court - Advocating for Public Education in Court: School law attorneys are at the center of the contentious world of education law and policy. Not surprisingly, school districts, county offices of education, and other educational agencies often find themselves defending or advancing their legal and policy decisions in a court of law. This presentation will focus on strategies and approaches designed to provide the most effective advocacy for public education in court. The presenter will draw upon his decades of experience representing school districts before administrative agencies, trial courts, courts of appeal, and the California Supreme Court, and provide real-life examples of how judges perceive and respond to the education law issues that we grapple with on a daily basis.</p> <p>Presenter: <i>John Yeh, Partner, Burke Williams & Sorensen</i></p>
1 hour (1.0 MCLE)	<p>Conducting an Appropriate Workplace Investigation: The workshop will cover the following issues: 1. The Weingarten rule 2. The Fifth Amendment 3. Duty of employees to cooperate and be truthful 4. Duty of employers to take prompt action to investigate 5. The standard by which courts review investigations 6. Characteristics of an appropriate workplace investigation including that it be prompt, impartial, confidential to extent possible, thorough, and by a trained investigator.</p> <p>Presenter: <i>Peter Rittling, Partner; Chelsea Tibbs, Associate, Dannis Woliver Kelley</i></p>
1 hour (1.0 MCLE)	<p>Special Education Legal Update: The presenter will provide an overview of the most important, current hot topics in special process of education. The presenter will cover recent cases from the Office of Administrative Hearings and the courts in addition to new guidance from the U.S. Department of Education and other newsworthy legal 2020 developments affecting special education in California.</p> <p>Presenters: <i>Anne Sherlock, Partner; Rachael Tillman, Associate, Fagen Friedman & Fulfroft</i></p>

(5.25 total MCLE; 2.25 Participatory MCLE, 3.0 Self-Study MCLE)