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2013 ANNUAL MEETING AND CONVENTION



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SCHEDULE AT A GLANCE

WEDNESDAY, SEPTEMBER 25

8:00 am-5:00 pm **Salon Del Mar** // Board of Directors Meeting
4:00 pm-6:00 pm **San Geronimo Foyer** // Registration

THURSDAY, SEPTEMBER 26

8:00 am-5:00 pm **San Geronimo Foyer** // Registration
8:30 am-9:00 am **San Geronimo A** // Welcoming Remarks
9:00 am-10:00 am **San Geronimo A** // Session 1A: The Status and Future of Re-entry Courts
9:00 am-10:00 am **San Geronimo C** // Session 1B: Keeping A Pulse On Class and Collective Actions: An Analysis of Recent Supreme Court and Federal Court Decisions Involving FRCP Rule 23 and the FLSA
10:15 am-11:15 am **San Geronimo A** // Session 2A: Taming a Mass Torts MDL Case: A Review of the Expert Handling of the 1986 San Juan DuPont Plaza Hotel Fire Case—Lessons to Draw in 2013
10:15 am-11:15 am **San Geronimo C** // Session 2B: Issues in Caring for our Military
11:30 am-12:30 pm **San Geronimo A** // Session 3a: From Muskets to M-16s: The History and Future Challenges of Gun Policy
11:30 am-12:30 pm **San Geronimo C** // Session 3B: Affordable Care Act
12:30 pm-2:00 pm **San Geronimo B** // **Younger Lawyers Division Awards Luncheon**
Sponsored by Thomson Reuters
2:15 pm-3:15 pm **San Geronimo A** // Session 4A: *Daubert* Motions: There Has Got to be a Better Way
2:15 pm-3:15 pm **San Geronimo C** // Session 4B: The Future of Federal Class Actions
3:30 pm-4:45 pm **San Geronimo A** // Session 5A: Private and Government-Related Consumer Litigation—Recent Developments and Hot Topics
3:30 pm-4:30 pm **San Geronimo C** // Session 5B: Professional Ethics Issues Relevant to the Federal Practitioner
6:00 pm-9:00 pm **Welcome Reception at Hilton Caribe Beach**
Sponsored by FBA Chapters, Sections, and Divisions

FRIDAY, SEPTEMBER 27

8:00 am-2:30 pm **San Geronimo Foyer** // Registration
9:00 am-10:00 am **San Geronimo A** // Session 6A: Women in the Law, Panel One: Lessons from Our Past and Judiciary
9:00 am-10:00 am **San Geronimo C** // Session 6B: Top Ten Bankruptcy Cases of the Past Year
10:15 am-11:15 am **San Geronimo A** // Session 7A: Women in the Law, Panel Two: Understanding the Impact of Gender on the Retention and Advancement of Women in Legal Workplaces
10:15 am-11:15 am **San Geronimo C** // Session 7B: Social Media in Our Courts: Discovery, Trial, and Practice Considerations
11:30 am-12:30 pm **San Geronimo A** // Session 8A: The Long Shot: How a Young Solo Practitioner Made It to the Supreme Court on a Question Regarding Summary Judgment—and Won
11:30 am-12:30 pm **San Geronimo C** // Session 8B: Trends in Labor and Employment Law: A Panel Discussion
12:30 pm-2:00 pm **San Geronimo B** // **Fellows of the Foundation and Hon. Sarah T. Hughes Civil Rights Award Luncheon**
Sponsored by Verbatim Reporting
2:15 pm-3:15 pm **San Geronimo A** // Vice Presidents for the Circuits Meeting
2:15 pm-4:15 pm **Flamingo D** // Federal Bar Building Corporation Board of Directors Meeting
2:15 pm-4:15 pm **Flamingo B** // Foundation of the FBA Board of Directors Meeting
2:15 pm-3:15 pm **Flamingo C** // Editorial Board Meeting
2:15 pm-3:15 pm **San Geronimo C** // Federal Litigation Section Meeting
2:15 pm-3:15 pm **Flamingo A** // Labor and Employment Law Section Meeting
6:00 pm-11:00 pm **Bus Pick-up: Porta Cochere, Main Hotel Entrance** // **Reception at Antiguo Casino**
Sponsored by the Hon. Raymond L. Acosta Puerto Rico Chapter

SATURDAY, SEPTEMBER 28

8:00 am-5:00 pm **San Geronimo Foyer** // Registration & Continental Breakfast
8:30 am-10:30 am **San Geronimo C** // Vice Presidents for the Circuits, Section Leaders, and Chapter Leaders Meeting
10:45 am-11:45 am **San Geronimo A** // Chairs of Sections & Divisions Breakout Meeting
10:45 am-11:45 am **San Geronimo C** // Vice Presidents for the Circuits and Chapter Leaders Breakout Meeting
12:00 pm-2:00 pm **San Geronimo B** // **FBA Awards Luncheon**
Sponsored by HaystackID
2:15 pm-5:00 pm **San Geronimo C** // National Council Meeting
6:00 pm-7:00 pm **San Geronimo Foyer** // **Cocktail Reception**
Sponsored by the Vice Presidents for the Circuits
7:00 pm-10:00 pm **San Geronimo ABC** // **Presidential Installation Banquet**
Sponsored by the Labor & Employment Law Section

WELCOME LETTER

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We are thrilled that such a distinguished professional organization as the Federal Bar Association (FBA) has selected Puerto Rico to be the host for their 2013 Annual Meeting and Convention. For more than ninety years, the FBA has offered outstanding services to its thousands of members, particularly to judges, attorneys and other professionals in Puerto Rico. In this regard, we are proud to know that one of our own, Hon. Gustavo A. Gelpí, Judge of the United States District Court for the District of Puerto Rico, will have the honor of becoming president of the FBA.

As our guests, you will have the opportunity to discover why Puerto Rico is one of the best places to host conventions. Aside from the world class services, the state-of-the-art infrastructure, and the professional staff, the hospitality of our people make us special, distinguishing the Island as a premier tourist destination.

As we cater to your needs during the proceedings of the Convention, we invite you to take time to savor the diverse flavors Puerto Rico has to offer. First of all, we encourage you to take a stroll down the beautiful streets of the historic Old San Juan. You will have the opportunity to choose from a wide variety of restaurants to enjoy authentic local or international gastronomy.

The Island also has multiple attractions to visit. Please take the time to behold the beauty of the national rainforest “El Yunque”, the only tropical rainforest in the United States National Forest System; admire the magical bioluminescent bays and delight in our warm beaches. You can also enjoy the fabulous selection of shopping venues and exceptional art collections in our museums. To obtain more information on restaurants, attractions, accommodations, special events and transportation services, we encourage you to ask for a copy of the *Qué Pasa!* magazine at your hotel, or visit our website: www.seepuertorico.com.

We are certain you will enjoy your visit to Puerto Rico and that we will be welcoming you back. The Puerto Rico Tourism Company looks forward to establish an enduring working relationship with the FBA.



Ingrid I. Rivera Rocafort
Executive Director
Puerto Rico Tourism Company

CLE SESSIONS

THURSDAY, SEPTEMBER 26

1A 9:00 AM-10:00 AM: SAN GERONIMO A // THE STATUS AND FUTURE OF RE-ENTRY COURTS

Hon. Ann Aiken, *U.S. District Court, District of Oregon* // Hon. Ruben Castillo, *U.S. District Court, Northern District of Illinois*

Presented by the Criminal Law Section and the Federal Career Service Division

Judges Castillo and Aiken will discuss the history and current status of re-entry courts in the federal system. Judge Castillo will share his experience in presiding over the Northern District of Illinois' re-entry court, and Judge Aiken will describe the unique features of the District of Oregon's re-entry court as well as her efforts to expand the use of re-entry courts throughout the nation. The program will also touch upon the recurring challenges faced by re-entry court participants and the role of U.S. Probation Office, the U.S. Attorney's Office, the Federal Defender's Office, and other private and non-profit community organizations such as the Salvation Army, in re-entry courts.

1B 9:00 AM-10:00 AM: SAN GERONIMO C // KEEPING A PULSE ON CLASS AND COLLECTIVE ACTIONS: AN ANALYSIS OF RECENT SUPREME COURT AND FEDERAL COURT DECISIONS INVOLVING FRCP RULE 23 AND THE FLSA

Alison Gibbs, *Associate Attorney, Hunt Ortmann Palfy Nieves Darling & Mah, Inc.* // Tina Nieves, *Nieves Law PC, Of Counsel, Hunt Ortmann Palfy Nieves Darling & Mah Inc.* // Katherine (Katie) Odenbreit, *Senior Attorney, Hunt Ortmann Palfy Nieves Darling & Mah Inc.*

The panel will discuss recent, key decisions, involving: 1) *AT&T Mobility, LLC v. Concepcion*, --- U.S. ---, 131 S. Ct. 1740 (2011) (*Concepcion*) and Post-*Concepcion* cases addressing the Federal Arbitration Act and arbitration agreements that attempt to prohibit both class and collective adjudication; 2) unsettled questions surrounding Federal Rules of Civil Procedure (FRCP) Rule 23 prerequisites post *Dukes v. Wal-Mart* including an analysis of the Supreme Court's decisions in *Amgen Inc. v. Connecticut Retirement Plans and Trust Funds*, No. 11-1085, slip op. (U.S., Feb. 27, 2013); *Comcast v. Behrend*, No. 11-864, slip. op. (U.S., March 27, 2013); and *American Express v. Italian Colors Restaurant, et al.*, No. 12-133 (argued Feb. 27, 2013) and 3) offers of judgment under FRCP Rule 68 in Fair Labor Standards Act collective actions and the effect on FRCP Rule 23 class actions (*Genesis Healthcare Corp. v. Symczyk*, No. 11-1059, slip op. (U.S., April 16, 2013).

2A 10:15 AM-11:15 AM: SAN GERONIMO A // TAMING A MASS TORTS MDL CASE: A REVIEW OF THE EXPERT HANDLING OF THE 1986 SAN JUAN DUPONT PLAZA HOTEL FIRE CASE—LESSONS TO DRAW IN 2013

Hon. Raymond L. Acosta, *Senior Judge, U.S. District Court, District of Puerto Rico* // Hon. Ruben Castillo, *U.S. District Court, Northern District of Illinois*

Presented by the Senior Lawyers Division

On Dec. 31, 1986, a fire was set by disgruntled employees of the DuPont Plaza Hotel who were in the middle of a labor dispute with the owners of the hotel. The subsequent, tort-based litigation resulted in the filing of 264 suits in federal and state court for injuries and 97 deaths against more than 250 defendants. This program will endeavor to review the important procedural and logistical steps taken during this historic litigation by having a panel discussion with the core attorneys who worked on this case as well as Judge Raymond L. Acosta of the District of Puerto Rico.

2B 10:15 AM-11:15 AM: SAN GERONIMO C // ISSUES IN CARING FOR OUR MILITARY

Marlene S. Garvis (Moderator), *Partner, Jardine, Logan & O'Brien, P.L.L.P.* // Carol Wild Scott (Moderator), *Deputy Director, Veterans Consortium Pro Bono* // Tia Christopher, *U.S. Navy (retired)* // Hillary Wandler, *Assistant Professor of Law, University of Montana School of Law*

Presented by the Veterans and Military Law Section and Health Law Section

Tia Christopher will discuss the prevalence and epidemiology of military sexual violence (MST) and the health correlates of MST and PTSD; the mental, emotional and physical consequences of MST for the victims; the cost of MST for the military, including effects on morale, enlistment, and suicide; and government efforts to prevent MST, focusing on efforts to protect the victims and changing military training to enforce a culture of service. Hillary Wandler will discuss issues in the structure of the current military health care as it relates to veterans, with special focus on the military culture ("the Warrior Ethos"), the mental health workforce factors, and financial barriers. The program also touches upon cultural and ethnic disparities, co-morbidities of mental health disorders with physical illness and substance abuse; meeting the challenges of treating veterans with culturally compliant care; quality and type of successful mental health services; and the outlook for the future.



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ADMINISTRATIVO

Legislación y jurisprudencia que todo profesional del derecho debe conocer para la práctica administrativa

- 2 hs / ADM-2009-106. Disponible: 1 de septiembre al 30 de noviembre de 2013

AMBIENTAL

Al día con el nuevo proceso de permisos parte I

- 2.85 hs abogados - ADM-2012-443

Disponible: 20 de agosto al 31 de octubre de 2013

Al día con el nuevo proceso de permisos parte II

- 3.1 hs abogados - ADM-2012-443

Disponible: 20 de agosto al 31 de octubre de 2013

CONSTITUCIONAL

Bullying: ¿cómo prevenirlo y enfrentarlo?

- 1.5 hs / CONST-2012-72. Disponible: 15 de abril al 15 de septiembre de 2013

El negocio del deporte: la Constitución, los contratos, los daños

- 4 hs / MISC-2010-319. Disponible: 31 de agosto al 30 de noviembre de 2013

El derecho a la propia imagen

- 1.5 hs / PROP-2012-160. Disponible: 10 de agosto al 31 de octubre de 2013

SALUD Y SEGUROS

El enredo de Medicare: consejos prácticos para el cumplimiento con el "Medicare Secondary Payer Act"

- 2.5 hs / COME-2012-584. Disponible: 31 de agosto al 30 de noviembre de 2013

ÉTICA

Ética del profesional del derecho ante las agencias

- 3.6 hs en ética / ETI-2010-150. Disponible: 31 de agosto al 30 de noviembre de 2013

Derecho laboral: análisis de actualidad e implicaciones éticas

- 3.5 hs (2.3 generales / 1.2 ética) / LABO-2012-362

Disponible: 31 de agosto al 30 de noviembre de 2013

Conducta profesional: la relación abogado-cliente

- 2 hs / ETI-2013-317. Disponible: 1 de septiembre al 30 de noviembre de 2013

TECNOLOGÍA

Impugnación de evidencia electrónica bajo la Regla 901 de las de evidencia

- 1.5 hs / LITI-2012-515

Disponible: 31 de agosto al 30 de noviembre de 2013

Jurisdicción en Internet: ¿existe en Puerto Rico?

- 1.5 hs / MISC-2012-430. Disponible: 31 de agosto al 30 de noviembre de 2013

Derecho y redes sociales: asuntos legales más comunes

- 3.4 hs / MISC-2012-415. Disponible: 31 de agosto al 30 de noviembre de 2013

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3A 11:30 AM-12:30 PM: SAN GERONIMO A // FROM MUSKETS TO M-16S: THE HISTORY AND FUTURE CHALLENGES OF GUN POLICY

Stephen D. Stamboulieh, *Mitchell Day Law Firm, PLLC*

Presented by the Orlando Chapter

This program will cover the history of gun policy in the United States, including the Second Amendment, the National Firearms Act, the Gun Control Act, and recent Supreme Court decisions; essential background on the technology and terminology involved in regulating firearms; federal options for gun policy and violence reduction; and ongoing efforts by states to regulate and deregulate firearms.

3B 11:30 AM-12:30 PM: SAN GERONIMO C // AFFORDABLE CARE ACT

Amanda R. Cefalu, *Partner, Anderson, Helgen, Davis & Nissen, PA* // Michael T. Joliat, *Associate, Anderson, Helgen, Davis & Nissen, PA* // Pamela Nissen, *Partner, Anderson, Helgen, Davis & Nissen, PA*

This panel will present information on the implementation of the Affordable Care Act, addressing three areas of the legislation that are potential sources of litigation for employers and insurers. Under the Employer Shared Responsibility Tax, large employers may face significant taxes; the rules that implement this tax, however, are complex and untested. Until the rules are refined through litigation, we anticipate employer challenges to IRS assessments in federal tax court. Additionally, the Affordable Care Act affects insurers profoundly, subjecting them to a completely new regulatory regime. Finally, whistleblower provisions within the Affordable Care Act and the issues employers may anticipate in complying with these provisions will be discussed.

4A 2:15 PM-3:15 PM: SAN GERONIMO A // DAUBERT MOTIONS: THERE HAS GOT TO BE A BETTER WAY

Michael Warshauer, *Warshauer Law Group, P.C.*

Daubert motions are one of the most time consuming and uncertain aspects of federal civil litigation. In the 20 years since this landmark opinion was handed down, there have been changes in the Federal Rules of Civil Procedure relating to expert reports, but there has been no change, or any clear guidance, relating to dealing with *Daubert* challenges and the tremendous costs to both the judiciary and the litigants. This presentation will suggest alternatives to the present method of handling *Daubert* issues that will reduce the costs to both litigants and the judiciary, and be consistent with the demands of the Seventh Amendment that juries are supposed to decide questions of fact—not judges.

4B 2:15 PM-3:15 PM: SAN GERONIMO C // DEVELOPMENTS IN FCA & QUI TAM LITIGATION

Jason Steed, *The Law Office of Jason Steed*

This presentation will provide an update on recent cases and developments in FCA/qui tam litigation. We will review what FCA/qui tam litigation entails and we'll discuss some statistical trends, such as the number of FCA/qui tam cases being brought each year and the size of damages awards. But the focus will be on developments in the law, and on how certain issues in FCA/qui tam litigation have been addressed or decided recently in the federal circuits. We'll also discuss new issues that seem to be arising.

5A 3:30 PM-4:45 PM: SAN GERONIMO A // PRIVATE AND GOVERNMENT-RELATED CONSUMER LITIGATION—RECENT DEVELOPMENTS AND HOT TOPICS

William Frank Carroll (Moderator), *Cox Smith Matthews Inc.* // Jane M. Azia, *Bureau Chief, Consumer Frauds & Protection Bureau, Office of the New York Attorney General* // Elizabeth J. Cabraser, *Partner, Lieff Cabraser Heimann & Bernstein LLP* // Brian J. Murray, *Partner, Jones Day* // Prof. Linda S. Mullenix, *University of Texas School of Law* // Richard M. Parr, *Associate General Counsel, AT&T* // Robert D. (Bo) Phillips Jr., *Partner, Reed Smith LLP* // Hon. Gerald E. Rosen, *Chief Judge, U.S. District Court, Eastern District of Michigan*

Presented by the Federal Litigation Section

Consumer litigation has been significantly impacted by a number of decisions by the Supreme Court in this and the last two terms, involving class actions, arbitration and standing. Review the impact of these sea-change opinions with a panel of distinguished judges, state attorneys, corporate counsel, law professors and practitioners from both sides of the docket.





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5B 3:30 PM-4:30 PM: SAN GERONIMO C // PROFESSIONAL ETHICS ISSUES RELEVANT TO THE FEDERAL PRACTITIONER

Hector L. Ramos-Vega, *Supervisory Assistant Federal Public Defender, District of Puerto Rico* // Manuel San Juan, *Partner, Law Offices of Manuel San Juan*

Presented by the Ethics Committee

This program will focus on professional ethics issues relevant to the federal practitioner and will provide attendees with an hour of ethics credit. In particular, the program will address notable court decisions and changes in federal rules significant to both civil and criminal federal practice. Additionally, the panel will touch upon ethical issues unique to practicing in Puerto Rico and the Caribbean.

FRIDAY, SEPTEMBER 27

6A 9:00-10:00 AM: SAN GERONIMO A // WOMEN IN THE LAW, PANEL ONE: LESSONS FROM OUR PAST AND JUDICIARY

Hon. Elizabeth Ann Kronk Warner, *Associate Professor and Director of the Tribal Law and Government Center, University of Kansas School of Law; Appellate Judge, Sault Ste. Marie Tribe of Chippewa Indians* // Hon. Michelle Burns, *U.S. Magistrate Judge, U.S. District Court, District of Arizona* // Hon. Aida M. Delgado-Colon, *Chief Judge, U.S. District Court, District of Puerto Rico* // Prof. Danne Johnson, *Oklahoma City University School of Law*

Sponsored by Bryan Cave LLP

This panel will explore the historical role women have played in the development of American law. Furthermore, the panel will discuss the role women have played within the federal judiciary. The panel will also address the development of law related to sex equality. In considering how the law has developed in this area, panelists will comment on how the law profession should develop in the future.

6B 9:00 AM-10:00 AM: SAN GERONIMO C // TOP TEN BANKRUPTCY CASES OF THE PAST YEAR

Hon. Brian K. Tester, *U.S. Bankruptcy Court, San Juan, Puerto Rico* (Moderator) // Hon. Craig Gargotta, *U.S. Bankruptcy Judge, Western District of Texas* // Hon. Barry Russell, *Chief Judge Emeritus, U.S. Bankruptcy Judge, Central District of California* // Hon. Alan S. Trust, *U.S. Bankruptcy Judge, Eastern District of New York*

Presented by the Bankruptcy Law Section

This program will focus on the 10 bankruptcy cases from the past year that will most likely affect the practice of bankruptcy attorneys, as well as that of attorneys whose clients may be impacted by bankruptcy issues. Cases will be selected from business and consumer topics. The program will be presented by bankruptcy judges from across the country; for this program, Judge Barry Russell from the Ninth Circuit (California), Judge Craig Gargotta from the Fifth Circuit (Texas), Judge Alan Trust from the Second Circuit (New York); and Judge Brian Tester from the First Circuit who sits in Puerto Rico, will serve as moderator. The panel will take questions from the audience.

7A 10:15 AM-11:15 AM: SAN GERONIMO A // WOMEN IN THE LAW, PANEL TWO: UNDERSTANDING THE IMPACT OF GENDER ON THE RETENTION AND ADVANCEMENT OF WOMEN IN LEGAL WORKPLACES

Ashley Belleau, *Partner, Montgomery Barnett LLP* (Moderator) // Katherine Gonzalez-Valentin, *Senior Member, Ferraiuoli LLC* // Kelly Scalise, *Shareholder, Liskow & Lewis* // Elizabeth Smith, *Law Offices of Elizabeth G. Smith* // Maria Vathis, *Of Counsel, Bryan Cave LLP*

Sponsored by Montgomery Barnett LLP

The panel will explore existing law applicable to gender and sex issues arising in the workplace with a special emphasis on legal workplace environments. Moreover, the panelists will provide specific examples of how they have addressed issues involving sex and gender in the workplace. In this regard, the panel will provide both information on the existing law as well as constituting a skill-building session.



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September 4-6, 2014



Federal Bar Association
2014 ANNUAL MEETING & CONVENTION

Photo by Nicholas Miller

7B 10:15-11:15 AM: SAN GERONIMO C // SOCIAL MEDIA IN OUR COURTS: DISCOVERY, TRIAL, AND PRACTICE CONSIDERATIONS

Joel P. Schroeder, *Attorney, Faegre Baker Daniels LLP*

Presented by the Law Offices of Elizabeth G. Smith

Social media have changed how we communicate and interact—wall posts, tweets and online videos are now a treasure trove of evidence in criminal and civil litigation. Employment litigator Joel Schroeder discusses the impact that social media are having on litigation—during investigations, discovery and trial. The presentation focuses on emerging case law and commentary, examining how courts are dealing with discovery disputes and applying old evidentiary rules to a new, more dynamic source of media that are often not easily identifiable, authenticated or free of hearsay. The presentation also touches on ethical issues relating to counsel's use of social media in litigation, as well as best-practice tips to advise clients about accessing, preserving and producing data contained on social networking sites.

8A 11:30AM-12:30 PM: SAN GERONIMO A // THE LONG SHOT: HOW A YOUNG SOLO PRACTITIONER MADE IT TO THE SUPREME COURT ON A QUESTION REGARDING SUMMARY JUDGMENT AND WON

David Mills, *The Mills Law Office LLC*

Presented by the Younger Lawyers Division

After working at a big firm and clerking in federal court, David Mills opened a solo appellate practice in his hometown of Cleveland, Ohio. Little did he realize that just two years later, at 33 years old, he would be featured on the cover of the ABA Journal national magazine for taking a case to the U.S. Supreme Court. In this presentation, Mills will describe how he came to represent a woman named Michelle Ortiz, who was sexually assaulted by a jail guard, won a jury verdict against state officials under the federal civil-rights statute (42 U.S.C. § 1983), and then lost on appeal in the Sixth Circuit. Mills will discuss how he successfully petitioned the U.S. Supreme Court to grant certiorari on an issue of federal civil procedure (regarding the conditions under which the denial of summary judgment can be appealed). In addition to discussing certiorari-stage strategy, Mills will also discuss oral argument at the Supreme Court, and the current state of the law regarding summary-judgment appeals in light of the Court's unanimous decision in Ortiz's favor.

8B 11:30 AM-12:30 PM: SAN GERONIMO C // TRENDS IN LABOR AND EMPLOYMENT LAW: A PANEL DISCUSSION

Jose R. Gonzalez-Nogueras (Moderator), *Partner, Jiménez, Graffam & Lausell* // Hon. Daniel Dominiguez, *U.S. District Court, District of Puerto Rico* // Celeste J. Mattina, *Acting Deputy General Counsel, National Labor Relations Board*
Karleen Green, *Partner, Phelps Dunbar LLP*

Presented by the Labor & Employment Law Section

This panel session will review the most important issues of 2013, specifically including decisions and challenges facing employers in complying with certain provisions of the Patient Protection and Affordable Care Act (PPACA)— such as the employer mandate and whistleblower provisions, the increasing role and risks of social media in labor, employment controversies. The panel will also discuss the challenges facing the National Labor Relations Board after the D.C. Circuit's *Noel Canning* decision and other notable court decisions involving equal employment opportunity, social media in the workplace, retaliation, and wage and hour issues. The session will provide an overview for attorneys who do not regularly practice in this area, as well as the latest developments for labor and employment law practitioners in Puerto Rico and across the country.



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