

# Litigation Practice Forum 2024

May 16 – Live/Virtual Seminar

Program Producer: Allison Jackson, Egerton, McAfee, Armistead & Davis

Total Credits: 1 Dual, 2 General



**This year's Litigation Forum will offer essential and useful material for litigators. Programming will include a session covering Tennessee summary judgement, evidentiary privilege, and the ethical implications of artificial intelligence from the perspective of the Board of Professional Responsibility.**

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| 9:00am – 10:00am CT                 | <b>Advanced Summary Judgment Practice</b><br><i>In this session, David Nagle will delve beyond the basics of summary judgment practice in Tennessee</i><br>David Nagle, Legal Aid of East Tennessee  |
| 10:00am – 10:15am CT                | <b>Break</b>   |
| 10:15am – 11:15am CT                | <b>What Litigators Need to Know About the Expert Opinion Privilege</b><br><i>In this presentation, Todd Presnell and Kristi Arth will analyze the new expert opinion privilege created by the Tennessee Supreme Court in Borngne ex rel. Hyter v. Chattanooga-Hamilton Cnty. Hosp. Auth. Presnell and Arth are coauthors of the treatise Privileges and Protections: Tennessee and Sixth Circuit Law (LexisNexis 2024). The presentation will provide an overview of the case, outline Tennessee's newest evidentiary privilege, breakdown the open questions about its scope that will need development through future litigation, and analyze the privilege through the authors' proposed privilege adoption framework.</i><br>Todd Presnell, Bradley Arant Boult Cummings<br>Kristi Arth, Belmont University College of Law |
| 11:15am – 11:30am CT                | <b>Break</b>   |
| 11:30am – 12:30pm CT<br><b>DUAL</b> | <b>Ethical Considerations of Artificial Intelligence from the Tennessee Board of Professional Responsibility</b><br><i>During the session, we will define what we mean by "artificial intelligence" in the legal realm, look briefly at how lawyers are using AI in everyday practice, then focus on what ethical duties are implicated through the use of AI and how attorneys' actions are being accounted for under the Rules of Professional Conduct. We will also consider some court and ethics opinions from various states who have addressed AI issues.</i><br>Tiffany Tant-Shafer, Tennessee Board of Professional Responsibility  |