



## The New World of In Personam Jurisdiction After *Goodyear* and *J. McIntyre*—Planning to Get the Best and Defending Against the Worst

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The U.S. Supreme Court recently heard two cases on jurisdiction over foreign and domestic corporations that address the law school favorite, *International Shoe*, for the first time in nearly 25 years. The Supreme Court's opinions in these cases will be of special concern to our clients, who face the risk of being dragged into inconvenient and hostile forums across the country. This presentation discusses those Supreme Court cases, *Goodyear Luxembourg Tires v. Brown*, No. 10-76, and *J. McIntyre Machinery v. Nicastro*, No. 09-1343, and the important ramifications for the defense bar. The presenters, defense counsel of record for *both* cases, will discuss how your clients can minimize the possibility of ending up in hostile jurisdictions.

### Who Should Attend

- Defense bar litigators who want the best litigation strategies to achieve case dismissals for lack of personal jurisdiction
- In-house counsel on the corporate side who want to learn which structures and contracts best protect against being haled into hostile forums
- In-house counsel on the litigation side who will fight to get a company out of a hostile forum when a plaintiff's counsel files suit there without a reasonable basis
- Anyone who took Civil Procedure in law school

### What You Will Learn

- How the Supreme Court has changed (and not changed) the law of personal jurisdiction
- The risks of attribution of jurisdiction based upon the activities of corporate affiliates and independent distributors
- Which corporate structures and contract provisions can best protect against the unfair exercise of personal jurisdiction
- Which new defenses against personal jurisdiction are suggested by the Supreme Court opinions

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**THURSDAY, JULY 14, 2011**

2:00 p.m. – 3:30 p.m. Eastern

1:00 p.m. – 2:30 p.m. Central

12:00 p.m. – 1:30 p.m. Mountain

11:00 a.m. – 12:30 p.m. Pacific

**Webcast Program Chair:** Michael L. Reitzell, Duane Morris LLP, San Francisco, California



**Meir Feder** heads the Issues & Appeals Practice in Jones Day's New York City office and litigates frequently in the U.S. Supreme Court. He was previously deputy chief appellate attorney in the U.S. Attorney's Office for the Southern District of New York, and is a former law clerk for Justice David Souter. Mr. Feder argued *Goodyear Dunlop Tires Operations, et al. v. Brown*, No. 10-76, in the U.S. Supreme Court on behalf of the petitioners.



**Arthur Ferguson** is of counsel with Ansa Assuncao LLP. He is a graduate of Yale Law School. He clerked for Judge Thomas P. Griesa in the Southern District of New York and Chief Justice Warren E. Burger. Mr. Ferguson has taught law school, was a federal narcotics prosecutor, and litigated in private practice. He argued *J. McIntyre Machinery, Ltd. v. Robert Nicastro, et al.*, No. 09-1343, in the U.S. Supreme Court on behalf of the petitioners.

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