Preliminary Program



# Ohio, Kentucky, Indiana, Michigan and Pennsylvania Retail Development & Law Symposium

Hilton Columbus/Polaris Columbus, OH | February 27 – 28, 2020 #ICSC



www.icsc.com/2020S01

# THURSDAY FEBRUARY 27

Registration 5:30 – 8:00 pm

#### Member-Hosted Reception

7:00 – 8:00 pm

Corporate sponsorship opportunities are available. For more information, please visit www.icsc.com/2020S01.

# FRIDAY

**FEBRUARY 28** 

Registration 6:45 am – 4:45 pm

# **Breakfast**

7:15 – 8:00 am

## **Roundtable Discussions**

#### 8:00 – 9:00 am

Join expert-led discussions to find out more about the topics that interest you. All roundtable topics will be held twice, so participants may rotate to a different roundtable following the first 30-minute session.

Current topics include: Handling Common Operational Defaults; Lease Provisions – What Really Matters to the Client; Navigating Deals in Ground-Up Development; Going Dark – The Rise of Dark Kitchens and Other Co-Op Style Licenses and Subleases; Somebody to Lien On – Mechanics Liens and Tenant Improvements; and more.

## Welcome and Introduction to the Program

9:00 – 9:15 am

#### Kevin F. McKeegan

Ohio, Kentucky, Indiana, Michigan and Pennsylvania Retail Development & Law Symposium Program Planning Committee Co-Chair Partner Meyer, Unkovic & Scott, LLP

#### Christina M. Sprecher

Ohio, Kentucky, Indiana, Michigan and Pennsylvania Retail Development & Law Symposium Program Planning Committee Co-Chair Partner Frost Brown Todd, LLC

Betsy Laird

Senior Vice President, Global Public Policy ICSC

#### **Concurrent Sessions**

9:15 - 10:15 am

#### A. My Way or the Highway, or Meet Me Halfway: Hotly Contested Letter of Intent and Purchase Agreement Issues

PANELISTS Madeline McGrane Legal Counsel III Site Centers

**Robyn Minter Smyers** Partner Thompson Hine LLP

**Ben Snyder** Senior Vice President Matthews REIS™

## B. Preparing for the Worst – An Overview of Insurance, Casualty and Security Issues Facing Shopping Centers

MODERATOR Michele Knapp Boal General Counsel Zeisler Morgan Properties

PANELISTS Eric Cotton Deputy General Counsel & Corporate Compliance Officer Site Centers

**Kathryn Kramer Gaydos** Associate Benesch Friedlander Coplan & Aronoff LLP

John Mark Tichar Vice President, Sales Leader Real Estate Oswald Companies Break 10:15 – 10:30 am

#### **Concurrent Sessions**

10:30 – 11:30 am

A. A Rule Forbidding Bias? – Diversity and Legal Ethics

PANELISTS Kimberly S. Amrine Director of Diversity & Inclusion Frost Brown Todd LLC

**John G. Cameron, Jr.** Member Dickinson Wright LLP

# B. Why Lenders Do the Things They Do (And Why Counsel Needs to Care if Bad Things Happen)

PANELISTS Susan C. Cornett Partner Thompson Hine LLP

**James H. Schwarz** Partner Taft Stettinius & Hollister LLP

**Geoffrey M. White** Member Frost Brown Todd LLC

<mark>Break</mark> 11:30 – 11:45 am

### **Concurrent Sessions**

11:45 am - 12:45 pm

A. Pass the Legos: Assembling the Capital Stack

MODERATOR **Tracey A. Nichols** Director of Financial Services Project Management Consultants LLC

PANELISTS Steve Schoeny City Manager City of Upper Arlington **Scott J. Ziance** Partner Vorys, Sater, Seymour and Pease LLP

## B. "That Was Not What the Parties Intended" and Other Phrases Nobody Wants to Hear: Drafting to Avoid (Win) Litigation

PANELISTS **Robert E. Dauer, Jr.** Partner Meyer, Unkovic & Scott LLP

**Paul Magy** Member Clark Hill PLC

Karen R. Pifer Partner Honigman LLP

# Lunch Served

12:45 – 1:30 pm

#### **Keynote Presentation**

1:15 – 2:15 pm

If All Bets Are Off, Where Do We Go From Here?

MODERATOR Harlan W. Robins Member Dickinson Wright, PLLC

SPEAKER Michael Glimcher ICSC Past Trustee Chief Executive Officer Starwood Retail Partners

#### Break

2:15 – 2:30 pm

Ohio, Kentucky, Indiana, Michigan and Pennsylvania Retail Development & Law Symposium

#### **Concurrent Sessions**

2:30 - 3:30 pm

A. Re-place Your Bets: Things to Consider Before Going "All-In" on Shopping Center Redevelopment and Repositioning

PANELISTS David V. Allen Director, Counsel, Mixed Use Group Brookfield Properties

**Tandy C. Patrick** Partner Dentons Bingham Greenebaum LLP

Scott Richardson Senior Development Director Simon

#### B. Recent Environmental Developments Impacting Real Estate Transactions and Commercial/Retail Developments

PANELISTS Stephen N. Haughey Member Frost Brown Todd LLC

Chris Kim Kahn Managing Associate Frost Brown Todd LLC

**Anna M. Maiuri** Member Dickinson Wright PLC

**Sharon R. Newlon** Member Dickinson Wright PLLC

#### Break

3:30 - 3:45 pm

#### **Concurrent Sessions**

3:45 - 4:45 pm

A. Real Estate Joint Ventures – How to Keep Your Client's Relationship from Becoming Risky Business

PANELISTS Melissa A. Breeden Of Counsel Dickinson Wright PLLC

Dusty Elias Kirk Partner Reed Smith LLP

Michael A. Kostiew Partner Reed Smith LLP

## B. Meet Me in the Middle -A Mock Lease Negotiation

PANELISTS Brian McAllister Senior Director, Leasing Counsel Washington Prime Group

**Shannon S. Vukmir** Partner Sitko Bruno LLC

## Symposium Adjourns 4:45 pm

Sessions and speakers are subject to change.

Credit hours and approvals are pending in OH, KY, IN and PA.

# **TRUSTEE AND VOLUNTEER LEADERSHIP**

Luke Petherbridge, ICSC Central Division Vice President, ShopCore Properties Edward Eickhoff, CRX,CLS, ICSC Central Division Government Relations Chair, PFMG Development, LLC Donna Pugh, ICSC Central Division Operations Co-Chair, Foley & Lardner LLP Erin Pogge, CCIM, ICSC Central Division Innovations Chair, Noddle Companies Heather Rowe, ICSC Central Division P3 Public Chair, Village of Libertyville Warren Terrace, ICSC Central Division P3 Private Chair, First Commercial Realty & Development Co., Inc. Jim Pye, ICSC Central Division Retail Chair, Famous Footwear Dustin Marks, ICSC Central Division Next Generation Chair, Colliers International

# **PROGRAM PLANNING COMMITTEE**

Kevin F. McKeegan, Esq., Ohio, Kentucky, Indiana, Michigan and Pennsylvania Retail Development & Law Symposium Program Planning Committee Co-Chair, Meyer Unkovic & Scott, LLP Christina M. Sprecher, Esq.,Ohio, Kentucky, Indiana, Michigan and Pennsylvania Retail Development & Law Symposium Program Planning Committee Co-Chair, Frost Brown Todd, LLC

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