

Litigation Network

NEWSLETTER





Ivan Hannel General Counsel Zoe Holding Company

Message From the Network Chair

Several years ago, my wife and our then six-year-old son decided to volunteer at a cat shelter. When a few kittens didn't find homes, well—that's how we ended up with four cats and a disloyal dog. My wife is something of a Pied Piper for cats: if you spot one near her, the others are close by—somehow within ten feet, yet mostly invisible, like stealth aircraft waiting to pounce.

Unfortunately, recently one of our cats developed a terrible cough and wheeze. After multiple and going visits to two veterinarians, thousands of dollars, multiple diagnoses including a cancer scare, and several rounds of medication, we think we finally have it under control. Things even got strange enough that someone suggested we send a photo of the cat to a psychic for a "quantum light analysis." That was a bridge too far for me—though I admit I briefly considered it.

This particular cat isn't just a pet to me; he's a magical white dragon, trapped in some kind of Matrix glitch, briefly gifted to us in the form of a white flame-point feline. He's strange and wonderful, and I adore him.

The whole ordeal, expensive and uncertain as it was, reminded me not only of life's brevity but of the importance of how we relate to uncertainty itself. As the Stoic philosopher Epictetus put it, "Men are disturbed not by things, but by the views which they take of things."

In our legal lives, we constantly navigate uncertainty, and there's often a strong impulse to assert control—over outcomes, over narratives, even over other people's perceptions and decisions. We turn to technology to sharpen our awareness and extend our reach. We strategize meticulously to gain some advantage over events. But what if this sense of control is largely an illusion?

Even our own thoughts emerge unpredictably. You can't tell me with certainty what you'll be thinking tomorrow at 3:12 p.m.—because you don't know yet. If our own minds remain, to some extent, a mystery, then the notion of total control becomes questionable.

This article invites you to consider where in your life you might relinquish control and still live well. That balance will differ for each of us. For me, it has meant dialing back how much I read or listen to political news. It's not that I don't care—I do—but I've realized that my capacity to influence large-scale events is limited, and paying too much attention comes at a cost to my psyche. Finding the right boundary isn't apathy; it's self-preservation.

So, perhaps different than most articles that encourage you to find yet another mechanism to assert more control over things, events, and people—here's to giving up a bit. Our fates are mostly unknowable. Let's try to enjoy our professional and personal journeys regardless of uncertainty.

April 17, 2025 - Co-Sponsored with the Real Estate Network: The Hot Seat - Ethical Issues GCs Face - REGISTER HERE

April 22, 2025 - Litigation Network Legal **Update: Navigating Bring Your Own Device** Polices and Litigation - REGISTER HERE

May 20, 2025 - Lead Sponsor: Al **Governance 102: Al Governance Unlocked: Building a Winning Playbook for Risk Management and Growth** - REGISTRATION DETAILS COMING SOON!

May 22, 2025 – Save the Date – Litigation **Network Legal Update**

Topic to be determined



Have an idea or request for a legal update topic? Email the program chair at: Julianna Hanlon at jihanlon@mgb.org.

Have you ever considered joining our committee? The Litigation Network committee is currently recruiting for several open co-chair roles. If you have any questions about available roles, time commitments, etc., please reach out to shane@neweraadr.com with your interests and questions!

October 18 – 22, 2025 – Philadelphia, Pennsylvania

The ACC Annual meeting will be occurring this October in Philadelphia. This year's conference will be packed with several practical, interactive, and engaging learning formats such as microlearning (TED-style Talks), roundtables, workshops and panel discussions that will help you and your colleagues from around the world dig deep into substantive matters.

See the schedule here

Register for the Conference here

Our Litigation Section will be presenting on several engaging topics relevant to the in-house practice. Congratulations to the Section for having several topics approved and selected for the event!

CALL FOR SPEAKERS!

We are still seeking speakers/presenters at the Annual Meeting on behalf of our Section. We are looking for panelists on topics including fighting frivolous suits, managing outside counsel, and effective corporate minute taking. We welcome proposals from diverse speakers and offer travel stipends to those selected. Interested presenters should submit proposals to our SPEAKER **INTEREST FORM.**



Nicole works with attorneys and clients firmwide to develop efficient and effective discovery management strategies tailored to the case at hand. Leveraging advanced technologies and analytics, she manages complex and high-profile eDiscovery projects and routinely navigates data and privacy protection laws across many jurisdictions, both domestic and foreign. Nicole participates in 26(f) conferences; negotiates agreements and stipulations establishing parties' obligations with respect to preserving, searching, and producing electronically stored information (ESI); directs the use of artificial intelligence (AI) in discovery; and negotiates technology assisted review (TAR) and predictive coding protocols.

She also advises on collection methodology, search and retrieval methodology, FRE 502(d) orders, and production specifications and develops internal and external discovery guidelines addressing each phase of the Electronic Discovery Reference Model (EDRM). Additionally, Nicole is involved in discovery-related motion practice, including the drafting of affidavits in support of cost-shifting. She also implements quality control procedures to mitigate risk and counsels both clients and colleagues on issues related to eDiscovery, information governance, and data management.



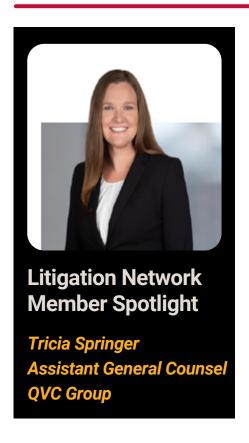
Spotlight
Nicholas Berenato

Information Governance Principal, CODISCOVR nberenato@cozen.com Nick collaborates with clients to address legal and financial exposure from their information assets through information governance. He develops strategies and policies to enable clients to effectively manage their data in a manner that minimizes costs and allow clients to leverage their data to support their business processes. Nick has experience developing document retention policies, building document retention schedules and guiding clients through the defensible disposition of information assets. Should an organization face litigation, as a former associate in Cozen O'Connor's commercial litigation department, Nick draws on his personal experience to help clients navigate eDiscovery in an efficient and practical manner that satisfies their legal obligations.



Cozen Spotlight

Andrew Baer Chair, Privacy and Data Security abaer@cozen.com Andy's practice focuses on advising sophisticated clients on cutting-edge technology transactions and privacy/cybersecurity compliance. He represents diverse clients ranging from startups to Fortune 500 giants, including financial institutions, SaaS/laaS/PaaS companies, digital interactive agencies, adtech companies, online ad networks, data brokers, mobile app developers, life sciences companies, media monitors, and e-commerce companies. Andy also represents AI developers and crypto companies. He regularly leads mission-critical deals — from both the buy-side and sell-side — that implicate issues in cloud computing, software, data privacy, security compliance, copyrights and trademarks, digital advertising systems and platforms, and interactive marketing compliance. He is deeply knowledgeable about state, federal, and international legal regimes relating to data privacy, cybersecurity, and artificial intelligence.



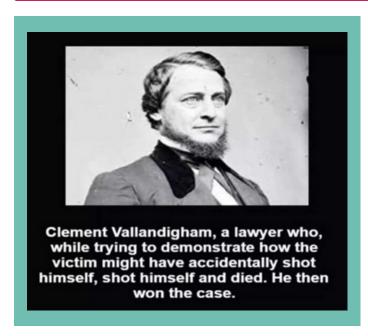
Tricia is Assistant General Counsel for the QVC Group (QVC / HSN / Ballard Designs / Frontgate / Garnet Hill / Grandin Road), handling Labor and Employment and Litigation issues for the organization. Prior to earning her law degree, Tricia obtained a Doctorate of Physical Therapy and practiced as a licensed physical therapist for several years. Tricia graduated summa cum laude from Widener University Commonwealth Law School and was named Valedictorian of her law school class. Prior to beginning her in-house legal career with the QVC Group, she was a partner at an AmLaw 200 law firm.

Tricia is responsible for advising and counseling the QVC Group business lines regarding discipline, discrimination, accommodations, reductions in force, labor relations, internal investigations and other legal issues. She is responsible for drafting employee policies, agreements and notices, and responsible for handling administrative charges before state and federal agencies. Tricia also is tasked with overseeing and managing outside litigation counsel in employment-related litigation matters.

Tricia is very involved in her local county and state bar associations. She currently serves on the Executive Board of the Pennsylvania Defense Institute. She also serves as a Council Member on her local municipal Borough Council.

Would you like to be featured in an upcoming Litigation Newsletter? We would love to hear from you! This is a great opportunity to feature your role, your company, or your #morethanalawyer achievements!

Have you ever considered joining our committee? The Litigation Network committee is always open to potential new members for upcoming years. If you have any questions about available roles, time commitments, etc., please reach out to shane@neweraadr.com with your interests and questions!



<u>Litigation Laughs</u>

Who do you have winning March Madness?

Do you have any specific policy for in-office bracket competitions?

<u>Let's hear from you in the</u> <u>Litigation Discussion Forum!</u>





Leadership Team

2025 ACC Litigation Network Leadership

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Where to find the ACC Litigation Network:

LinkedIn: Click Here
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Website: Click Here