

Prevailing in COVID-19 Litigation

Recommendations for prevailing in litigation in the “new normal”

In this program, leading civil and criminal litigators cover cutting edge legal issues arising out of the COVID-19 pandemic. Whether you are a civil or criminal practitioner, this program provides you with substantive and practical insights into some of the most recent trends and developments and offers recommendations for prevailing in COVID-19 litigation.

Agenda

- **Litigation Against Colleges and Universities:** This portion of the program discusses litigation against schools arising out of the transition to remote learning. We cover disciplinary matters arising in the university context under COVID-19 restrictions, from both the student and the university perspectives.
- **Tort Litigation:** We discuss the passage of “An Act to Provide Liability Protections for Health Care Workers and Facilities During the COVID-19 Pandemic,” and discuss what this means for medical negligence cases. Other tort claims discussed include: liability of a homeowner hosting a party where a minor becomes infected and businesses facing civil liability for negligently exposing customers or other third parties to COVID-19.
- **Litigating Release from Detention in Criminal Cases:** We address how to try to secure your client's release from custody in a criminal case due to the risk posed by the COVID-19 pandemic, both pretrial and post-conviction. We explain the holdings of several relevant decisions, how they should affect your practice, and how you can use them to try to secure your clients' release from the unique dangers of a congregate, carceral setting during the pandemic.
- **Constitutional Issues with Remote Litigation in Criminal Cases:** At the time of writing, there are two novel cases before the SJC on the issue of whether a hearing by videoconference, over a defendant's objection, complies with constitutional law. The cases will likely be decided before this program, and this portion of the program addresses their outcome as well as any questions left open by the Court.

Faculty

Joseph M. Cacace, Esq., *Todd & Weld LLP, Boston, Chair*
Rebecca Kiley, Esq., *Committee for Public Counsel Services, Appeals Unit, Boston*
David R. Rangaviz, Esq., *Committee for Public Counsel Services, Appeals Unit, Boston*
Victoria M. Santoro Mair, Esq., *Meehan, Boyle, Black & Bogdanow, PC, Boston*
Victoria L. Steinberg, Esq., *Todd & Weld LLP, Boston*



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Dates & Location

LIVE WEBCAST

Tuesday, February 9, 2021
2:00 pm–5:00 pm

Register at www.mcle.org
Program Number: 2210191WBC

RECORDED WEBCAST

Tuesday, February 23, 2021
9:30 am–12:30 pm

Register at www.mcle.org
Program Number: 2210191RBC

Tuition *(includes written materials)*

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- \$220.50 MCLE Sponsor Members
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Materials

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