



Ounce of Prevention Seminar (OOPS) 2019

Renaissance Washington, D.C. Downtown Hotel

May 7-8, 2019

THE CHALLENGING CLIMB TO REACH NEW HEIGHTS

Day 1: Tuesday, May 7, 2019

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|---------------|---|
| 7:30 – 8:30 | Breakfast & Registration |
| 8:30 – 8:45 | Welcome
Speakers: Dan Forman, Peter Eyre |
| 8:45 – 9:30 | Nominees for the Year’s Top Acquisition Challenges <ul style="list-style-type: none">• OFPP Priorities• 809 Panel results and setting the stage for the future• Simplified acquisition of commercial items• Congressional oversight for government contractors Moderator: Monica Sterling
Speakers: Rob Burton, Lorraine Campos and Paul Rosen |
| 9:30 – 10:15 | International Considerations: New Approaches to Evolving National Security Concerns <ul style="list-style-type: none">• Foreign investment and national security reviews – CFIUS modernization efforts continue• Export controls – “emerging and foundational technologies” and other updates• Supply chain security in the spotlight Moderator: Addie Cliffe
Speakers: Alan Gourley and Jana del-Cerro |
| 10:15 – 10:30 | Break |

10:30 – 11:15

Strategic Considerations and Small Business Requirements Driving Unique Business Combinations

- Eligibility requirements
- Competition considerations and regulatory concerns
- Maximizing competitive advantages

Moderator: Amy O’Sullivan

Speakers: Judy Choi and Ryan Tisch

11:15 – 12:00

Accounting, Cost, and Pricing

- DCAA Update
- Section 809 Panel’s accounting recommendations
- Discussion of select cases
- Collision of FCA & defective pricing
- Commercial pricing

Moderator: Nicole Owren-Wiest

Speakers: David Bodenheimer, Charles Baek and Liz Buehler

12:00 – 1:15

Networking Lunch

Speaker: Terry Albertson

1:15 – 2:00

Bid Protests

- Common proposal pitfalls
 - Key personnel
 - Affiliate past performance/corporate experience
- Key decisions from 2019
- The role of the record in selecting a protest forum
- Section 809 Panel’s proposed protest reform

Moderator: Dan Forman

Speakers: Anuj Vohra, Olivia Lynch and Rob Sneckenberg

2:00 – 2:45

Addressing #MeToo, Pay Equity, and Other Employment Risks – Money and Time Well Spent

- Enhancing transparency to mitigate risk and cultivate confidence and culture
- Anticipating the next frontier of claims and risk
- Navigating the ever-expanding landscape of pay equity and pay transparency
- Examining the new FLSA proposed overtime rule and other DOL developments

Speakers: Ellen Dwyer, Rebecca Springer and Trina Fairley Barlow

2:45 – 3:00

Break

3:00 – 3:45

Intellectual Property in Government Contracts: Trends & Development

- Government/industry panel developments & recommendations
- Government reports
- Recent cases & decisions
- Current trends

Moderator: Yuan Zhou

Speakers: John McCarthy and Chris Garcia

3:45 – 4:00

Break

4:00 – 4:45

Breakouts

Session A: Open for Business: State and Local Government Contracting Risks and Opportunities

- Discussion of key contract terms and conditions
- Contract negotiation with state and local stakeholders
- State bid protest snapshot
- State and local performance disputes and claims

Moderator: David Ginsberg

Speakers: Laura Baker and Sarah Hill

OR

Session B: Other Transactions: A Lasting Trend or a Bubble Ready to Burst?

- Use of OTAs on the upswing
- Section 809 Panel recommendations
- Increased oversight on the horizon?

Speakers: Jon Baker and Stephanie Crawford

4:45 – 5:30

Claims and Affirmative Recovery: Keeping the Customer Happy While Watching the Bottom Line

- Affirmative contractor claims and REAs
- Defending against government claims
- Steps to take right now

Moderator: Steve McBrady

Speakers: Jacinta Alves, Skye Mathieson, Michelle Coleman and Sharmi Das

5:30 – 6:30

Reception

Day 2: Wednesday, May 8, 2019

8:00 – 8:30

Breakfast & Welcome

8:30 – 9:30

Procurement Fraud, Investigations, and FCA

- Current developments in the law
- Expansive new theories of liability (and new classes of defendants, too)
- Parallel proceedings/S&D
- E-Discovery – role of AI in investigations and best practices

Moderator: David Robbins

Speakers: Tully McLaughlin, Jason Crawford and Nkechi Kanu

9:30 – 10:15

A Conversation with Barry J. Plunkett III, Assistant General Counsel (Acquisition Integrity) and Suspending and Debarring Official, U.S. Navy

Moderator: Peter Eyre

10:15 – 10:30

Break

10:30 – 11:15

Emerging Technologies & Digital Transformation: Making it Work for You as a Government Contractor

- Contract and compliance issues with 3D printing innovation
- Managing your supply chain during digital transformation
- Incorporating emerging technologies in an efficient and compliant manner

Moderator: Mana Lombardo

Speakers: Gail Zirkelbach and John Gibson

11:15 – 12:00

A Mountain of Requirements: Cybersecurity and Privacy for Contractors

- Cybersecurity for contractors – now a mile wide and deep
- Privacy and risk management – federal, state, and international, oh my

Moderator: Kate Growley

Speakers: Evan Wolff and Peter Miller

12:00

Brown Bag Lunch - A Conversation with the Honorable Chip Fulghum, Deputy Under Secretary for Management, Department of Homeland Security