

Motherlode Wineries & Vineyards

Legal, Environmental & Economic Challenges for Facility & Land Management

Covering Motherlode counties of Amador, Calaveras, El Dorado, Mariposa, Nevada, Placer, Sacramento, San Joaquin,

Stanislaus, Tuolumne & Yolo



Two Locations

Wednesday, November 9, 2011 8:00 a.m. to 1:00 p.m. Oak Ridge Winery Lodi, California 95240 <i>*Registration Deadline: Friday, November 4, 2011*</i>	Thursday, November 17, 2011 8:00 a.m. to 1:00 p.m. Amador County Fairgrounds Plymouth, California 95669 <i>*Registration Deadline: Monday, November 14, 2011*</i>
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This seminar will guide winery and vineyard owners and operators through cost-effective strategies to address current environmental, legal and technical challenges, including:

- Real Estate Issues (Easements, Williamson Act and Purchase & Sale Agreements)
- Land Use Permitting Legislative Updates
- Water Rights and Supply
- Branding and Trademark Issues

AGENDA

- 8:00 Registration**
- 8:30 Introduction & Overview**
- 8:45 Purchase & Sale Due Diligence**
- Williamson Act
 - Boundary/Access Disputes
 - Easements
 - Water Supply
 - Water Rights
- 9:15 Water Quality**
- 10:00 Land Use Permitting Updates**
- 10:15 BREAK**
- 10:30 Sustainable Programs**
- 11:45 Operations**
- Grape Contracts
 - Business Transition Planning
 - Trademarks
 - Copyrights & Wine Labels
- 12:45 Closing Remarks/Questions & Answer Session**
- 1:00 LUNCH & WINE TASTING**

Registration Fee is \$35, plus a bottle of wine to share at reception.

(Seminar Fee Includes Lunch & Wine Reception to follow)

To register, contact Abbott & Kindermann, LLP at (916) 456-9595 or jbudowich@aklandlaw.com.

Make checks payable to Abbott & Kindermann, LLP and mail to 2100 21st Street, Sacramento, California 95818.

Sponsors:



5 Easy Ways to Register:

Online: www.motherlodewinelaw.com

Phone: 1-916-456-9595

E-mail: jbudowich@aklandlaw.com

Fax: 1-916-456-9599

Mail: Abbott & Kindermann, LLP, 2100 21st Street, Sacramento, CA 95818

Please use the form below when registering by fax or mail.

Motherlode Wineries & Vineyards

(Check the location you would like to attend)

Wednesday, November 9, 2011 - 8:00 AM - 1:00 PM _____

Thursday, November 17, 2011 – 8:00 AM – 1:00 PM _____

Name _____ Company _____

Title _____ Email _____

Approving Manager

Title _____ Email _____

Address _____ City _____ State _____ Zip _____

Phone _____ Fax _____

Choose Your Date and Location and Register Today for this Exciting Event!

\$35.00 Motherlode Wineries & Vineyards

(plus a bottle of wine to share at reception)

Qty ___ x \$35.00 = \$ _____

ORDER TOTAL = \$ _____

Method of Payment: **Check:** Payable to Abbott & Kindermann, LLP

Credit: AE MC Visa

Card #: _____ Exp Date: _____

Signature: _____

Cancellations: Substitute registrants can be named at any time. A full refund will be given if notification is given five or more business days in advance.

Faculty:

Diane Kindermann Henderson is a partner at Abbott & Kindermann, LLP. Since 1989, she has practiced in the areas of environmental, land use, and real estate law. She represents agricultural, mining, industrial, private development and public agency clients as well as other landowner and business interests in matters concerning environmental, land use, and real estate law. Her areas of practice include planning and zoning laws, CEQA, NEPA, Federal and State Endangered Species Acts, water quality, wetlands, water and mineral rights and hazardous waste matters.

Grady Wann is the Director of the Winemaking Certificate Program at UC Davis Extension. He received his Ph.D. at Stanford University in Organic Chemistry. He was also instrumental as the winemaker and general manager for Quivira Vineyards and is a consultant for Vinquiry. He will speak on the application of sustainable winery practices and will discuss the research winery currently under construction at UC Davis that will allow the application of scientific metrics to sustainable practices and in particular, water use.

Katherine J. Hart is a senior associate with Abbott & Kindermann, LLP and her primary areas of practice includes land use, environmental and municipal law representing the firm's clients in processing their local land use entitlements, experience with the Subdivision Map Act, Mitigation Fee Act and the California Environmental Quality Act. She has processed subdivision maps, conditional use permits, rezoning amendments, general plan amendments, and variances, as well as negotiated development agreements, and public utility easements for residential, commercial and industrial properties.

Leslie Z. Walker is an associate with Abbott & Kindermann, LLP. She primarily practices in the areas of land use and environmental law representing the firm's public and private clients in CEQA litigation, and matters pertaining to the Subdivision Map Act, Conditional Use Permits, General Plan Amendments, air quality permits, and climate change.

Cori Badgley is an associate with Abbott & Kindermann, LLP. Ms. Badgley practices primarily in the areas of land use, real estate, and environmental law. She has been exposed to the transactional aspects of real estate, such as drafting easements, as well as litigation. Ms. Badgley is a member of the Point West Rotary Club of Sacramento, the Association of Environmental Professionals, and the American Planning Association.

Sponsors:**UC Davis Extension**

UC Davis Land Use and Natural Resources (LUNR) Program is one of the largest of its kind in the United States. It is designed to meet the needs of planners, resources managers, government officials, consultants, designers, developers, attorneys and others involved in planning, natural resources, sustainable design and regulatory processes. With over 100 classes, conferences and training events serving more than 4, 000 people each year, the program includes courses on land use planning, environmental law and policy, sustainable design, natural resources management, water policy, water quality management, housing and community development, transportation management, GIS applications and public finance and real estate. The program offers certificates in Land Use and Environmental Planning and Green Building and Sustainable Design, as well as customized contract courses.

G.M. "Pooch" Pucilowski, CWE

Mr. Pucilowski is a certified wine educator, author and highly sought-after speaker, with more than 30 years experience in educating both members of the trade and consumers on wine and the wine industry. He brings his infectious enthusiasm and dedication to educating others about the myths and

misconceptions people have about wine and the industry. What began as an intense curiosity about wine decades earlier has turned into a lifelong passion and professional focus for Pucilowski.

Scott M. Hervey is a corporate and intellectual property attorney who works with companies in a variety of different industries. His clients include technology companies, entertainment/new media companies, wineries, restaurants and all varieties of brand driven enterprises. Scott has led his clients through hundreds of matters involving complex acquisitions and licensing, financings, and other transactions, and also assists his clients in protecting their valuable brands through trademark infringement litigation, domain name infringement arbitration, and proceedings before the United States Patent and Trademark Office and Trademark Trial and Appeals Board.

Scott has extensive knowledge and experience in trademark, copyright and “cyberspace” law. He has successfully guided clients in a variety of industries (from gaming machine manufacturer Aristocrat Technologies, to the Palms Casino and Resort in Las Vegas, to retail operators such as The Berry Factory, publicly traded medical device company ThermoGenesis, to sports and entertainment figures Hulk Hogan and Chris Webber) in the domestic and international trademark registration process for thousands of trademarks. Scott also assists his clients in protecting their valuable brands through trademark infringement litigation, domain name infringement arbitration, and proceedings before the United States Patent and Trademark Office and Trademark Trial and Appeals Board.

Scott is one of a handful of entertainment lawyers in Northern California and his roll as counsel for one of the more prolific producers of reality television programming gives him a unique understanding of the industry. His experience in the music, television and independent film industries allow Scott to represent his clients in a wide variety of entertainment transactions.

In addition to traditional entertainment law transactions, Scott’s role as acting business affairs director for publicly traded Digital Music Group, Inc. gave him experience and expertise in the new media / web 2.0 industries and the digital distribution of entertainment content that is difficult to find outside of the Bay Area.

From financing to operational matters, Scott has worked with a number of wineries, restaurants and other businesses in the club and concert venue industries. Among others, the Palms Casino and Resort in Las Vegas has added Scott to its team to provide advice and assistance in the operation of its restaurants, bars, clubs, lounges and concert venue.

Bernhard "Bernie" Kreten is of counsel to Weintraub Genshlea Chediak Law Corporation. He is a registered patent attorney and a former adjunct professor of law at McGeorge, having taught courses in patents and trademarks.

Bernie advises clients in all aspects of intellectual property law. His degree in mechanical engineering and 31 years of experience have allowed him to base advice from a broad platform of experience. He has worked on projects in the past for individuals, small and medium businesses and corporations such as General Electric, Ford Motor Company, Robert Bosch, AMP Corp., US Steel, Norelco and Aristocrat Gaming. Prior to joining the Weintraub law firm, Bernie was in private practice. He has successfully argued before the Court of Appeal for the Federal Circuit.

Jim Clarke, Weintraub Genshlea Chediak, is a Shareholder in the firm's Tax and Corporate Groups. His practice focuses on business transactions, planning and dispute resolution, transactional tax and business planning matters in connection with mergers and acquisitions; structuring and choice of equity financings; reorganizations, acquisitions, business dispositions involving corporate (including nonprofit) and pass-through business entities, and client representation in federal, state and local tax controversy matters.

As part of his executive compensation practice, Jim combines his corporate and tax specialties to work with businesses in the planning and implementation of key employee compensation arrangements; including stock and synthetic equity performance incentives, deferred compensation plans, stock option plans, stock appreciations rights, and phantom stock option plans.

Charles Cunningham, P.E., President of Cunningham Engineering, a leader in the civil engineering industry with over 35 years of experience. His expertise within the field of civil engineering ranges from land development and planning to general engineering of roadways, utilities, subdivisions and site work. Mr. Cunningham has been involved in several winery projects, including the expansion of RH Phillips Winery and Helwig Vineyards & Winery. He understands the unique needs of wineries, especially those in rural locations, and has addressed winery projects with no municipal water or wastewater facilities, including locations which were subject to seasonal flooding. Mr. Cunningham has led entitlement processing with the County Planning Departments to address water supply, wastewater disposal and flood protection concerns as well.

Mr. Cunningham is also an industry representative and expert witness. His easy communicative demeanor and ability to explain engineering and construction practices clearly and concisely allows an understanding of the concept by non industry people. His experience spans both the public and private sectors, including projects varying from institutional (K-12 and higher education), to civic centers and essential services; and he has successfully completed numerous commercial, retail, office, mixed-use and industrial projects. His experience with residential projects range from higher density in-fill sites to 1500-acre master planned communities.

In addition to his full-time role with Cunningham Engineering, Mr. Cunningham has also successfully undertaken several land development and commercial building projects in Davis, California.