

Year in Review: Hot Topics for Government Lawyers

Co-produced with the Government Lawyers Division of the State Bar of Wisconsin and endorsed by the Administrative and Local Government Law Section of the State Bar of Wisconsin

This half-day program dives into three developing issues you need to know from 2018 – cell tower regulations, administrative agency deference, and the First Amendment rights of public employees when they're on the job.

Towering obstacles?

As cellular service providers prep for a 5G future, they are running up against regulatory changes at the state and federal levels. Take a closer look at the municipal regulation of cell towers, including:

- The FCC's Small Cell Order
- Cell tower leases
- Right-of-way ordinances

Wait, can they do that?

Examine First Amendment protections for teachers and coaches when they involve:

- On-the-job protests, like taking a knee during the national anthem
- On-the-job religious practices, like prayer before/during/after a school event

Open to interpretation?

Examine the Wisconsin Supreme Court *Tetra Tech* decision which ended a tradition of deference to state agency determinations of law. Hear from a panel of judges and prominent practitioners on what this means for review of agency decisions in Wisconsin.

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Schedule

8:00 AM	Registration
8:30 AM	Can I Take a Knee? This and Other First Amendment Questions for Government Lawyers <ul style="list-style-type: none">• What happens when school teachers or coaches engage in symbolic protests similar to Colin Kaepernick's silent protests during the national anthem?• <i>Kennedy v. Bremerton School District</i><ul style="list-style-type: none">➢ Did a school district refuse to rehire a coach because he engaged in post-game prayer at the 50 yard line after football games?➢ Was the coach speaking as a public employee or a private citizen?➢ Does the U.S. Supreme Court's denial of cert give us a glimpse into how the Court may treat similar cases in the future? <p><i>Tony J. Renning, Chad P. Wade</i></p>
9:20 AM	Sea Change in Administrative Agency Review: A Discussion on the Wisconsin Supreme Court's <i>Tetra Tech</i> Decision <ul style="list-style-type: none">• Examine <i>Tetra Tech EC, Inc. v. Wisc. Dep't of Revenue</i>, which overturned decades of precedent and ended deference to state agency conclusions of law• How are practitioners and judges deciphering the new regime?• What does <i>Tetra Tech</i> mean for review of agency decisions in Wisconsin? <p><i>Moderator: Hon. JoAnne F. Kloppenburg</i> <i>Panelists: Steven C. Kilpatrick, Hon. Richard J. Sankovitz, Misha Tseytlin</i></p>
10:35 AM	Break
10:50 AM	Municipal Regulation of Cellular Towers <ul style="list-style-type: none">• Overview of Wisconsin's statutory regulation, review of legislation, and developments at the federal level• Cell tower leases and the municipal landlord• The upcoming deployment of 5G, the FCC's Small Cell Order, and right-of-way-ordinances• Review of recent and pending court decisions• Practical considerations <p><i>Remzy D. Bitar, Adam C. Koenings</i></p>
11:40 AM	Program Concludes

Following start time, webcast replay schedule will vary slightly from above listed times.

Faculty

Program Chairs

Julie P. Wilson
Milwaukee City Attorney's Office,
Milwaukee

Jacob J. Wittwer
Wisconsin Department of Justice,
Madison

Presenters

Remzy D. Bitar
Municipal Law & Litigation Group, S.C.
Arenz, Molter, Macy, Riffle, Larson & Bitar, S.C., Waukesha

Tony J. Renning
Strang Patteson Renning Lewis & Lacy,
S.C., Oshkosh

Steven C. Kilpatrick
Assistant Attorney General
Wisconsin Department of Justice,
Madison

Hon. Richard J. Sankovitz
Milwaukee County Circuit Court (Ret.)
Resolute Systems, Inc., Milwaukee

Hon. JoAnne F. Kloppenburg
Wisconsin Court of Appeals, Madison

Misha Tseytlin
Former Wisconsin Solicitor General
Troutman Sanders, LLP, Madison

Adam C. Koenings
Village of Menomonee Falls,
Menomonee Falls

Chad P. Wade
Strang Patteson Renning Lewis & Lacy,
S.C., Oshkosh

Dates / Location

LIVE SEMINAR:

Wednesday, April 24, 2019

Madison – State Bar Center
5302 Eastpark Blvd.
(608) 257-3838

LIVE WEBCAST:

Wednesday, April 24, 2019

Tuesday, May 7, 2019
Monday, May 13, 2019
Wednesday, May 22, 2019
Thursday, May 30, 2019
Friday, June 7, 2019

WEBCAST REPLAYS:

Credits

This program has been submitted to the Wisconsin Board of Bar Examiners for up to **3.5 CLE credits**. It does not qualify for EPR credit. The live seminar and live webcast on April 24, 2019 will also be submitted for Minnesota credit.

Registration

ONLINE: www.wisbar.org/seminars » credit card or Ultimate Pass only

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Course materials are provided in PDF format and are downloadable from myStateBar on wisbar.org up to four days prior to and 90 days after your seminar. For live seminar attendees who prefer a printed format, please select the tuition option that includes printed materials for an additional \$20.

Who should attend:

- Government lawyers
- Municipal attorneys
- Civil rights practitioners
- School lawyers
- Labor and employment lawyers

How you'll benefit:

- Navigate recent local, state, and federal developments in the regulation of cell towers
- Advise your clients on the legal ins and outs of upcoming deployment of 5G cell technology
- Adapt to the *Tetra Tech* decision and its effects on the review of administrative agency decisions
- Understand First Amendment applications to on-the-job, symbolic protests by teachers/coaches

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Priority Code: S 3 7 2 0 B

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Seminar Date/Location:

- Live Seminar:** Wednesday, April 24, 2019 – Madison
- Live Webcast:** Wednesday, April 24, 2019
- Webcast Replay:** Tuesday, May 7, 2019
- Webcast Replay:** Monday, May 13, 2019
- Webcast Replay:** Wednesday, May 22, 2019
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7.5 CLE**Live Seminar and Live Webcast:** Apr. 17, 2019 – Madison

Webcast Replays: Apr. 30, 2019 | May 10, 2019 | May 16, 2019 | May 22, 2019 | May 28, 2019 | Jun. 13, 2019 | Jun. 19, 2019

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