

Business Law Section of the Florida Bar

Business Litigation Committee

WINTER MEETING
Thursday, January 26, 2022
1:15 pm – 3:00 pm
Renaissance Orlando at SeaWorld, Biscayne 3

Chris DeCort, Chair
Brian Barakat, First Vice Chair
Joseph Van de Bogart, Second Vice Chair
Judge Darrin Gayles, Federal Judicial Chair
Judge Edward LaRose, State Judicial Chair

AGENDA

1. Call to Order

2. Pro Bono Pledge

The mission of the Pro Bono Committee is to achieve 100% participation in Pro Bono Service by Business Law Section members and attorneys in their firms.

3. Introduction of Judicial Chairs

4. Committee Member Introductions

5. Housekeeping Matters:

- a. Review of Website and Resources
 - i. Email sign up for new committee members
 - ii. Manny Farach's case law update (also through mailing list)
- b. Review of Committee Level Listserv
 - i. Sign up: <http://lists.flabizlists.org/listinfo.cgi/bizlit-flabizlists.org>
- c. Review of Legislation Subcommittee / Listserv
 - i. Overview and call for volunteers
 - ii. Sign up: <http://lists.flabizlists.org/listinfo.cgi/bizlitlegislation-flabizlists.org>
 - iii. Legislative Session starts March 7, 2023

6. Action Items:

- a. Approval of Labor Day Retreat (Sept. 2022) Meeting Minutes
- b. Series LLC Task Force
 - i. Discuss necessity of vote to approve triple motion to EC supporting proposed *revised* legislation drafted by task force based upon the Uniform Protected Series Act (*materials attached*)
- c. Study Group - change from PDFs to links for service of court documents

7. Discussion Items:

- a. HOT Topic – Brian Barakat
 - i. FTC Proposes Rule to Ban Noncompete Clauses / 542.335 Task Force update
- b. Business Law Section Legislative Update
 - i. 2023 Session: Tuesday, March 7, 2023 – Friday, May 5, 2023
 - ii. Judgment Lien
 - iii. ABC
 - iv. Warehouse Liens
 - v. Motor Vehicle Exemption
 - vi. Financial Literacy
 - vii. Kearney fix
 - viii. Data Privacy
 - ix. UCRERA Glitch Bill
 - x. UCC Article 12
 - xi. Expected special session issues:
 - 1. Abortion
 - 2. Constitution Right to Carry
- c. Statutory Settlement Agreements (Rep. Beltran request) – Brian Barakat (*materials attached*)
- d. FDUTPA fix (Bankruptcy/UCC) – Scott Shuker (*materials attached*)
- e. Substantive Committees Update
 - i. Bankruptcy/UCC
 - ii. Computer & Technology Law
 - iii. Corporations, Securities & Financial Services
 - iv. Intellectual Property
 - v. Blockchain & Digital Assets
- f. Task Force Update
 - i. Business Courts – Jon Polenberg
 - ii. Civil Rules – Russell Landy
 - iii. Ch. 517, Florida Securities and Investor Protection Act – Jason Sherry
 - iv. Ch. 542 Restrictive Covenants – Brian Barakat
 - v. Financial Literacy – Amanda Finley
 - vi. Fla. Stat. § 607.0750 and Fla. Stat. § 605.0801 – Phil Schwartz
 - vii. Scholar and Fellows Retention Task Force – Katherine Van de Bogart
- g. Standing Committees Update
 - i. Pro Bono – **Volunteer Needed**
 - ii. Communications
 - iii. CLE – Joseph Van de Bogart
 - iv. IMF/Membership – Katherine Van de Bogart

- h. Florida Bar Committee Updates
 - i. Civil Rules Committee – Allison Leonard
 - ii. Rules of Evidence Committee – Scott Janowitz
- i. Biz Lit CLE update – Joseph Van de Bogart
- j. Additional reports on old matters

8. New Business

9. Adjournment