

CLE OPPORTUNITY FOR ATTORNEYS: **MILITARY LEGAL ASSISTANCE ISSUES**

Presented by the **American Bar Association**
Standing Committee on Legal Assistance for Military Personnel

Friday, March 13, 2020
8:45 a.m.–12:00 p.m. ET

Military Legal Assistance: National Guard Statutes and USERRA Hot Topics

3 Credit hours of CLE has been requested

WHAT: This is an educational program for lawyers on current developments in the areas of military and veterans' law. This program will focus on the Uniformed Services Employment and Reemployment Rights Act (USERRA), including an overview of the Department of Labor's and the Department of Justice's USERRA enforcement, and hot topics in USERRA law focusing on the statute's reemployment, discrimination, and pension related provisions.

This session will also provide an overview of National Guard duty statuses and how various federal laws and protections, such as USERRA, the Servicemembers Civil Relief Act (SCRA), and other federal laws apply to National Guard members in each duty status.

See page 2 for the detailed program schedule.

WHO: This program is designed for military attorneys working in legal assistance as well as civilian lawyers whose practices involve military-connected clients or issues.

WHERE: **Webinar**

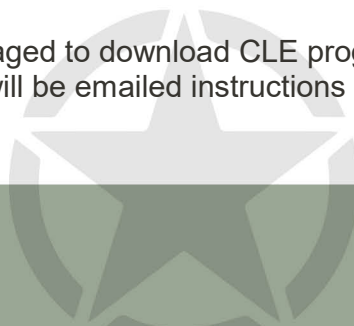
WHEN: Friday, March 13, 2020
8:45 a.m.–12:00 p.m. ET

HOW: **Must register in advance online by visiting <http://ambar.org/lampcle>.**
Registration deadline is March 12, 2020.

COST: For this 3-hour CLE: \$45 for ABA members; \$60 for non-members.

FREE for all military attorneys (Judge Advocates), military paralegals, and civilians employed by the military.

MATERIALS: Participants are encouraged to download CLE program materials, beginning March 11. Registrants will be emailed instructions for downloading materials.



Program Schedule – Friday, March 13, 2020

8:45 a.m.–12:00 p.m. ET

Moderator: Ms. Dawn Du Verney, *ABA LAMP Member*

8:45–10:00 a.m. – Unraveling the Labyrinth of Duty Statuses of the National Guard

Colonel Traci Winston will present an overview of National Guard duty statuses. Participants will learn the myriad of State and Federal National Guard duty statuses and types of service, along with how to define what it means and how to determine if a National Guard member is serving in a Title 10 duty status, which is federally funded and federally controlled; Title 32 duty status, which is federally funded and state controlled; or a State Active Duty (SAD) status, which is state funded and state controlled. Participants will learn how various federal laws and protections, such as the Uniformed Services Employment and Reemployment Rights Act (USERRA), Servicemembers Civil Relief Act (SCRA), and other federal laws apply to National Guard members in each duty status.

- Colonel Traci Winston, *National Guard Bureau, Washington, DC*
- Mr. Andrew Braniff, *U.S. Department of Justice, Washington, DC*

10:00–10:15 a.m. – Break

10:15 a.m.–12:00 p.m. – Federal Government’s USERRA Enforcement Program and USERRA Hot Topics

Andrew Braniff (DOJ), Deborah Birnbaum (DOL-SOL) and Paul Marone (DOL-VETS) will provide an overview of the Department of Labor’s and the Department of Justice’s USERRA enforcement portfolio. Participants will learn the processes by which cases are investigated and conciliated by the Department of Labor, and how referred cases are prosecuted by the Department of Justice. This session will also review hot topics in USERRA law, focusing on the statute’s reemployment, discrimination, and pension related provisions. The presenters will also provide real world examples of cases and situations where employers risk violating the statute.

- Mr. Andrew Braniff, *U.S. Department of Justice, Washington, DC*
- Ms. Deborah Birnbaum, *U.S. Department of Labor, Washington DC*
- Mr. Paul Marone, *U.S. Department of Labor, Philadelphia, PA*
- Colonel Traci Winston, *National Guard Bureau, Washington, DC*

Registration Deadline: March 12, 2020

Cosponsors: ABA Standing Committee on Legal Assistance for Military Personnel; Standing Committee on Armed Forces Law; Standing Committee on Pro Bono and Public Service; Solo, Small Firm and General Practice Division; Commission on Immigration

CLE CREDIT: The ABA will seek 3 hours of CLE credit in 60-minute states, and 3.6 hours of CLE credit for this program in 50-minute states. Credit hours are estimated and are subject to each state’s approval and credit rounding rules. Please visit the program website at https://www.americanbar.org/groups/legal_assistance_military_personnel/events_cle/ for program CLE details or visit www.americanbar.org/mcle for general information on CLE at the ABA.