What to Expect After the Election: Effect of the Election Results on Law and Business

November 18, 2016

Chair: Michael Gerrard, Andrew Sabin Professor of Professional Practice; Director of the Sabin Center for Climate Change Law

8:30am Registration Opens

Continental Breakfast Available

9:00am – 9:15am Welcome and Opening Remarks (Julia N. Miller, Assistant Dean, Executive Education and Non-Degree Programs; Michael Gerrard)

9:15am – 10:45am International and Security Issues

The Presidential candidates’ statements and positions in the areas of international relations, national security, and immigration have been a focus of the 2016 campaign and have been diametrically opposed. This session will explore how a Hillary Clinton or Donald Trump presidency and the new Congress will affect the United States’ policies and laws in these areas.

International relations (Lori Fisler Damrosch, Hamilton Fish Professor of International Law and Diplomacy)

National security (Matthew C. Waxman, Liviu Librescu Professor of Law; Faculty Chair, Roger Hertog Program on Law and National Security)

Immigration (Elora Mukherjee, Associate Clinical Professor of Law)

10:45am – 11:00am Break

11:00am – 12:30am Economic Regulation

This election has made clear that Clinton and Trump have very different ideas on the place of regulations as a governing tool. This session will examine how the next administration and Congress will affect the areas of financial regulation, tax policy, and climate change and energy.

Financial regulation (Kathryn Judge, Professor of Law)

Tax policy (Michael J. Graetz, Columbia Alumni Professor of Tax Law)

Climate change and energy (Michael Gerrard, Andrew Sabin Professor of Professional Practice; Director of the Sabin Center for Climate Change Law)

12:30pm – 1:30pm Lunch
1:30pm – 3:00pm Ethics: The Responsibility of Lawyers in Advising Government and Private Clients on the Use of Electronic Media (Hillel I. Parness, Attorney, Parness Law Firm, PLLC; Lecturer in Law)

Senior governmental officials and aspirants, as well as corporate executives, are often unaware of or insensitive to the potential and perils of the various established forms of electronic communication. In this election, Clinton’s use of email during her tenure as Secretary of State and Trump’s use of Twitter as a candidate have caused great controversy, though of much different sorts. In some instances the roles of the lawyers who advise high-profile individuals has been called into question. This session (for which Ethics credit is provided) discusses the possible mistakes and pitfalls government officials and corporate leaders should be aware of when using electronic communication, and the responsibilities of lawyers in advising them.

3:00pm – 3:15pm Break

3:15pm – 4:45pm Issues of Law

The next President will nominate Supreme Court justices and other federal judges, who will be subject to confirmation by the newly constituted Senate. The new President and Congress will also influence election law and campaign finance, and health care reform. The positions of the Presidential candidates on these topics have been radically different. This session will delve into the potential consequences of the election results.

Judicial selection and the Supreme Court (Jamal Greene, Dwight Professor of Law)

Election law and campaign finance (Richard Briffault, Joseph P. Chamberlain Professor of Legislation)

Health care (Kristen Underhill, Associate Professor of Law)

4:45pm Adjourn

7.0 Total hours of CLE Credit, including 1.5 Ethics Credits

Non-Transitional (suitable for experienced attorneys)

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