

2019 Higher Education Forum

Agenda

8:00 a.m. Arrival, registration, and breakfast

8:30 a.m. Welcome and Panel Discussion:

Keynote: The Adolescent Brain –Still There in College

Dr. Frances Jensen, MD, FACP, Author of *The Teenage Brain: A Neuroscientist's Survival Guide to Raising Adolescents and Young Adults* and Chair of Neurology at the Perelman School of Medicine at Penn

Panelists will respond to Dr. Jensen's presentation.

Sherryta Freeman, Athletic Director, Lafayette College

Julie Nettleton, Director, Office of Student Conduct, University of Pennsylvania

Dr. Jonathan Pletcher, MD, Medical Director of Adolescent Inpatient Services, Children's Hospital of Philadelphia

There will be ample time for questions and comments.

10:30 a.m. Break

10:45 a.m. Short talks on selected topics (FAST + FURIOUS)

Sports Injury Defense – Litigation Trends and Updates

Dylan Henry, Montgomery McCracken

“Hearing” Things Out: Adjudication of Sexual Misconduct Complaints

Paul Apicella, Montgomery McCracken

Does a College Have to Return Tuition Payments Because of Bankruptcy?

Ed Schnitzer, Montgomery McCracken

Student Housing 101

Jon Hughes, Montgomery McCracken

Labor and Employment Law Developments in Higher Education

Erin Clarke, Montgomery McCracken

Big Donors, Big Problems - a review of ethical and practical issues

Stephanie Benecchi, Montgomery McCracken

Academic Reorganization at Vermont Law School: Some Conundrums and
Observations About What Happened

Larry White, University System of New Hampshire

12:45 p.m. LUNCH

1:15 p.m. Ethics Hour - Ripped from the Headlines (Ethics CLE)
Johnny Myers, Montgomery McCracken

Our Participants

Dr. Frances Jensen is Professor of Neurology and Chairman of Neurology at the Perelman School of Medicine, University of Pennsylvania, and Co-Director of Penn Translational Neuroscience Center. She was formerly Professor of Neurology, Harvard Medical School, Director of Translational Neuroscience and senior neurologist at Boston Children's Hospital and Brigham and Women's Hospital. She is a graduate of Cornell Medical College and obtained her neurology residency training at the Harvard Longwood Neurology Residency Program. Her research focuses on mechanisms of epilepsy and stroke, and the mechanistic interaction of epilepsy with other disorders such as autism and dementia, with specific emphasis on elucidating new therapies for clinical trials development. She received a 2007 Director's Pioneer Award from the NIH to explore the interaction between epileptogenesis and cognitive dysfunction, and elected as a member of the National Academy of Medicine in 2015. Dr. Jensen was President of the American Epilepsy Society in 2012 and has served on a number of other leadership boards including the Council for the Society for Neuroscience and the Council at NICHD. She currently serves on the Board of the American Neurological Association, the scientific advisory panel at NIH for the BRAIN Initiative, and on a number of charitable foundations for neuroscience research. She has authored over 150 manuscripts on subjects related to her research and has been continuously funded by NIH since 1987. Dr. Jensen has trained numerous clinical and basic research fellows who now hold independent faculty positions nationally and internationally. Dr. Jensen is a Trustee of the Franklin Institute in Philadelphia and is involved in community outreach for brain research and education. In addition, Dr. Jensen is an advocate for awareness of the adolescent brain development, its unique strengths and vulnerabilities, as well as their impact on medical, social, and educational issues unique to teenagers and young adults, and author of the book "The Teenage Brain", released by Harper Collins in 2015/16, translated and published in over 25 languages worldwide.

Sherryta Freeman is in her second year as the Director of Athletics at Lafayette College, taking over the leadership reins on Feb. 19, 2018. Freeman launched a five-year strategic plan for Lafayette Athletics in the Fall of 2018. The plan, titled "Creating a Championship Culture," outlines six pillars: achieving competitive excellence, strengthening academic excellence, providing the most positive student-athlete experience possible, building more community and spirit for Lafayette Athletics, ensuring integrity in everything associated with Lafayette athletics and securing the funding necessary for success. The work of six implementation committees, featuring broad-based participation from key constituents across campus, began immediately. Freeman is one of 18 women out of 124 directors of athletics at FCS institutions and one of 54 out of the 380 across Division I conferences. Fourteen of those are women of color, including eight at football-playing institutions and six in the FCS. Prior to arriving on College Hill, Freeman spent more than 15 years as a senior level administrator at Temple, Penn and Dartmouth.

Julie Nettleton has been the Director of Student Conduct at the University of Pennsylvania since 2014. During her 14 years at Penn, Julie also led the University of Pennsylvania's Office of Alcohol and Other Drug Programs for several years where she

received a Department of Education Models of Excellence Grant for her work on group-based interventions. While at Penn, Julie earned her Doctorate of Education from Penn's Graduate School of Education and now co-teaches a course in the school's Division of Higher Education called Restorative Practices: Building Community and Managing Conflict on College Campuses. Julie originally came to Penn from the social service field in Chicago, IL where she received a Master's in Counseling and Human Services from DePaul University after completing her BA in Psychology from Notre Dame.

Dr. Jonathan Pletcher, MD is a Pediatrician and Adolescent Medicine specialist, and the Director of Inpatient Adolescent Medical Services at the Children's Hospital of Philadelphia (CHOP). Following his pediatric and sub-specialty training at CHOP, Jon served as the Clinical Director for the Division of Adolescent Medicine where he oversaw the creation of the Adolescent Medicine Clinic and the rapid expansion of inpatient and outpatient clinical services. He also collaborated in the creation of the Community Pediatrics and Advocacy Program for pediatric residents, one of the first comprehensive and fully integrated curricula to focus on child advocacy and community health. Jon went on to serve as the clinical director for the Division of Adolescent and Young Adult Medicine at the Children's Hospital of Pittsburgh of UPMC from 2008 to 2015, overseeing the development of programs supporting transition to adulthood for youth with complex health needs. Before returning to CHOP, Jon served as Princeton University's Director of Medical Services from 2015-19, where he led the creation of several Global and Community Health programs. Over his career, Jon has co-written original research articles in the areas of adolescent vaccination, women's health care, and the transition from adolescence to adulthood. Jon is also the husband of Brooke, a Pediatric Primary Care Nurse Practitioner at CHOP, and the father of three young men (Andrew @ George Washington U, Joshua @ Temple U, and Noah @ Springfield Township HS).

From Montgomery McCracken:

Paul Apicella is a member of the firm's Labor and Employment practice, where he focuses on employment litigation, labor and higher ed matters. He has considerable experience in higher ed on issues of sex and/or gender-based harassment and misconduct (including Title IX) and other forms of discrimination. He has been involved in policy formation, training and education, investigation, and adjudication of student and employee disciplinary matters. Prior to joining Montgomery McCracken, Paul was a Title IX Compliance Administrator for three universities and an associate at a large national law firm.

Stephanie Benecchi is a commercial litigator whose paths not traveled included both higher educational administration and graduate study in psychology. Steph's litigation practice focuses on class action defense, white collar defense, and government investigations. She recently counseled a health system with respect to Title IV issues related to one of its graduate programs. She is a graduate of Columbia University, where she was a member of the Varsity Women's Swim Team, and Fordham University

School of Law, where she conducted independent research on the intersection of the No Child Left Behind Act with state education law as applied to gifted students.

Erin Clarke is an associate in the firm's Litigation Department and a member of the Labor and Employment practice. She focuses her practice on employment litigation and labor matters and has experience defending public and private employers in federal and Pennsylvania and New Jersey state courts and before administrative agencies. Erin also advises employers on a broad range of labor and employment issues.

Dylan Henry is an associate in the firm's Litigation Department. He has substantial litigation and trial experience defending negligence claims. He focuses on helping clients mitigate risk in the sports-injury field by counseling individuals, schools, and athletic organizations on catastrophic sports-injury matters, the proper management of sport-related concussions and other sport-related injuries (such as heat stroke and rhabdomyolysis), and TBI and latent brain disease matters.

Jon Hughes is a partner in Montgomery McCracken's Business Department and Co-Chair of the Private Capital and Emerging Companies practice group. He focuses his practice on advising public and privately-held entities on business transactions including corporate finance, corporate governance, mergers and acquisitions, and financial services.

Johnny Myers has been in higher ed since Penn accepted him in 1964 [egad]. He heads MMWR's Higher Ed practice group. He is an experienced litigator and has, at one time or another, been at virtually every spot in the courtroom: plaintiff's lawyer, defendant's lawyer, judge pro-tem, witness, defendant. Similarly, in the Title IX arena, he has been investigator, trainer, fact-finder, and appellate officer. Johnny is also a grandfather.

Ed Schnitzer is a partner in Montgomery McCracken's Business Department and is chair of the firm's Bankruptcy & Financial Restructuring practice group. He focuses his practice on bankruptcy and reorganization matters. He has experience representing unsecured creditor committees, litigation & liquidation trustees, debtors, banks and creditors in all aspects of bankruptcy practice, with particular expertise in bankruptcy litigation including the prosecution and defense of preferences, fraudulent transfers, and other avoidance actions, claims objections, and collection and turnover actions.