

TRAINING TOPICS AVAILABLE TO OUR CLIENTS

Benesch is pleased to offer our clients internal training programs customized to your business needs. Below is a listing of just some of the training topics that we would be pleased to provide to your team.

Commercial Finance & Banking

- Paycheck Protection Program Guidance—Counseling Clients on Applying for and Expending the Proceeds of PPP Loans

Construction

- 50 States Mechanics' Lien Law Primer
- Bid Protests—When (and How) to Protest the Improper Awarding of Public Construction Contracts
- Business Strategies: Why Succession Planning is Important
- Comparison of Standard Construction Contract Forms
- Construction Law: Beyond the Letter of Your Contract—Effectively Playing the Claims Game Through the Use of State and Federal Statutes and Judicial Precedent
- Construction Project Management—How to Avoid Problems, Claims and Disputes
- Delivery Methods: An Overview
- Drug Abuse and Alcohol Misuse in the Workplace
- Employment Law from Application to Termination
- Enforcing Your Right to Payment in a Tough Economy—Everything You Need to Know About Liens, Surety Bond Claims and the Prompt Payment Act
- ESOPs: Strategies for Succession Planning
- Gender Considerations in Construction—A Primer on Gender Based Discrimination and Women Owned Business Enterprise Regulations
- Insurance Coverage for Construction Projects—You Don't Always Get What You Pay For
- Key Legal Concerns for Design Professionals in the Pile Driving Industry
- Key Legal Considerations when Performing Work under a Design-Build Construction Contract
- Legal Developments in 2020 that Will Make You More Profitable in 2021
- Managing Today's Risk Through Active Contract Administration
- Ohio/Illinois Construction Law Primer
- OSHA and Workplace Safety
- P3: The Present and Future of Large Infrastructure Projects
- Pennsylvania Construction Law Overview for New Entrants to the Market
- Public Procurement in Ohio
- Properly Documenting a Construction Project and Controlling Internal Documentation
- Recent Changes to the AIA Contract Documents
- Recovering for Unforeseen Conditions
- Ten Steps to Success in 2021
- Tips and Traps for Subcontractors
- United States Construction Law Primer for Canadian Contractors and Suppliers
- Veil Piercing: An Ever Present Risk for Every Corporation
- Withdrawal Liability: An Introduction to Withdrawal Liability Concepts and Best Practices to Minimize and Mitigate Liability

Corporate / M&A

- Code of Ethics Training
- Contract Terms and Conditions
- Compliance with Hart Scott Rodino Antitrust Improvements Act of 1976
- Corporate Governance & Due Diligence
- Defensive Profiles (Activist)
- Doing Business Across Border: Understanding the Foreign Corrupt Practices Act
- Mastering the Transaction Process
- Regulation FD
- Responsibilities of Boards of Directors
- SEC Post-Issuance Disclosure

Ethics, Professionalism, Substance Abuse Training

- Ethics in Negotiation
- Professionalism of Negotiations
- Substance Abuse Education

Executive Compensation – 401(k) plans

- Affordable Care Act Compliance
- Compliance with ERISA's Reporting and Disclosure Requirements
- Department of Labor Audits in the Welfare Benefit Plan Area
- Electronic Filing Requirements
- ERISA Contractual Time Limitations for Filing Civil Actions
- ESOP Boundaries: Plan Design Versus Fiduciary Function
- Fiduciary Liability in 401(k) Plans
- Internal Assessments
- Multiemployer Withdrawal Liability
- Pension Plans
- Withdrawal Liability—A Concealed But Potentially Devastating Assessment

Health Care

- Artificial Intelligence in Healthcare
- Anti-Kickback Statute: What You Must Know to Conduct Compliant Business Operations in the Healthcare Industry
- Common Unrelated Business Tax Concerns
- Conducting a "Thorough" Investigation from the Regulatory Perspective in SNF and AL
- Corporate Compliance Training for Board Members
- Cyber-Security and Compliance Solutions in E-Health: Understanding Cyber-Security Adopted Laws and Proposed Legislations and HIPAA as a Private Right of Action
- Discount Safe Harbor
- Digital Health and Mobile Applications
- Diversity Inclusion Training, Including Related to Implicit Bias
- Do's and Don'ts When the Government Knocks on Your Door

continued

TRAINING TOPICS AVAILABLE TO OUR CLIENTS

Health Care *(continued)*

- Emergency Preparedness in Assisted Living and Nursing Homes
- Emerging Financing for Life Sciences Companies
- Federal and State Breach Notification Requirements
- Financing Medicaid and Medicare A/R
- Fraud, Waste, and Abuse
- Gift Agreements, Sponsorships and Current Fundraising Issues
- Healthcare Compliance Advice: Where to Draw the Line Between Compliance and Legal
- Hospital and Physician Affiliations: From Prenup to Dissolution
- Housing and Urban Development (“HUD”) Financing
- Marketing and Fundraising After HITECH
- Negotiating a Business Associate Agreement
- Negotiation of Physician Employment Agreements and Medical Director Arrangements: From the Employee’s Perspective
- Negotiation of Physician Employment Agreements and Medical Director Arrangements: From the Employer’s Perspective
- Overview of FDA’s Medical Device and Pharmaceutical Regulations
- Overview of Foundations and Supporting Organization: Governance and Control
- Private Equity Investors: Healthcare Diligence and Investment Considerations
- Regulatory Changes to Federal and State Telemedicine, Reimbursement, and Data Privacy Regulations During the Pandemic Emergency and Related Waivers
- Skilled Nursing Facilities: Legal and Regulatory Updates
- Skilled Nursing Facilities: Survey Updates Including Proposed Rules and Survey Processes
- Stark Update for Hospitals and Physicians
- Tax Exempt Bond Compliance: The Trap of Private Use
- Tax Exemption Compliance
- Telehealth: Legal and Regulatory Considerations
- Wearable Devices and Compliance Considerations

Immigration

- Preparing for an ICE raid
- Responding to an I-9 audit
- Conducting Your Own I-9 Compliance Review
- Maintaining Employment Files for Nonimmigrant Workers
- The Pros and Cons of H1B Visas
- Understanding the PERM Process

Insolvency & Creditors’ Rights

- An Overview of the Chapter 11 Process
- Bankruptcy as a Tool for Resolving Enterprise-Threatening Mass Tort Liabilities
- Bankruptcy Blocking Rights for Lenders and Shareholders: When Do They Work?
- How Are Contracts Treated in Bankruptcy and Do I Still Have to Perform?

Insolvency & Creditors’ Rights *(continued)*

- IP in Bankruptcy: Strategies for Licensors and Licensees of IP When a License Counterparty Enters Bankruptcy
- Navigating Fiduciary Duties for Directors, Officers and Managers of Distressed/Insolvent Enterprises
- Opportunities in the Distress Acquisition Arena
- Strategic Steps of Interacting with Senior Lenders Under Senior Credit Facilities
- Strategies to Reduce Exposure to Claims Against Insolvent Customers
- The Claims Process in Bankruptcy
- Understanding and Planning for Preference Exposure and Defending Against Preference Claims
- What Happens When My Supplier or Customer Files a Bankruptcy Case?

IP / Data Security & Privacy

- Creative Approaches for Transforming Research into Innovation
- European Union General Data Protection Regulation Overview and Training
- Federal & State Privacy & Information Security Law Overview
- Is 3D Printing Right for Your Business?
- IT & Licensing in the Cloud
- Legal Risks Related to Moving to the Cloud
- Patent Prosecution
- Preventing & Responding to Cyber-Security Breaches
- Privacy & Social Media in the Workplace
- Protecting and Exploiting Your Business’s Creative Content and Respecting the Creative Content of Others
- The Business Case for IaaS
- Understanding IP Licensing

Labor & Employment

- ADA
- Anti-harassment and Anti-discrimination Training
- Arbitration Agreements
- Diversity in the Workplace
- Drafting Employment Agreements & Non-competition Agreements
- Employee Privacy: Monitoring & Regulating Social Media & Other Electronic Activity
- Employment Basics
- FMLA
- Handling Leaves of Absences Under FMLA, ADA & Workers’ Compensation
- HIPAA for Employers & Workforce
- How to Fire
- How to Hire
- HR Audits
- LGBT Issues in the Workplace
- Maintaining a Union Free Environment
- Medical Marijuana’s Impact on the Workplace
- Misclassification/Contingent Workforce Issues

continued

TRAINING TOPICS AVAILABLE TO OUR CLIENTS

Labor & Employment *(continued)*

- OSHA Requirements
- Protecting Confidential Information & Customer Relationships
- Recent NLRB Updates
- State of the Law Regarding Cannabis and Handling Drug Issues in the Workplace
- The #Metoo Movement
- The Affordable Care Act
- The EEOC: Recent Developments & Future Plans
- Traps for Unwary Employers
- Trends & New Developments Under the Americans with Disabilities Act
- Union Avoidance
- Union Organizing: The NLRB's Election Rules
- Wage & Hour Compliance
- What an Employee Handbook Should Include
- Workers' Compensation
- Workplace Harassment

Litigation

- Affirmative Litigation
- Antitrust Policies: Why You Need One
- Antitrust Risks & Prevention
- Best Practices: Documentation of Procurement, Sales, and Terms & Conditions
- Controlling Costs of Litigation and e-Discovery
- Corporate Compliance & Regulatory Enforcement
- Corporate Designee Depositions
- Data Breach & Cyber-liability: Preparing for Litigation
- Document Retention & Destruction Policies
- e-Discovery Challenges & Solutions
- Email Best Practices
- Legal Project Management in Litigation
- Managing the e-Discovery Process
- Minimizing Liability for Business Owners
- Strategic Management of Enterprise Risk
- Understanding & Protecting Privileged Communications
- Unfair Competition
- Using Arbitration & Mediation to Control Litigation Costs
- What You Need to Know About the False Claims Act

Real Estate & Environmental

- Commercial Leases: Negotiating Key Provisions
- Construction Finance
- Environmental Compliance—Are You Covering All of the Bases?
- Environmental Due Diligence for Corporate & Real Estate Transactions
- Handling Real Estate Transactions from Start to Finish
- Liability for Third Party Criminal Acts on Your Property

Real Estate & Environmental *(continued)*

- Opportunity Zones
- Property Tax Value Management
- Protecting Your Lease
- Public-Private Partnerships: Practical Tools for Adding Value (and Dollars) to Private Development Projects
- Real Estate Finance
- Surveys
- Title Insurance
- What's Different About Real Estate Borrowing

Transportation & Logistics

- A Look at the Impact of Chapter 15 Bankruptcy Proceedings on Trade Creditors
- Best Practices in Transportation Contracting
- Blockchain Technology in Transportation & Logistics
- Carmack Preemption and Separate Contracts for Storage Services
- Compliance with the FMC's Final Rule on OTI Licensing
- Developments in Driver Classification (IC vs Employee)
- ELD Compliance
- Employer Compliance with DOT and EEOC Directives
- FDA Guidance for 3PLs on License Reporting Under the DSCSA
- Filing Service Contracts and NVOCC Service Arrangements
- Fundamentals of Transportation Law: What You Need to Know About Transportation
- Hiring "Unrated" or "Nonrated" Carriers
- Hot Transportation Law Topics for 2021 and What's on the Regulatory Horizon
- Intermodal Legislative & Regulatory Report: What's the Impact on Your Business?
- Long-Standing Terms of the NMFC's Uniform Bill of Lading Vanish
- Managing Risk of Driver Coercion and Harassment Claims
- New Food Safety Rules and What They Mean for Motor Carrier Counsel
- Oregon Cases Offer Lessons for Use of Owner-Operators
- Owner-Operator Contracts and Compliance with Truth-In-Leasing Regulations
- Protecting Brokers with Broker Carrier Agreements
- Regulatory Investigations Affecting the Transportation and Logistics Industry
- Safety and Security Issues in the Transportation of Goods
- Sanitary Food Transportation Regulations
- Shipper/Carrier Liability to Drivers and Third Parties for Improperly Loaded Freight
- Software Subscription Agreements
- The Best Defense is a Good Offense: Proactive Responses to Catastrophic Accidents
- The Impact of the FLSA's New Overtime Exemptions on the Transportation Sector
- Unique Preference Defenses Available to Freight Brokers
- Why Waiting is not an Option for FSMA Compliance