

Decision Analysis for Lawyers II: Advancing Beyond Basics

UC College of Law
Room 204

Friday, December 6, 2013

Continental Breakfast at 8:30; Program: 9:00 – 5:00 p.m.
(6.5 CLE hrs. applied for, approval anticipated)

This workshop day will teach more advanced decision tree applications, and demonstrate how nuances in structuring the analysis may impact its outcome and the client, how litigation preparation and settlement strategy can benefit from early application, and how it can be used to measure intangibles and work with uncertainty in underlying information and probability assessments. Participants will learn a decision analysis approach to risk and fairness in client counseling, negotiation, and mediation. We will also discuss the ethics of using decision analysis, how to avoid potential for manipulation and distortion in the method.

8:30 – 9:00 a.m.	Continental Breakfast
9:00 – 10:00 a.m.	Sue or Settle – In Class Game – Metaphorical or Real?
10:15 – 11:00 a.m.	Tackling Some Challenges Before Returning to Simplicity; Work Through Some Tree-twisters; Apply it in Dispute Resolution
11:15 a.m. – 12:15 p.m.	Meeting the Measurement Bias: Drawing and Even Calculating Intangibles
12:15 – 1:00 p.m.	Lunch (provided)
1:00 – 1:45 p.m.	Measure Intangibles With Your Client - Simulation Exercise
1:45 – 2:45 p.m.	Really Fancy Stuff - Sensitivity Analysis and Probability Distributions
3:00 – 4:00 p.m.	The Ethics of Decision Analysis in Application: Factoring in Fairness and Avoiding Potential for Manipulation and Distortion with Clients and Opposing counsel.
4:00 – 5:00 p.m.	Practice Probabilities and Sensitivities, with Clients