

43rd Annual Course

Advanced Real Estate Law

LIVE San Antonio • July 8-10, 2021 • Hyatt Regency Hill Country Resort

-OR- Watch the replays from your computer or mobile device!

WEBCAST REPLAY • August 11-13, 2021 | **WEBCAST REPLAY** • September 8-10, 2021

Come a day early for Real Estate Law 101! (*Separate registration required.*)



MCLE CREDIT 16.25 Hours (2.75 Ethics)

▼ Downloadable Course Materials



TexasBarCLE.com | 800.204.2222, x1574

Education by the Bar, for the Bar

Come a day early for **Real Estate Law 101** (Separate registration required.)

REPTL Section Members can **save \$25!**

LIVE San Antonio

July 7, 2021

Hyatt Regency Hill Country Resort

Watch from your computer or mobile device!

WEBCAST REPLAY

August 10, 2021

WEBCAST REPLAY

September 7, 2021

Purpose and Scope

Practicing real estate law includes many traps for the unwary, and this course will help you avoid them. Intended for new lawyers and for experienced lawyers new to real estate law, or as a refresher to more experienced lawyers, this course is not a "shortened" version of the Advanced Real Estate Course. Rather, while mainlining our focus on key topics, we are adding several new topics of pressing interest to every real estate practitioner, including the following:

- Tips, Traps, and Trends of M&M Liens
- COVID-19 and Real Estate Law
- A Practical Guide of How to Issue Legal Opinions

Whether you are a new attorney or a seasoned practitioner, Real Estate Law 101 will help you minimize the bumps in the road and smoothly achieve your clients' objectives.



Thank You to Our Sponsor

Platinum



THE LAW OFFICE OF
Jacob Straub

MCLE CREDIT

6.25 Hours (3 Ethics)

MCLE Course No: 174112587

Applies to the Texas Bar College and the Texas Board of Legal Specialization in Real Estate Law-Commercial, Farm & Ranch, Residential, and Property Owners Association Law.



Scan to report your MCLE hours.

AGENDA

6.25 hours including 3 ethics

8:00 **Registration**

Coffee and Pastries Provided

8:45 **TBLS Certification Information**

(no MCLE credit)

D. Diane Dillard, *Houston*

Attorney at Law

Sara E. Dysart, *San Antonio*

Sara E. Dysart, PC

9:20 **Welcoming Remarks**

Course Director

Jacob G. Straub, *West*

The Law Office of Jacob G. Straub

9:30 **Tips, Traps, and Trends of M&M Liens**

.5 hr

Bethany F. Beck, *San Antonio*

Sanderford & Carroll

10:00 **COVID-19 and Real Estate Law**

.5 hr

Rocío Cristina García Espinoza, *Dallas*

Rosewood Property Company

10:30 **Break**

10:45 **Property Owners Association Laws**

for Subdivisions and Condominiums

.75 hr (.25 ethics)

Rosemary B. Jackson, *Houston*

Rosemary B. Jackson, PC

11:30 **Resources for Real Estate Practice and**

Basic Real Estate Documents

.5 hr (.25 ethics)

J. David Dickson, *Waco*

Beard Kultgen

12:00 **Break - Lunch Provided**

12:15 **Luncheon Presentation:**

Reading and Understanding a Survey *.5 hr*

Marc Markel, *Houston*

Roberts Markel Weinberg Butler Hailey

12:45 **Break**

1:00 **Ethical and Practice Traps** *.75 hr ethics*

D. Diane Dillard, *Houston*

Attorney at Law

1:45 **A Practical Guide of How to Issue**

Legal Opinions *.5 hr (.25 ethics)*

Reed Standly, *Dallas*

Standly Law Group

2:15 **Title Insurance** *1 hr ethics*

Leslie Johnson, *Frisco*

WFG National Title Insurance Company

G. Roland Love, *Dallas*

Independence Title Company

3:15 **Sponsored Networking Break -**

Early Registration and Check-In for

the Advanced Course

3:30 **Special Problems** *.75 hr (.5 ethics)*

Moderator

Jacob G. Straub, *West*

The Law Office of Jacob G. Straub

Panelists

J. David Dickson, *Waco*

Beard Kultgen

Richard Melamed, *Bellaire*

Attorney at Law

4:15 **Overview of the Real Estate Forms**

Manual *.5 hr*

Michael Fritz Baird, *San Antonio*

BairdLaw

4:45 **Adjourn to Sponsored Networking**

Reception

4:45-5:45 *(live site only)*

Advanced Real Estate Law

Cosponsored by the Real Estate, Probate and Trust Law Section of the State Bar of Texas

Register early and **save \$50!**

REPTL Section Members can **save up to \$150!**

Lawyers licensed 5 years or less take **HALF OFF!**

See page 5 for **additional discounts!**

LIVE San Antonio

July 8-10, 2021

Hyatt Regency Hill Country Resort

Register by **June 24** to save!

Watch from your computer or mobile device!

WEBCAST REPLAY

August 11-13, 2021

WEBCAST REPLAY

September 8-10, 2021

PLEASE NOTE: Because the health and safety of staff and attendees is our top priority, TexasBarCLE and host hotels will follow the latest CDC guidelines for in-person events. Attendance will require you to comply with protocols that promote a safe environment. ([See more details.](#))

If an event is rescheduled or changed to webcast, registrants will be seamlessly transferred or you may request a refund.

Bonus Materials

Included in Course Book!

A comprehensive index of articles covering over 30 years of real estate reference material.

Published by Richard L. Spencer

MCLE CREDIT

16.25 Hours (2.75 Ethics)

MCLE Course No: 174112715

Applies to the Texas Bar College and the Texas Board of Legal Specialization in Real Estate Law-Commercial, Farm & Ranch, Residential, and Property Owners Association Law.



Scan to report your MCLE hours.

Purpose and Scope

This year we begin a process of honoring and bringing current legendary papers presented over the years at the conference – sort of a back to the future if you will! Bob Bliss' **Leasing Remedies**, Kent Newsome's **Words of Art**, and both of James Noble Johnson's **Survey Review and Execution of Documents** will all be expanded and updated. Our stellar faculty will also explore hot topics such as legislative updates, platting, earnest money contracts, real estate financing, common interest communities, rural living legal challenges, agricultural law, water right conveyances, and other topics critical to your practice. Whether you have attended this conference for years or are considering it for your first time, this program will improve your practice and enhance your understanding of real estate law.

DAY ONE

6.5 hours including 1.25 ethics

8:00 **Registration**
Breakfast Sponsored by



8:50 **Welcoming Remarks**
Course Director
G. Roland Love, *Dallas*
Independence Title Company

9:00 **Case Law Update: Part I**
1 hr (.25 ethics)
David A. Weatherbie, *Dallas*
Cramer Weatherbie Richardson Oliver

10:00 **Platting: What You Need to Know** *.5 hr*
Omar Izfar, *Houston*
Wilson Cribbs + Goren

10:30 **Break**

10:45 **Enforceability of Earnest Money Contracts** *.5 hr*
Thomas M. Whelan, *Dallas*
McGuire Craddock & Strother

11:15 **Texas Real Estate Commission Forms Update** *.5 hr*
Vanessa Burgess, *Austin*
Texas Real Estate Commission

11:45 **Ancillary Document Reviews in Residential Mortgage Transactions** *.5 hr*
Christina Jenkins, *Dallas*
Christina Jenkins, PLLC

12:15 **Break - Lunch Provided**

12:30 **Awards Ceremony & REPTL Annual Meeting**

12:45 **Luncheon Presentation: Land Use - Hot Cases and Topics** *.75 hr*
James L. Dougherty Jr., *Houston*
Attorney at Law
Greta E. Goldsby, *Austin*
Drenner Group

1:30 **Break**

1:45 **Words of Art** *.75 hr*
J. Kent Newsome, *Houston*
Greenberg Traurig

2:30 **Survey Update** *.5 hr*
Josh W. Leamons, *Fredericksburg*
Searchers Surveying & Engineering

3:00 **Can We Still Get a Loan? Current Issues and Alternatives in Commercial Real Estate Financing** *.5 hr*
Niles Holmes, *Dallas*
Niles Holmes PC

3:30 **Networking Break**

3:45 **Execution and Acknowledgement Update** *.5 hr*
MarJuana B. Williams, *Beaumont*
MarJuana Bush Williams, PLLC

4:15 **Maintaining Well-Being During the Coronavirus Era** *.5 hr ethics*
Chris Ritter, JD. M.Ed., *Austin*
Texas Lawyers' Assistance Program

4:45 **Adjourn to Sponsored Networking Reception**
4:45-5:45 (*live site only*)

DAY TWO

7 hours including 1.25 ethics

8:00 **Breakfast Sponsored by**



8:50 **Announcements**

9:00 **Case Law Update: Part II** *1 hr (.25 ethics)*
David A. Weatherbie, *Dallas*
Cramer Weatherbie Richardson Oliver

10:00 **Vested Rights: How Vested Am I?** *.5 hr*
Reid C. Wilson, *Houston*
Wilson Cribbs + Goren

10:30 **Break**

- 10:45 **Use 'Em or Lose 'Em: Preserving and Applying Declarant's Rights in Residential and Commercial Developments** .5 hr
Rosemary B. Jackson, *Houston*
Rosemary B. Jackson, PC
- 11:15 **Property Owners Association Case Survey** 1 hr
Sipra Boyd, *Houston*
Roberts Markel Weinberg Butler Hailey
Clinton Brown, *Austin*
Roberts Markel Weinberg Butler Hailey
- 12:15 **Break - Lunch Provided**
- 12:30 **Luncheon Presentation: Overcoming Racism in Restrictive Covenants and Property Owner Associations** .75 hr (.5 ethics)
Leah Burton, *San Antonio*
Roberts Markel Weinberg Butler Hailey
Noelle Hicks, *Houston*
Roberts Markel Weinberg Butler Hailey
- 1:15 **Break**
- 1:30 **Country Living: How Do Cities and Counties Regulate Land Use Outside of the City Limits?** .5 hr
Art Anderson, *Dallas*
Winstead
- 2:00 **What's New on the Farm** .5 hr
Tiffany Dowell Lashmet, *Amarillo*
Texas A&M AgriLife Extension Service
- 2:30 **A Legal Guidebook to Roads** .5 hr
Kenneth L. Bennight, Jr., *San Antonio*
Law Office of Kenneth L. Bennight Jr.
- 3:00 **Networking Break**
- 3:15 **Groundwater Law** .5 hr
Stephen Cooney, *Houston*
Gray Reed

- 3:45 **Splitting Properties: Strategies for Partition Actions** .5 hr (.25 ethics)
Cassie McGarvey, *Houston*
McGarvey
- 4:15 **Technological Competence** .75 hr ethics
Jett Hanna, *Austin*
Texas Lawyers' Insurance Exchange
- 5:00 **Adjourn**
- DAY THREE**
2.75 hours including .25 ethics
- 8:30 **Breakfast Sponsored by**
-
- 8:50 **Announcements**
- 9:00 **Legislative Update 2021 or Real Estate Legislative Affair Committee (RELACs) Reviews the Response to COVID, ERCOT, and Other Fun Acronyms** 1 hr
John H. "Jack" Miller III, *Houston*
Jack Miller Law
- 10:00 **Break**
- 10:15 **Property Statutes Not in the Property Code** .5 hr
Richard Melamed, *Bellaire*
Attorney at Law
- 10:45 **Loan Workouts** .5 hr (.25 ethics)
Katherine Tapley, *San Antonio*
Norton Rose Fulbright
- 11:15 **Landlord Remedies and Tenant Defenses** .75 hr
Robert Harms Bliss, *Dallas*
Attorney at Law
Lindsey J. Postula, *Houston*
Gray Reed
- 12:00 **Adjourn**

- ▶ **Advanced Course Director**
G. Roland Love Dallas
- ▶ **101 Course Director**
Jacob G. Straub West
- ▶ **Planning Committee**
Mary S. Axelrad Houston
J. Cary Barton San Antonio
David Z. Conoly Corpus Christi
D. Diane Dillard Houston
Sara E. Dysart San Antonio
Cecilia C. Flowers Tyler
Rosemary B. Jackson Houston
Leslie Johnson Frisco
Marc Markel Houston
Richard Melamed Houston
J. Kent Newsome Houston
Reed Standly Dallas
Katherine Tapley San Antonio
David A. Weatherbie Dallas
Reid C. Wilson Houston
MarJuana B. Williams Beaumont
- ▶ **TexasBarCLE Planning Team**
Kim Maka Program Planner
Lisa Hernandez Program Coordinator
Deserea Serna Lead Written Materials Coordinator
Mary A. Galarza Meeting Planner
- ▶ **Real Estate, Probate and Trust Law Section of the State Bar of Texas**
Reid C. Wilson Chair
Jeffrey C. Hopper Chair-Elect/Secretary
Denise Cheney Treasurer
Eric Reis Immediate Past Chair
- ▶ **State Bar of Texas**
Larry P. McDougal President
John Charles "Charlie" Ginn Chair of the Board
Sylvia Borunda Firth President-Elect
Randall O. Sorrels Immediate Past President
Britney E. Harrison TYLA President
Scott Rothenberg Chair, CLE Committee
Rebekah Steely Brooker Chair, Board PDP Committee
Trey Apffel Executive Director
Hedy Bower Director, TexasBarCLE

Thank You to Our Sponsors

/ Platinum /



/ Gold /



/ Silver /

Sara E. Dysart
Attorney at Law



WILSON
CRIBBS
+GOREN

/ Bronze /

McGUIRE, CRADDOCK & STROTHER, P.C.

Reserve Your Hotel Room Early for the LIVE Course

LIVE San Antonio

Hyatt Regency Hill Country Resort
9800 Hyatt Resort Drive
San Antonio, TX 78251
(210) 647-1234
\$235 single/double

Deadline: June 8, 2021

Parking: Self-parking is \$5/day in the hotel's open air surface lot.

Or make your reservation online at:

www.TexasBarCLE.com?a=REALESTATE



Watch from your computer
or mobile device!

ADVANCED WEBCAST REPLAYS

August 11-13, 2021
September 8-10, 2021

101 WEBCAST REPLAYS

August 10, 2021
September 7, 2021

Hotel rooms have been blocked at special rates on a space available basis. To make a reservation, contact the hotel and indicate that you will be attending this State Bar of Texas course.

► TexasBarCLE.com

Ways to Save on These Live Courses!

Register by June 24 and Save \$50 on the Advanced Course!

Early registrations help us ensure that sufficient course books, seating, and refreshments are available. Course materials and seating will be reserved for preregistrants until the start of the first topic.

GO GREEN and Save \$50 on the Advanced Course and Save \$25 on the 101 Course! Select the PDF download ONLY for a discount.

Real Estate, Probate & Trust Law Section Members Can Save an Additional \$50 (\$25 of it provided by REPTL) on the Advanced Course and \$25 on the 101 Course!

Not a member? To join, visit your My Bar Page and join online, or download a membership form from TexasBar.com/sections to pay by mail. Please do not send section membership payment with your registration fee.

Texas Bar College Members Can Save \$25 on the Advanced Course.

To join or learn more, visit texasbarcollege.com or call (800) 204-2222, x1819.

Texas Paralegal Division Members Can Save \$25 on the Advanced Course. To join or learn more, visit txpd.org or call (806) 443-2209.

Earn Discounts by Registering Five or More

from your firm or agency. Contact Firm & Group Sales Manager Laura Angle at (512) 263-2802 or laura.angle@texasbar.com.

HALF OFF for Attorneys Licensed in Texas 5 Years or Less on the Advanced Course!

You read that right! See the registration page.

FYI

Scholarship Information

TexasBarCLE offers scholarships for live courses, video replays, online classes, and webcasts. To apply or learn more, call (800) 204-2222, x1490, Mon-Fri 8am-5pm CT. Please apply at least two weeks prior to any live/video replay course or at least one week prior to any webcast or online class.

Active Texas State, County, and Federal Judges, Administrative Law Judges, Hearing Examiners, and Judge's Staff Attorneys may attend out-of-state programs for a discounted rate or in-state programs for free, provided:

- (1) the course directly relates to the judge's/tribunal's jurisdiction,
- (2) the judge is a full-time judge or retired under a judicial retirement system and
- (3) space is available for all paying registrants. This privilege does not extend to prosecutors, receivers, trustees, other court staff, or persons serving part-time in a judicial capacity. Actual attendance is required to receive course materials.

Parking Information is subject to change and does not guarantee available space.

If You Need Special Accommodations to Attend or Have a Food Allergy, please contact us as soon as possible at (800) 204-2222, x1748.

Registered but Can't Attend? Still Earn MCLE Credit by taking the course online later.

If you would rather have a refund, call (800) 204-2222, x1574 or fax your request to (512) 427-4443.

Refund requests must be made at least one business day before the program.

FREE ONLINE BENEFITS! Online Videos and MP3s of the Topics

will be available to registrants 6-8 weeks after the course. Provide your e-mail address when preregistering to be notified when and how these benefits may be accessed. (Note: Presentation lengths may vary from that which was advertised.) There's no extra charge; as a registrant, you're already entitled!

Interested in Sponsoring or Exhibiting at this Course or Others?

Please contact us at clesponsorships@texasbar.com.

Policy of Impartiality The State Bar of Texas does not endorse political candidates. When a candidate for the public office is included in promotion for or participates in a TexasBarCLE event, the State Bar is not taking a position for or against anyone's candidacy.

REGISTER FOR THE LIVE COURSE

ONLINE [TexasBarCLE.com](https://www.texasbarcle.com) • Credit Card Only
PHONE (800) 204-2222, x1574 during business hours • Credit Card Only



Registering five or more? E-mail Laura Angle at laura.angle@texasbar.com for group discount information.

▶ **Advanced Real Estate Law** [5005]

LIVE San Antonio • July 8-10, 2021

- Regular Registrant..... \$795
Take \$50 OFF: Register by June 24
- Licensed 5 years or less, **HALF OFF**..... \$397.50*

▶ **Real Estate Law 101** [5006]

LIVE San Antonio • July 7, 2021

- Regular Registrant..... \$195*
- REPTL Section Member **\$25 OFF**..... \$170*

I may attend complimentary because I am a (see p. 5):

- Qualifying judge
- Judge's staff attorney

▶ **WEBCAST REPLAYS**

Advanced Course: August 11-13, 2021 • September 8-10, 2021

Regular Registrant..... \$695

101 Course: August 10, 2021 • September 7, 2021

Regular Registrant..... \$145*

To register for the webcast, please **DO NOT USE THIS FORM**. Instead, register online at [TexasBarCLE.com](https://www.texasbarcle.com). *Discounts may vary for the webcasts.*

**Does not qualify for further discounts in the Discounts section at right.*

▶ **Course Materials**

Advanced Course • I want my materials format to be:

- Hard copy books as well as a PDF download of same (both formats included in registration fee)
- PDF download ONLY so I'll **take \$50 OFF**

101 Course • I want my materials format to be:

- Hard copy book as well as a PDF download of same (both formats included in registration fee)
- PDF download ONLY so I'll **take \$25 OFF**

▶ **Discounts**

I am entitled to 1 or 2 discounts on the **Advanced Course**:

- \$50 OFF** because I am registering for the live course by June 24.

\$25 OFF because (choose 1 box only) I'm a member of the:

- Texas Bar College

- Paralegal Division

-OR-

- \$50 OFF** because I'm a member of the:

Real Estate, Probate & Trust Law Section (*\$25 of it provided by REPTL*)

For more information on joining the section, see page 5.

▶ **I can't attend, but would like the materials.**

FREE Shipping & Handling

- Advanced Course hard copy book set \$230[†]

- 101 Course hard copy book \$155[†]

To order a discounted PDF download of course materials, search **Publications** at [TexasBarCLE.com](https://www.texasbarcle.com) (available 1-2 weeks after the course).

[†]Plus 8.25% sales tax on total course book sales only. Please include sales tax or attach an exemption certificate. Book orders are shipped separately 1-2 weeks after the live program.

MP3 files of topics will be downloadable from [TexasBarCLE.com](https://www.texasbarcle.com) 6-8 weeks after the course. For information on other course products, contact our Flash CLE service at (800) 204-2222, x1575.

QUESTIONS?

(800) 204-2222, x1574 or (512) 427-1574

HOW TO REGISTER FOR THE WEBCAST REPLAYS

Webcast registration is only online and by using a credit card. Go to [TexasBarCLE.com](https://www.texasbarcle.com) and click on **Webcasts**. Then under the listing for **Advanced Real Estate Law (Aug. or Sept.)** or **Real Estate Law 101 (Aug. or Sept.)** click **Register for Webcast**. If you have any questions or would like to register by phone, please call 800-204-2222, x1574. Mail or fax registrations are not be accepted at this time.

Webcast Registration Fee and Course Material

The **Advanced Course** replay fee per webcast registrant is \$645 or \$347.50 for attorneys licensed 5 years or less. The **101 Course** replay fee is \$145. Additional discounts available online. *Discounts may vary for the webcasts.* **Course materials** are included as PDFs for the webcast. A hard copy book is included in your registration, or Go GREEN for a discount! When ordering a hard copy book, please confirm your shipping address. Preordered books are generally shipped the week of the program, and may be received after the scheduled replay date. For any questions, please email cleregistration@texasbar.com.

Claiming MCLE Credit

For the webcast, click the **Claim Credit** tab at the conclusion of your viewing. Please read & acknowledge the instructions, edit any information if needed, then click **Submit Hours** at the bottom of the page.

Replaying the Webcast

If you cannot watch the entire webcast at its scheduled time, an archived recording will be available under "My Purchases" within a few days of the live program. You may then complete the program at your convenience and claim MCLE credit.

IMPORTANT: Registration for this webcast admits only the registrant. Registrants are expressly prohibited from allowing nonregistrants access to the program. For group viewings of a webcast, contact Firm & Group Sales Manager Laura Angle at (512) 263-2802 or laura.angle@texasbar.com.

Your Resources for Expert Guidance
and Straightforward Forms.



Texas Real Estate Forms Manual, 2021 Edition

Available in Three Formats: Online, Digital
Download, and Hard Copy!

The Real Estate Forms Manual, now a convenient
softbound set, provides over 400 forms covering
a wide range of transactions. It also features
practical commentary to aid lawyers in adapting
forms to clients' needs.

The Texas Real Estate Forms Manual contains the text of the entire
manual as a hyperlinked and searchable PDF file, with forms in
Word. Texas and federal case and statute citations are linked to
Casemaker online.

Go to www.texasbarpractice.com and learn more about the
Texas Real Estate Forms Manual.

Texas Foreclosure Manual, Includes 2019 Supplement

Available in Three Formats: Online
Digital Download, and Hard Copy!

This essential resource, written for the general
practitioner and real-estate expert in mind,
provides over 100 forms that cover everything
from the first consultation with a client to
closing the file. It also addresses the “why”
behind the “how” with 37 chapters of practice notes.

The Texas Foreclosure Manual contains the text of the entire
manual as a hyperlinked and searchable PDF file, with forms in
Word. Texas and federal case and statute citations are linked to
Casemaker online.

Go to www.texasbarpractice.com to learn more about the
Texas Foreclosure Manual.



Over 9,200 of the lawyers licensed in Texas are
members of the Real Estate Probate and Trust Law
Section, making it the largest section of the State Bar.

ENJOY YOUR MEMBERSHIP IN:

- **THE OFFICIAL** online quarterly, The REPTL Reporter
containing case law summaries, feature articles,
and news.
- **ACCESS** to an online collection of CLE materials from
recent real estate, probate and trust law seminars
- **ACCESS** to the latest work product of REPTL
committees.
- **\$100 DISCOUNT** off the annual subscription
price to the TexasBarCLE's Online Library
(regularly \$295).
- **DISCOUNTS** on numerous publications from
Thomson West.
- **MEMBERSHIP** is available to all Texas-licensed
attorneys and (on a non-voting basis) to all law
students for just **\$30 per year**.

To join or learn more, visit REPTL.org