

2017 Law School for Insurance Professionals

New York City | September 13, 2017

Syracuse | September 19, 2017

Albany | September 26, 2017

Long Island | September 27, 2017

Co-Sponsored by the New York State Bar Association Torts, Insurance & Compensation Law Section; Insurance Federation of New York, Inc.; and New York Insurance Association, Inc.

2017 Topics:

- Labor Law Claims: Controlling and Valuing the Economics
- Legal Procedures and Nuances that Impact a Claim
- Auto Insurance Claims
- Additional Insured Coverage: Can the Risk Really Be Shifted?
- The Unruly Realm of Workers' Compensation: How Will It Impact Your Claim?
- Deciding When a Case Needs to Be Tried or Should Be Mediated

Registration: www.nysba.org/LSIP2017



PROGRAM DESCRIPTION

Join insurance industry professionals and their counsel in exploring topics that confront insurance professionals daily. Respected New York insurance and defense attorneys will provide insights and updates on current legal issues that the savvy insurance professional won't want to miss!

Both attorneys and insurance professionals can benefit from the topics discussed at this full-day seminar, and the on-site lunch provides opportunity to network with colleagues in the field.

Now in its twelfth year, Law School for Insurance Professionals is produced annually by the Torts, Insurance and Compensation Law Section of the New York State Bar Association. We are pleased to be joined again by the New York Insurance Association as a program co-sponsor, and extend a warm welcome to the Insurance Federation of New York.

This course does not offer MCLE or CE credit. Attendees will receive a certificate of attendance.

PROGRAM LOCATIONS

New York City | September 13, 2017

NYS Insurance Fund: 199 Church Street, New York, NY

Syracuse | September 19, 2017

Sheraton Syracuse University Hotel and Conference Center: 801 University Avenue, Syracuse, NY

Albany | September 26, 2017

New York State Bar Center: 1 Elk Street, Albany, NY

Long Island | September 27, 2017

Inn at Fox Hollow: 7755 Jericho Turnpike, Woodbury, NY

EVENT GOLD SPONSORS



AGENDA

- 8:30–8:55 a.m. Registration
- 8:55–9:00 a.m. Welcome and Introductions
- 9:00–10:00 a.m. **Labor Law Claims: Controlling and Valuing the Economics**
- Ultimate impact of vicarious liability; how contracts can change the pendulum
 - Criminal penalties; relying on experts to save the claim; update on case law and how it impacts your claim
- 10:00–11:00 a.m. **Legal Procedures and Nuances that Impact a Claim**
- Understanding how procedural hurdles such as collateral source, contribution, offset and pre/post judgment interest will affect your claim in comparison to substantive steps faced in litigation like IME results, appealing judgments, and a bankrupt insured.
- 11:00–11:10 a.m. Refreshment Break
- 11:10 a.m.–12:00 p.m. **Auto Insurance Claims**
- Insurance fraud – how to detect it and respond
 - Staged accidents, medical providers; and assignment of benefits
- 12:00–1:00 p.m. Lunch (Included with registration – served on premises)
- 1:00–1:50 p.m. **Additional Insured Coverage: Can the Risk Really Be Shifted?**
- Impact of contractual requirements on insurance coverage; privity requirements
 - Update on recent case law discussing interpretation of endorsements using terms “caused by” and “arising out of”
 - Horizontal and vertical exhaustion and impact of additional insured’s coverage
- 1:50–2:45 p.m. **The Unruly Realm of Workers Compensation: How Will It Impact Your Claim?**
- Liens on third party settlement; subrogation and impact of Medicare Set Aside Arrangements in third party cases
 - Lump sums settlements; conditional payment and releases
 - Interplay with general liability claims and litigation
- 2:45–3:00 p.m. Break
- 3:00–4:00 p.m. **Interactive Presentation: Deciding When a Case Needs to be Tried or Should be Mediated**
- Candid discussions with a mediator or judge (depending on venue) and a seasoned trial attorney
 - How the damages, venue and evidence make a difference in the decision

PROGRAM FACULTY

Overall Program Chair:

Joanna M. Roberto, Esq.
Goldberg Segalla LLP, Garden City, NY

TICL Section Chair:

Elizabeth A. Fitzpatrick, Esq.
Island Companies, Calverton, NY

Local Program Chairs:

Albany:

Mark T. Whitford, Jr., Esq.
Barclay Damon LLP, Rochester, NY

Long Island:

Elizabeth A. Fitzpatrick, Esq.
Island Companies, Calverton, NY

New York City:

Joanna M. Roberto, Esq.
Goldberg Segalla LLP, Garden City, NY

Syracuse:

Paul J. Callahan, Esq.
Brown & Kelly, LLP, Buffalo, NY

Speakers:

Listed alphabetically by last name – Additional speakers will be announced online at www.nysba.org/LSIP2017.

Albany:

Jonathan H. Bard, Esq., Barclay Damon LLP, Buffalo * **James J. Gascon, Esq.**, Costello, Cooney & Fearon, PLLC, Camillus * **Carolyn B. George, Esq.**, Friedman, Hirschen & Miller, LLP, Albany * **Jonathan Glasser, Esq.**, Lester Schwab Katz & Dwyer, LLP, New York City * **Steven E. Peiper, Esq.**, Hurwitz & Fine, P.C., Buffalo * **Mark R. Sonders, Esq.**, E. Stewart Jones Hacker Murphy, Troy

Long Island:

Julian D. Ehrlich, Esq., Aon Risk Services Northeast, Inc., Garden City * **Elizabeth A. Fitzpatrick, Esq.**, Island Companies, Calverton * **Christine Malafi, Esq.**, Campolo, Middleton & McCormick, LLP, Ronkonkoma * **Dirk Marschhausen, Esq.**, Marschhausen & Fitzpatrick PC, Hicksville * **Brian W. McElhenny, Esq.**, Goldberg Segalla LLP, Garden City * **Francis (Frank) Scahill, Esq.**, Picciano & Scahill, PC, Westbury

New York City:

Alfredo J. Alvarado, Esq., Lester Schwab Katz & Dwyer, LLP, New York City * **Jerri Ann DeCamp, Esq.**, Traub Lieberman Straus & Shrewsberry, LLP, Hawthorne * **Brian J. Donnelly, Esq.**, Ahmuty Demers & McManus, New York City * **Michael P. Mezzacappa, Esq.**, Kaufman Borgeest & Ryan LLP, Valhalla * **Harold L. Moroknek, Esq.**, Marshall Dennehey Warner Coleman & Goggin, Port Chester * **Sim R. Shapiro, Esq.**, Baxter Smith & Shapiro, PC, White Plains

Syracuse:

Eileen E. Buholtz, Esq., Connors, Corcoran & Buholtz, PLLC, Rochester * **Paul J. Callahan, Esq.**, Brown & Kelly, LLP, Buffalo * **Kristen B. Degnan, Esq.**, Brown & Kelly, LLP, Buffalo * **Michael Menard, Esq.**, Law Offices of Michael Menard, Buffalo * **Arthur J. (A.J.) Smith, Esq.**, Baxter Smith & Shapiro, P.C., Hicksville * **Melanie Slaughter Wolk, Esq.**, Trevett Cristo P.C., Rochester * **Leonard D. Zaccagnino, Esq.**, Shaw & Shaw, P.C., Hamburg

REGISTRATION

4 EASY WAYS TO REGISTER

Online at www.nysba.org/LSIP2017

Call us at **1.800.582.2452** (U.S. and Canada)

Mail to: Member Resource Center
New York State Bar Association
One Elk Street, Albany, NY 12207

Fax the order form to **518.463.5993** (secure)

Name _____

Company _____

Address _____

City _____ State _____ Zip _____

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Member ID (if applicable) _____

Please enroll me in "2017 Law School for Insurance Professionals"

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PROGRAM FEES

Registration fee: \$105

Group rate (5 or more from the same company): \$95 each (please attach list of names)
10% discount for NYIA, IFNY, or TICL Section members (\$94.50 individual, \$85.50 group rate)

Law Student: \$20

- General Registration TICL Section member NYIA member IFNY member

PAYMENT INFORMATION

- Check or money order enclosed in the amount of \$ _____

(Please make checks payable to the New York State Bar Association.)

- Charge \$ _____ to American Express Discover MasterCard Visa

Card number _____ Expiration _____

Authorized Signature _____

INFORMATION AND POLICIES

Pre-registration Strongly Advised: You can guarantee your seat and course materials by registering early. Registrations are taken on a first-come, first-served basis. If you plan to pre-register a group within 10 days of the program or to register at the door, please contact ticlsection@nysba.org or call Kathy Plog at 518.487.5681 to verify space availability.

Cancellations are easy – full refunds are given: Your full registration fee will be refunded if notice of cancellation is provided no later than 5:00 pm two business days prior to the date of the program for which you are registered. To cancel, contact ticlsection@nysba.org or call Kathy Plog at 518.487.5681. If you do not cancel and do not attend the program, a complete set of materials is available upon request. Those who did not register may purchase program materials after the final program date.

Recording of NYSBA Seminars is not permitted.



Accommodations for Persons with Disabilities: NYSBA welcomes participation by individuals with disabilities. NYSBA is committed to complying with all applicable laws that prohibit discrimination against individuals on the basis of disability in the full and equal enjoyment of its goods, services, programs, activities, facilities, privileges, advantages, or accommodations. To request auxiliary aids or services or if you have any questions regarding accessibility, please contact Stephanie Bugos at 518.487.5524 or sbugos@nysba.org.

NEW YORK STATE BAR ASSOCIATION
**TORTS, INSURANCE AND
COMPENSATION LAW SECTION**
One Elk Street, Albany, NY 12207



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Or Call the NYSBA Member Resource Center at **(800) 582-2452**

