



Oregon Law Institute
of Lewis & Clark Law School

Oregon Workers' Compensation Law 2006 *Essentials & Ethics*

Not to be missed,

this seminar will update you on timely topics in workers' compensation practice that are significant for you and your clients. Leading practitioners and ALJs will offer insights into recently decided cases, advising clients on appeals, rights and restrictions regarding rebuttal evidence, and practical ethics for hearings and appeals.

**FRIDAY,
SEPTEMBER 22, 2006**

Oregon Convention Center
777 NE Martin Luther King Jr., Blvd.
Portland, Oregon

4.25 General and 2 Ethics MCLE Credits

SCHEDULE

8:15 a.m. LATE REGISTRATION AND DISTRIBUTION OF MATERIALS

8:40 WELCOME AND INTRODUCTION

8:45 - 9:45 **Ethics and Appeals**

What every client should know:

- Reversal probabilities
- Bad decisions can get worse
- The value of case/cost of appeal
- When to expect a decision
- Action pending appeal
- Appeals to spark settlement
 - *Edward J. Harri*
 - *Deborah L. Sather*

9:45 -10:45 **A Map for Medical/Vocational Disputes**

- Types of disputes
- Procedural requirements and deadlines
- Jurisdiction
- Terminology
- Time for a decision
- Appeals
 - *Monte Marshall*
 - *Kevin Willingham*

10:45 - 11:00 BREAK

11:00 -12:00 **AOE/COE and *Smothers***

An in-depth review of recent AOE/COE decisions in light of the evolution of *Smothers* and exclusive remedy trends

- *Frederick H. Lundblade III*
- *Arthur Wilber Stevens III*

12:00 - 1:00 LUNCH (optional lunch at live seminar)

1:00 - 2:15 **Appellate Update**

The freshest and the most enduring cases examining:

- Legal causation
- Medical causation
- Temporary disability
- Claims processing
- Attorney fees and penalties
 - *G. Duff Bloom, ALJ*

2:15 - 2:45 **The Reality of Rebuttal Evidence**

- Who gets the right to the last presentation of evidence?
- What do they get? The proper scope of rebuttal
- How do they get it? Practical considerations in submitting and admitting rebuttal evidence
 - *Holly J. Somers, ALJ*

2:45 - 3:00 BREAK

3:00 - 4:00 **Litigation Strategies and Ethics**

- Should we be more professional?
- Disclosure trick or treat
- Exhibit hanky panky
- Responsibility and other rascals
- Hearing decorum and neutrality
 - *Martin L. Alvey*
 - *Leslie J. Mackenzie*
 - *Christopher D. Moore*
 - *John E. Snarskis*

4:00 ADJOURN

Program Faculty

Martin L. Alvey

*Program Co-Planner
Martin L. Alvey PC*

G. Duff Bloom

*Administrative Law Judge,
Workers' Compensation Board*

Edward J. Harri

*Assistant Dean for Student Affairs and Instructor of Legal
Research and Writing, Willamette University College of Law*

Frederick H. Lundblade III

Black Chapman Webber Stevens Petersen & Lundblade

Leslie J. Mackenzie

Reinisch Mackenzie Healey Wilson & Clark, PC

Monte Marshall

*Assistant Presiding Administrative Law Judge,
Workers' Compensation Board*

Christopher D. Moore

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Deborah L. Sather

*Program Co-Planner
Sather Byerly & Holloway LLP*

John E. Snarskis

The Hartford

Holly J. Somers

*Administrative Law Judge,
Workers' Compensation Board*

Arthur Wilber Stevens III

Black Chapman Webber Stevens Petersen & Lundblade

Kevin Willingham

*Manager, Reemployment and Dispute Resolution Section,
Workers' Compensation Division*

LIVE PRESENTATION

Portland – 9/22/06

Oregon Convention Center
777 NE MLK Jr. Blvd.

MCLE CREDIT

*Oregon Workers' Compensation Law 2006:
Essentials & Ethics* will receive **4.25**
General and **2** Ethics MCLE credits.

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QUESTIONS?

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VIDEO REPLAYS

Please register at least one week prior to the replay date.

Bend – 10/6/06

Replay 8:30 a.m.
Bryant Lovlien & Jarvis
591 Mill View Way

Eugene – 9/29/06

Replay 8:30 a.m.
Harrang Long Gary & Rudnick, P.C.
360 East 10th Avenue, Ste. 300

Medford – 9/29/06

Replay 8:30 a.m.
Kellington, Krack, Richmond,
Blackhurst & Glatte, LLP
23 Newtown Street

Portland – 10/11/06

Replay 9:00 a.m.
Oregon Law Institute
Gus J. Solomon Courthouse,
620 S.W. Main St., Suite 706

Oregon Workers' Compensation Law 2006: Essentials & Ethics

Friday, September 22, 2006

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Please "✓" appropriate box below:

- Live presentation
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TUITION *(Prices apply to live and video replays.)*

- \$159 "Early Bird" tuition *(received by September 18, 2006)*.
- \$119 "Early Bird" tuition for new attorneys (admitted 2005–2006), paralegals, or secretaries *(received by September 18, 2006)*.
- \$80 Legal aid attorneys and judges *(received by September 18, 2006)*.
- \$15 OLI Annual Pass holder (Annual Pass No. _____).
- \$20 Add to above tuition if registration received *after September 18, 2006*.

OPTIONAL LUNCH AT LIVE SEMINAR

- \$20 Add to above tuition
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Check out our website at www.lclark.edu/org/oli
or email us at oli@lclark.edu.**

CONFIRMATION: Confirmation will be sent via e-mail or fax one week before the program.
CANCELLATION POLICY: Tuition minus a \$20 handling charge will be refunded if the cancellation request is *written and received* by Tuesday September 19, 2006.
NEED ASSISTANCE: If you are a person with a disability, please let OLI know in time to make any necessary accommodations for you.
TUITION ASSISTANCE: A limited number of scholarships are available based on financial need. Contact OLI.