



THE STATE BAR OF CALIFORNIA
WORKERS' COMPENSATION SECTION

Earn 6
Hours MCLE and
Legal Specialization
1 Hour Legal Ethics



2016 Spring Education Conference

MARCH 12
JW Marriott
Los Angeles
900 W. Olympic Blvd.
Los Angeles, CA 90015
(213) 765-8600

APRIL 23
Hilton Oakland
Airport
One Hegenberger Road
Oakland, CA 94621
(510) 635-5000

JUNE 4
The Cliffs Resort
2757 Shell Beach Road
Pismo Beach, CA 93449
(805) 773-5000

Register Online: <http://workerscomp.calbar.ca.gov>

PROGRAM SCHEDULE

(**NOTE** DUE TO VENUE REQUIREMENTS PISMO BEACH TIMES WILL START 30 MINUTES EARLIER. PISMO BEACH TIME IS IN PARENTHESIS.)

REGISTRATION AND BREAKFAST

8:30 AM – 9:00 AM (8:00 AM – 8:30 AM)

UBER, LYFT, AND THE CROWD-SOURCED WORKER

9:00 AM – 10:00 AM (8:30 AM – 9:30 AM)

It is a simple legal question with an extraordinarily complex legal answer: Do crowd-sourced workers, such as Uber or Lyft drivers, classify as employees or independent contractors? A recent spate of cases has highlighted the tricky issues in analyzing this question. Many scholars have proposed a new third class of worker to address the problem. This program will detail what issues to analyze when determining whether a crowd-sourced worker is an employee or independent contractor for purposes of workers' compensation proceedings and the ramifications of each classification.

Speaker: Bill Armstrong – All Locations

HOW TO AVOID THE DARK SIDE: TEN COMMON PROFESSIONAL RESPONSIBILITY QUANDARIES EXPLAINED

10:05 AM – 11:05 AM (9:35 AM – 10:35 AM) (1 HOUR LEGAL ETHICS)

To paraphrase a very wise being: Beware of the dark side. Anger, fear, aggression, easily they flow. Quick to join you in a fight. If once you start down the dark path, forever will it dominate your destiny. Consume you it will, as it did many a disciplined attorney. This panel will use real life examples to highlight some of the most common professional responsibility quandaries in which attorneys can find themselves and provide tips on keeping any appearance before the State Bar Court far, far, away.

Speaker: Hon. Kearsie McGill (State Bar Court) – All Locations

OOPS: MISTAKES, ERRORS, AND PETITIONS TO SET ASIDE

11:10 AM – 12:10 PM (10:40 AM – 11:40 AM)

At some point in many a career, the litigator gets back to the office and realizes that a mistake was made on a document. In some cases the mistake may simply be clerical error. In other cases, the mistake may be more egregious. In any case, the litigator must understand the proper procedure for correcting mistakes and errors. In particular, the litigator needs to understand how to properly petition to set aside an award, order, etc. and how to properly lay an evidentiary foundation in support of such a petition prior to, or concurrent with the filing of a petition for reconsideration. This panel will cover the procedural hurdles in dealing with the various ways of correcting mistakes and errors and provide guidance to those seeking redemption.

Speakers: Hon. Cliff Levy (San Diego WCAB) – All Locations

LUNCH PROVIDED

12:10 PM – 12:50 PM (11:40 AM – 12:20 PM)

PERMANENT DISABILITY REBUTTAL POST-DAHL AND BATTEN

12:50 PM – 1:50 PM (12:20 PM – 1:20 PM)

Permanent disability rebuttal can be a difficult burden for even the most experienced litigator. The trickiest part is understanding exactly how to meet one's burden. Not only do litigators need to understand how to properly obtain rebuttal evidence, but they also need to understand what the expert must analyze in order to properly rebut the Permanent Disability Rating Schedule. This past year multiple cases changed the way permanent disability rebuttal is litigated. This panel of eminently experienced litigators will analyze the recent case law and guide you step by step down the road of permanent disability rebuttal. They will show you how to present and defend a rebuttal case including what traps to avoid along the way.

Speakers: Richard Montarbo – All Locations
Tiffany Corona – Northern California and Pismo Beach
Robert Rassp – Northern California and Pismo Beach
Bill Herreras – Pismo Beach
Jack Goodchild – Southern California

MEDICAL TREATMENT CASE LAW UPDATE

1:55 PM – 2:55 PM (1:25 PM – 2:25 PM)

The litigation landscape for resolving medical treatment disputes is constantly changing. It seems like every month a new and interesting case comes down providing a new twist on UR or IMR. This program will bring you the latest updates in the constantly changing landscape of medical treatment authorization.

Speaker: Charles Rondeau – All Locations

HERDING CATS: COMPLEX CUMULATIVE TRAUMA LITIGATION

3:00 PM – 4:00 PM (2:30 PM – 3:30 PM)

For many cases (i.e. basic carpal tunnel), cumulative trauma litigation is straight-forward and simple. For other cases (i.e. asbestosis or cancer), cumulative trauma litigation can become a complex web of multiple employers and carriers over a period of decades. In such cases it becomes even more important for the litigator to understand the nuances of Labor Code section 5500.5. This panel will take you step by step through the complex web of issues surrounding multi-employer cumulative trauma litigation. Issues discussed will include distinguishing dates of injury versus dates of liability for injury, respective burdens on causation of injury, the pros and cons of electing against an employer, joinder and coverage issues, and general tips and tricks for keeping your case on track.

Speaker: Eric Ledger – All Locations

REGISTRATION INFORMATION

CANCELLATIONS/REFUND POLICY:

Cancellations and requests for refunds must be received in writing no later than 5 days prior to the program and are subject to a \$50 service charge. Refunds will not be available after this time.

QUESTIONS:

For registration information call (415) 538-2508. Telephone registrations will not be accepted. For program content and/or Section information call (415) 538-2256.

SPECIAL ASSISTANCE:

For special assistance, please call (415) 538-2256.

ON-SITE:

On-site registration will be on a space available basis. Call to confirm space availability.



2016 Spring Education Conference

March 12 • Los Angeles / April 23 • Oakland
June 4 • Pismo Beach

REGISTRATION FORM

Note: One registrant per form. Photocopies may be used.

CHOOSE LOCATION

- March 12, JW Marriott, Los Angeles
- April 23, Oakland Airport Hilton
- June 4, Cliffs Resort, Pismo Beach

Bar Number: _____

Name: _____

Firm: _____

Firm Address: _____

City, State: _____ Zip Code: _____

Phone Number: _____ Fax Number: _____

Email Address: _____

(Required for email confirmation)

Program package includes 6 hours of MCLE and legal specialization credits, program materials, continental breakfast and lunch.

- Check here if you do not want your information released.

PRE-REGISTRATION FEES (check the appropriate circle)

- \$250 Workers' Compensation Section Members
- \$345 Non-Section Members
(includes enrollment in the Workers' Compensation Section for 2016)
- \$175 Claims Specialists, Hearing Representatives, & Paralegals

**Onsite registration fees are \$300 for Section Members and \$395 for Non-Section Members

AMOUNT ENCLOSED OR TO BE CHARGED

\$ _____

REGISTRATION INFORMATION

Deadline: In order to pre-register, your form and check, payable to The State Bar of California, or credit card information, must be received 5 days prior to the program.

Register Online: <http://workerscomp.calbar.ca.gov>

Mail To: Program Registrations, The State Bar of California
180 Howard Street, San Francisco, CA 94105

Fax To: Program Registrations at 415-538-2368. In order to fax your registration, credit card information is MANDATORY.
(Photocopies of checks will NOT be accepted.)

CREDIT CARD INFORMATION (VISA/MASTERCARD ONLY)

I authorize The State Bar of California to charge my program registration to my VISA/MasterCard account. (No other credit card will be accepted.)

Account Number: _____
(VISA or MasterCard only)

Expiration Date: _____

Cardholder's Name: _____

Cardholder's Signature: _____

The State Bar of California and the Workers' Compensation Section are approved State Bar of California MCLE providers.

Register Online <http://workerscomp.calbar.ca.gov>



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