

AAJ'S LITIGATING NURSING HOME CASES SEMINAR

GET THE TOOLS AND STRATEGIES TO HOLD THE NURSING HOME INDUSTRY ACCOUNTABLE

SEPTEMBER 24-25, 2010 • EPIC HOTEL • MIAMI, FL



Program Highlights

The New MDS 3.0:

The Regulations and How You Can Use Them

Regulations as the Standard of Care:

OBRA Regulations for Every Case
Proving Systemic Corporate Neglect

This program is exclusively offered to AAJ Regular, Sustaining, Life, President's Club, and Leaders Forum Members only.

Cosponsored by AAJ's Nursing Home Litigation Group and the Florida Justice Association

AAJ Education Endowed by Power Rogers & Smith



AMERICAN
ASSOCIATION for
JUSTICE

Formerly the Association of Trial Lawyers of America (ATLA®)

ABOUT THE PROGRAM

AAJ's *Litigating Nursing Home Cases Seminar* brings together experienced plaintiff trial lawyers to share their insights and knowledge on topics vital to achieving a full recovery of damages for your clients. You'll get the latest news and legal developments along with the tools and strategies to hold the industry accountable for your clients' injuries or wrongful deaths.

This program will consist of four different themes:

- Pre-Suit Investigation
- Standards
- Depositions
- Strategic Considerations

By the time you leave Miami you will have a better understanding of the latest developments in Nursing Home Litigation and will be better prepared to help your clients.

Who Should Attend

This program is an indispensable resource for all trial lawyers currently involved in nursing home litigation, and is a "must" for lawyers new to this rapidly growing practice area. This program is open to AAJ Regular, Sustaining, Life, President's Club, and Leaders Forum Members only.

AAJ Paralegal Affiliates may attend this seminar if they are employed at the same firm with the same firm address of an AAJ plaintiff attorney (Regular, Life, Sustaining, President's Club, or Leaders Forum). AAJ Paralegal Affiliates receive 50% off the registration fee by attending with an AAJ plaintiff attorney from the same firm with the same firm address.

Your Registration Includes

- 12 hours of cutting-edge continuing legal education and NCA credits which can be applied towards AAJ's professional recognition programs
- Complimentary daily continental breakfast and coffee
- Networking reception
- Comprehensive reference materials distributed on a USB drive

Join AAJ's Nursing Home Litigation Group

Members of AAJ's Nursing Home Litigation Group handle cases involving nursing homes, assisted living facilities, and professionals rendering care to the elderly. The Group provides members the tools and resources necessary to successfully litigate on behalf of injured individuals who are residents of nursing homes or long-term care facilities. Group members network and discuss legal cases and strategies on the Group's plaintiff-only list server and at regular meetings, including AAJ Conventions and Education seminars on litigating abuse and/or neglect of nursing home resident cases. In addition, the Group maintains a document library to assist members in identifying and sharing experts, pleadings, discovery, and depositions. Membership is open to AAJ Paralegal Affiliates, Regular, Sustaining, Life, President's Club, and Leaders Forum members. To join AAJ's Nursing Home Litigation Group, visit www.justice.org/litgroups.

RESERVE YOUR SPACE TODAY!

Visit www.justice.org/education/nursinghomeseminar or call AAJ Education at 800-622-1791 or 202-965-3500, ext. 8612

AGENDA



Friday, September 24

REGISTRATION

(Continental breakfast provided)

8:00 am–9:00 am

MORNING SESSION

9:00 am–12:45 pm

Theme: Pre-Suit Investigation

45 CFR 2—Update on the Practices, Uses, and Struggles

Medicare Liens, Set-Asides, and Appeals—the Ongoing Debate

Former Employees: Databases, Interviews and Ethics Requirements

Getting the Witness to Tell His or Her Story

LUNCH

(On your own)

12:45 pm–1:45 pm

AFTERNOON SESSION

1:45 pm–5:00 pm

Theme: Standards

Admissibility of the Regulations and Policies and Procedures

Regulations as the Standard of Care: OBRA Regulations for Every Case

The New MDS 3.0—The Regulations and How You Can Use Them

Pressure Sore Clinical Guidelines

NETWORKING RECEPTION

5:00 pm–6:00 pm

Sponsored by AAJ's Nursing Home Litigation Group

Saturday, September 25

MORNING SESSION

(Continental breakfast provided)

8:00 am–12:00 pm

Theme: Depositions

Why, When and How to Depose the Administrator

The PA, RN, CNA, NP, and LPN: The Scope of What They Can and Can't Do

Developing Case Themes through CNA Depositions

Proving Systemic Corporate Neglect

LUNCH

(On your own)

12:00 pm–1:30 pm

AFTERNOON SESSION

1:30 pm–4:00 pm

Theme: Strategic Considerations

Strategies for Settlement & Mediation

Quality Assurance—Peer Review or Not

Sharing Agreements & Confidentiality

Involuntary Representation: Basis for Disqualification of Defense Counsel

“This really was excellent—new speakers with fresh ideas as well as seasoned veterans who share selflessly the benefit of their experience.”

Dennyce L. Korb, Rapid City, SD

TRAVEL & CLE

Reserve Your Hotel by September 2 and Save!

Travel Planners is the new housing services provider for AAJ meetings, events, and conventions.

A limited number of rooms are being held at EPIC Hotel for program registrants until September 2, 2010. AAJ has a special group rate of \$149 single/double room, plus 13% occupancy tax. If you must change your hotel reservation within 72 hours prior to the start of the program, please call the hotel directly.

For housing accommodations visit www.justice.org/education/nursinghomeseminar.

EPIC Hotel
270 Biscayne Boulevard Way
Miami, FL 33131

If for unforeseen reasons this program is cancelled, AAJ cannot be financially responsible for airline tickets, and room rates cannot be guaranteed.

MCLE/NCA Requirements

Earn approximately 12[†] CLE credits, to be applied to your participation in AAJ's professional recognition programs. For information about AAJ's professional recognition programs, visit www.justice.org/recognition. AAJ Education programs are routinely accredited by states requiring continuing legal education. We will assist you in obtaining appropriate credit. CLE questions may be addressed by calling the CLE Assistant at 800-622-1791 or 202-965-3500, ext. 8335.

[†]Number of credits may vary depending on calculation method used by individual state accreditation agencies. AAJ is a State Bar of California MCLE-approved provider.

Special Assistance

AAJ Education will make every effort to ensure that its meetings are held in facilities that are fully accessible to persons with mobility disabilities. If you plan to attend our program and need special facilities or assistance relating to a disability, please call 800-622-1791 or 202-965-3500, ext. 8612.

INVITED FACULTY

Elizabeth Todd Beall

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Raleigh, NC

Joe Beard

Leakesville, MS

Carl Bettinger, M.D., J.D.

Shapiro Bettinger Chase, LLP
Albuquerque, NM

David R. Cohen,

course advisor

Stark & Stark
Princeton, NJ

Lee D. Cope

Peters Murdaugh Parker Elzroth
& Detrick
Hampton, SC

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H. Micheal Wright, P.C.

H. Michael Wright, P.C.
Mesa, AZ

Register me for AAJ's Litigating Nursing Home Cases Seminar (S802)
September 24-25, 2010 · EPIC Hotel · Miami, FL

This program is exclusively offered to AAJ Regular, Sustaining, Life, President's Club, and Leaders Forum Members only.

Special Early Bird Discount When You Register By August 27, 2010
AAJ Plaintiff Member - \$645

Fee After August 27, 2010
AAJ Plaintiff Member - \$695

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AAJ New Lawyers Attend Their First AAJ Education Seminar for 50% Off

If you are an AAJ member and have been admitted to the bar for five years or less, you can attend your first AAJ Education seminar for 50% off the regular price (Does not apply if you have previously attended an AAJ Education seminar or college).

JOIN AAJ

YES! Begin my AAJ membership with introductory dues of \$149 (enclosed) for my first year. This qualifies me to attend AAJ's Litigating Nursing Home Cases Seminar.

I certify by my signature below that I am a trial lawyer who, for the most part, based on caseload and time, represents the plaintiff in civil litigation or represents the defendant in criminal litigation.

Signature: _____ Date: _____

Bar Date: Month _____ Year _____

PRE-ORDER AAJ'S LITIGATING NURSING HOME CASES SEMINAR (4208)

Discount available with registration for advance purchase of audio and/or video recordings. All packages include a CD-ROM of presenters' reference materials. Visit www.iplaybackaaaj.com, or call 800-241-7785 for more information.

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|--|---|--|
| <input type="radio"/> I am registering and want the audio/video at the pre-order discount. | <input type="radio"/> I am unable to attend, but would like to order the audio and/or video package(s). | Shipping: All orders must be prepaid. |
| <input type="radio"/> Audio CD \$249 | <input type="radio"/> Audio CD \$495 | <input type="radio"/> Regular (1-2 weeks) \$15 |
| <input type="radio"/> Video DVD \$249 | <input type="radio"/> Video DVD \$495 | <input type="radio"/> Express (2-3 days) \$35 |
| <input type="radio"/> VideoPoint™ DVD \$249 | <input type="radio"/> VideoPoint™ DVD \$495 | Order Subtotal \$ _____ |
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PAYMENT INFORMATION

Name _____ AAJ ID # _____

Preferred First Name for Badge _____

Firm _____

Address _____

City/State/ZIP _____

Office Phone _____ Office Fax _____

E-mail _____

Check is enclosed (*payable to AAJ Education Fund*)

Charge my:   

Card # _____ Exp. Date _____

Signature _____

REGISTER TODAY! Four easy ways to register:

- | | |
|--|---|
| 1. Online: www.justice.org/education/nursinghomeseminar | 4. Mail: AAJ Education Fund
Education Registrar
777 6th St., NW
Suite 200
Washington, DC 20001 |
| 2. Phone: 800-622-1791 or
202-965-3500, ext. 8612 | |
| 3. Fax: 202-625-7084 | |

Cancellations received in writing by September 17, 2010 will result in a refund less a 10% administrative charge. Cancellations received September 18-23, 2010 will result in a voucher for the entire registration fee which may be applied toward any AAJ Education college or seminar held within one calendar year of the date of issue. Requests for refunds or vouchers received after September 23, 2010 will not be honored. Fax or email your cancellation to the registrar at 202-625-7084 or education@justice.org.

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FOR AAJ USE ONLY CHK# _____ CHK DATE _____ CHK AMT _____

UPCOMING AAJ EDUCATION PROGRAMS

Social Security Success Seminar

August 19–20 • Las Vegas, NV

Caesars Palace

Cosponsored by AAJ's Social Security Disability Law Section

Case Workshop Program*

September 23–26 • Baltimore, MD

Sheraton Baltimore City Center

Trial Advocacy College:

Essentials of Civil Litigation

October 7–10 • Knoxville, TN

University of Tennessee College of Law

Four Points by Sheraton Knoxville

Cumberland House Hotel

Cosponsored by the University of Tennessee College of Law and the Tennessee Association for Justice

Reading Microexpressions of Emotions

for Attorneys Seminars*

October 7–8 • San Francisco, CA

Sir Francis Drake Hotel

Litigating Truck Collision

Cases Seminar*

October 8–9 • Las Vegas, NV

Caesars Palace

Cosponsored by AAJ's Interstate

Trucking Litigation Group

Trial Advocacy College:

Damages College with David Ball, Ph.D.*

October 14–17 • Philadelphia, PA

Hotel Palomar

Cosponsored by the Pennsylvania

Association for Justice

THE PERSUASIVE EDGE: The Art of

Communication and Influence with Eric Oliver

October 22–24 • Washington, DC

AAJ Headquarters

Case Plus:

The Next Step in Developing and

Testing Your Trial Story*

December 1–4 • San Diego, CA

Hotel Solamar

Weekend with the Stars:

Justice Counts Seminar

December 9–11 • New York, NY

Eventi Hotel

Endowed by Herman, Herman,

Katz & Collar, L.L.P.

Cosponsored by the New York State Trial

Lawyers Association

2011 Winter Convention

February 5–9, 2011 • Miami Beach, FL

Loews Miami Beach



Formerly the Association of Trial Lawyers of America (ATLA®)

777 6th Street, NW

Suite 200

Washington, DC 20001

REGISTER BY August 27, 2010
and Save \$50

* Open only to AAJ plaintiff attorneys (Regular Life, Sustaining, President's Club, and Leaders Forum).
AAJ Paralegal Affiliates may attend AAJ Education programs (some restrictions apply).