



APRIL 28–29, 2022 | PLYMOUTH

9TH ANNUAL

# No-Fault Summit

Advocate Effectively with Expert Insight from Both Sides

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**HOT TOPIC**

Get multiple perspectives on Medicare and fee caps in an extended session.

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# Advocate Effectively with Expert Insight from Both Sides

The impact of reform and how it really works is just now coming into focus. The past two years saw the rollout of broad changes and now the details, regulations, and cases are finally providing a real picture of what the changes mean.

Confidently navigate the new no-fault world with advice from plaintiff and defense lawyers, as well as judges and insurance professionals. Hear from 21 speakers and get a firm grasp of the emerging details. Be prepared to answer client questions.

## Medicare and Fee Caps

Navigate the complex relationship between Medicare and fee caps with advice from a plaintiff lawyer and a defense lawyer, as well as a Medicare specialist. They share views on how the new caps, which took effect on July 1, 2021, apply to your next case. Sort through the confusion and walk away with answers during an extended 75-minute session on this tricky topic.



Maureen H. Kinsella  
Miller & Tischler PC,  
*Farmington Hills*



David M. Pierangeli  
McDonald Pierangeli Macfarlane PLLC,  
*Grand Rapids*



Clayton T. Merschbrock  
ZipLiens,  
*Louisville, KY*

# Advice You Won't Find Anywhere Else

## Updates from Michigan Experts

- Get your questions answered from both plaintiff and defense lawyers
- Ensure clients get the care they need with best practices for utilization review (UR)
- Apply the latest thinking on PIP choices and OOP to any client's situation
- Hear up-to-the-minute analysis of recent caselaw on serious impairment and other medical issues
- Secure proper compensation for catastrophically injured clients under the new law
- Examine the latest cases involving coverage and exclusion provisions

## Insight from Judges and State Officials

Improve your advocacy with advice straight from judges on fraud motions, Zoom protocols, and more. Hear from the DIFS director and gain insights on the department's new rulemaking role. Another session provides insider tips on developing strategies for handling new legislation and retroactivity issues.



Robert E. Logeman  
Logeman Iafraite & Logeman PC,  
*Ann Arbor*



Ronald M. Sangster, Jr.  
Law Offices of Ronald M. Sangster PLLC,  
*Troy*



Hon. Megan K. Cavanagh  
Michigan Supreme Court,  
*Lansing*



Anita G. Fox  
State of Michigan Department of  
Insurance and Financial Services,  
*Lansing*

## Agenda

CLE: 8.25 | Level: Basic/Intermediate/Advanced

**8:00am** Registration, Continental Breakfast, and Vendor Showcase (Both Days)

### THURSDAY, APRIL 28, 2022

- 9:00am** Welcome and Introductions
- 9:30am** New No-Fault World: The Lay of the Land
- 10:15am** New No-Fault World: Legislative and Litigation Challenges
- 11:00am** Networking Break
- 11:15am** New No-Fault World: Rulemaking Power Role of DIFS
- 11:45am** PIP Choices/Priorities Update
- 12:30pm** Networking Lunch
- 1:45pm** Coverage, Disqualifications, and Fraud Update
- 2:30pm** The Utilization Review Experience
- 3:00pm** Networking Break
- 3:15pm** New No-Fault World: Medicare and Fee Caps
- 4:30pm** Networking Reception

#### NEW SCHEDULE THIS YEAR

The impact of reform is equally confusing for everyone. We've got you covered by starting out day one with plenary sessions that have broad appeal. Day two allows you to choose more specific topics based on your practice's needs.

### FRIDAY, APRIL 29, 2022

- 9:00am** Third-Party Procedural Issues
- 9:45am** Third-Party Threshold Litigation
- 10:30am** Networking Break

	Claims Handling Track*	Core Concepts Track*	Medical Track*
<b>10:45am</b>	Claims Handling and Adjuster Depositions	Basic No-Fault Trials	Navigate Cases with Experts

\*MP3 download available for all sessions of this track to all registrants after the seminar

- 11:35am** Judges' Panel: Motion Practice, Expert Presentation, and More

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## Tracks

### Plenary Sessions

9:00am/Thursday

#### Welcome and Introductions

Robert F. Riley, Chair, Negligence Law Section of the State Bar of Michigan, Riley & Hurley PC, *Dearborn*

9:30am/Thursday

#### New No-Fault World: The Lay of the Land

From working with Medicare fee caps and utilization review to dealing with family attended care, continuation agreements with insurers, and other attendant care issues, lawyers, claims adjusters, and providers must navigate uncertain no-fault waters. Explore those issues and more, including third-party medical lien claimants, assessing medical claims, court rule changes in no-fault discovery, third-party litigation, and case evaluation. Be prepared to advise clients and take away insights on what has changed and what to expect.

Robert E. Logeman, Logeman Iafate & Logeman PC, *Ann Arbor*;  
John W. Whitman, Garan Lucow Miller PC, *Ann Arbor*

10:15am/Thursday

#### New No-Fault World: Legislative and Litigation Challenges

The enactment of the no-fault reform was just the beginning, leaving many issues unsettled. Examine what legislative fixes have been proposed—but rejected so far—and review the bills that are still in play. Assess the constitutionality of some portions of the new law and explore retroactivity issues. Anticipate changes, expect some clarifications, and shape your client's case using the available framework.

Heather K. Drake, AAA Michigan, *Detroit*; Mark Granzotto, Mark Granzotto PC, *Berkley*; Todd Tennis, Capitol Services, *Lansing*

11:15am/Thursday

#### New No-Fault World: Rulemaking Power Role of DIFS

Under no-fault reform, the Department of Insurance and Financial Services (DIFS) has a new role to clarify and implement no-fault reform provisions. It is engaged and trying to do the impossible. Hear directly from the DIFS director on how the department is shaping the no-fault arena and responding to recent statutes, regulations, and court decisions. Apply these insights to issues your clients may be facing now or on the horizon.

Anita G. Fox, State of Michigan Department of Insurance and Financial Services, *Lansing*

### Moderators



#### Core Concepts Track

Thomas J. Dombrowski  
Kramer Corbett Harding  
& Dombrowski, *Troy*



#### Medical Track

Adrienne D. Logeman  
Logeman Iafate & Logeman  
PC, *Ann Arbor*



#### Friday Plenary Sessions

Robert M. Raitt  
Raitt Law PLLC, *Southfield*



#### Thursday Plenary Sessions

Robert F. Riley  
Chair, Negligence Law Section of  
the State Bar of Michigan, Riley &  
Hurley PC, *Dearborn*



#### Claims Handling Track

Marcy A. Tayler  
Kitch Drutchas Wagner Valitutti  
& Sherbrook PC, *Detroit*

11:45am/Thursday

#### PIP Choices/Priorities Update

As we continue forward in the postreform no-fault world, the order-of-priorities analysis has significantly changed. Explore the impact of the statutory changes and the questions that arise. Whether it's the latest reform efforts, recent practice trends, or current court decisions impacting your cases, you'll get the news and practical advice you need to represent your clients effectively.

Wayne J. Miller, Miller & Tischler PC, *Farmington Hills*; Ronald M. Sangster, Jr., Law Offices of Ronald M. Sangster PLLC, *Troy*

1:45pm/Thursday

#### Coverage, Disqualifications, and Fraud Update

In this essential update, hear a discussion of the latest cases applying and interpreting the No-Fault Act's coverage provisions, MCL 500.3101, .3105(1), .3111, .3121(1), and exclusion provisions, MCL 500.3105(4), .3106, .3113, .3123, with commentary on their impact for plaintiff and defense practitioners. Examine fraud and rescission claims and get the latest thoughts on legal steps to take to protect your clients.

James G. Gross, James G. Gross PLC, *Detroit*; Drew Ruby, Raitt Law PLLC, *Southfield*

## Tracks

2:30pm/Thursday

### The Utilization Review Experience

Utilization review (UR) is now part of the no-fault landscape. Get a handle on the procedure for UR through a discussion of the statutory and administrative rule framework. Explore how the UR process is working for carriers, providers, and claimants. Get tips from someone experienced with the UR process and take away best practices to advise your clients accordingly.

Matthew S. LaBeau, Collins Einhorn Farrell PC, *Southfield*

3:15pm/Thursday

### New No-Fault World: Medicare and Fee Caps

The Michigan no-fault medical fee cap took effect on July 1, 2021. The law sets limits on reimbursements to providers of medical treatment and care to those injured in auto accidents. Some providers will be paid a percentage of what Medicare reimburses for that same treatment. Get the ins and outs of Medicare from a Medicare specialist, and hear lawyers from both sides discuss views on how Medicare and fee caps will apply to your case.

Maureen H. Kinsella, Miller & Tischler PC, *Farmington Hills*; Clayton T. Merschbrock, ZipLiens, *Louisville, KY*; David M. Pierangeli, McDonald Pierangeli Macfarlane PLLC, *Grand Rapids*

4:30pm/Thursday

### Networking Reception

Cap your day with an opportunity to connect with colleagues over light hors d'oeuvres and cocktails.

9:00am/Friday

### Third-Party Procedural Issues

Discover how the third-party case has changed under the new no-fault law. Explore various aspects of claims for excess economic damages. Use a life-care plan to quantify a plaintiff's future medical expenses to get proper compensation for catastrophically injured clients.

Robert M. Raitt, Raitt Law PLLC, *Southfield*; John L. Weston, Secrest Wardle PC, *Troy*

9:45am/Friday

### Third-Party Threshold Litigation

Stay current on the latest legal and medical developments in this crucial area of no-fault practice. Get up-to-the-minute analysis of recent caselaw regarding serious impairment of a body function; permanent, serious disfigurement; and related medical and evidentiary issues.

Thomas G. Sinas, Sinas Dramis Law Firm, *Grand Rapids*

11:35am/Friday

### Judges' Panel: Motion Practice, Expert Presentation, and More

Get a "view from the bench" on Zoom protocols, fraud motions, motions for summary disposition, and more. Take away tips on effective expert presentations to improve your advocacy. Busy circuit court judges and a Supreme Court justice share what has been working well and what have been the biggest challenges with virtual proceedings. Learn what you can do to move your cases in the virtual environment and avoid common pitfalls.

David E. Christensen (moderator), Christensen Law, *Southfield*; Hon. David J. Allen, 3rd Circuit Court, *Detroit*; Hon. Megan K. Cavanagh, Michigan Supreme Court, *Lansing*; Hon. Christopher P. Yates, 17th Circuit Court, *Grand Rapids*

## Claims Handling Track

10:45am/Friday

### Claims Handling and Adjuster Depositions

Learn what questions are allowable in an adjuster deposition and what objections by defense counsel are proper. Explore what documents should be produced in response to a deposition notice and delve into the arguments regarding whether or not producing an out-of-state adjuster for the deposition in Michigan is appropriate. Get expert insight on your practical questions.

Sarah Stempky Kime, Christensen Law, *Southfield*; Marcy A. Tayler, Kitch Drutchas Wagner Valitutti & Sherbrook PC, *Detroit*

## Core Concepts Track

10:45am/Friday

### Basic No-Fault Trials

Litigating no-fault cases requires both a good grasp of no-fault law as well as finely tuned trial skills. In this new lawyer-focused breakout, examine voir dire, trial briefs, and depositions from a plaintiff's and defense perspective. Take away insider tips to improve your advocacy.

Ali A. Ajrouch, Law Offices of Joumana Kayrouz PLLC, *Southfield*; Thomas J. Dombrowski, Kramer Corbett Harding & Dombrowski, *Troy*

## Medical Track

10:45am/Friday

### Navigate Cases with Experts

Select and apply IME opinions in claims handling and litigation. Prepare how to attack IME qualifications, opinions, and credentials. Deal with redemption of benefit cases such as life-care plans, cost projections, and Medicare set-asides. Get strategies for trial and discovery depositions.

Adrienne D. Logeman, Logeman Iafate & Logeman PC, *Ann Arbor*; Louis Stefanic, Hewson & Van Hellemonst PC, *Oak Park*

## HOT SESSION

## Confidently Handle IME Issues

This is crucial to every case. From selection to qualifications, learn how to attack credentials and take away strategies for depositions. Appropriately handle cases involving life-care plans, cost projections, and Medicare set-asides.

## HOT SESSION

## Claims Handling and Adjuster Depositions

Experts take the fear out of the process and give you tools to use immediately in your next deposition. Hear from both plaintiff and defense counsel on what questions are allowable and what objections are proper. Get answers to questions like, Is it appropriate to produce an out-of-state adjuster?

“ All of the most well-known practitioners on both plaintiff and defense side will be making presentations and giving their cutting-edge thoughts on the law. ”

**David E. Christensen**  
Christensen Law, *Southfield*

“ I need it as a judge, and I’ve been doing this since 1980. If you’re even thinking of taking one no-fault case, this seminar is an absolute must. ”

**Hon. Timothy P. Connors**  
22nd Circuit Court, *Ann Arbor*

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Prices guaranteed until 04/29/22. Cannot combine discounts. <sup>1</sup>Please attach additional sheet listing registrants attending. All registrations must be submitted and paid for at the same time. <sup>2</sup>Current sitting state court judges (limit 40) attend free and must call ICLE or submit order form to register. <sup>3</sup>Limit one print handbook purchase per registrant. Print handbooks are nonrefundable after the event cancellation date. **Complete Seminar Policies:** [www.icle.org/info/seminarpolicies](http://www.icle.org/info/seminarpolicies). **Cancellation Policy:** For a full refund, notify ICLE by 04/14/22. Registrants who cancel after that date will be charged a \$60 cancellation fee. No refunds will be issued after 04/21/22. **Walk-in Registrations:** Permitted on a space-available basis or if registrants fail to claim their seat in the first 15 minutes of the seminar. **Persons with Disabilities or Dietary Restrictions:** For special arrangements please contact ICLE no later than seven days before the seminar.

**Accommodations:** A block of rooms has been reserved at The Inn at St. John's in Plymouth for 04/27-28/22. The room rate is \$162/night. Visit [www.theinnatstjohns.com](http://www.theinnatstjohns.com) (group code IC042822A) or call 734-414-0600 and mention ICLE/No-Fault Summit to reserve a room. Reservations must be made by 04/13/22. Registrants are responsible for their own hotel expenses.