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Workers' Compensation Update in New York

New York, NY • July 16, 2013

Faculty

Moderator:

Robert W. Manning, *Stewart, Greenblatt, Manning & Baez*

Steven M. Berlin, *Martin Clearwater & Bell LLP*

Jacqueline D. Condon, *Stewart, Greenblatt, Manning & Baez*

Ronald S. Einziger, *Weiss, Wexler & Wornow, P.C.*

For more information about our speakers, go to www.lorman.com/ID390320.

Concerned about how workers' compensation law is changing – and how your practices may be impacted?

Failing to stay on top of current workers' compensation issues is full of hazards – including lost productivity and wages, medical and administrative costs, and fraudulent claims. Attend this seminar and update your knowledge of workers' compensation laws while delving into more advanced areas, such as understanding occupational disease.

Walk away with the skills you need to guard against workers' compensation related costs and risks. Gain up-to-the-minute strategies you can use immediately in the complex world of workers' compensation.

Benefits for You

- Sort through the complex interplay of workers' compensation with leave and disability laws
- Get best practices to reduce costs associated with workers' compensation claims
- Tips on how to defend against claims – and how to *win*
- Find out how occupational disease, accident and injury are defined by the law

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Seminar Agenda

8:30 AM – 9:00 AM

Registration

9:00 AM – 10:30 AM

The Employer's Role in Claim Mitigation

— Robert W. Manning

- Fraud and the Use of the Employer's Resources for Developing Information Regarding the Same
- The Use of Limited or Restricted Duty Programs and Their Interplay With Workers' Compensation Benefits, Including Refusal to Accept Substitute Employment, Removal From the Labor Market and Attachment to the Labor Market
- Use of Employer's Resources in Providing Information as It Relates to Determining Other Factors in Regard to Wage Earning Capacity
- Use of Employer's Resources in Regard to Reducing the Overall Determination of an Employee's Loss of Wage Earning Capacity
- The Need for Employer's to Accept a Pro-Active Role in Any Claim, and When and Where to Ask Why Certain Things Happen or Don't Happen in Any Claim

10:30 AM – 10:45 AM

Break

10:45 AM – 12:15 PM

Occupational Disease

— Ronald S. Einziger

- Definitions
- Asbestosis and Silicosis
- Hearing Loss
- Other Occupational Diseases
- Voluntary Withdrawal From the Labor Market

12:15 PM – 1:15 PM

Lunch (On Your Own)

1:15 PM – 2:45 PM

The Rising Cost of Workers' Compensation: The Importance of Implementing a System for Reporting and Managing Claims

— Jacqueline D. Condon

- The Expense of Workers' Compensation Premiums
- Reducing Risk and Preventing Accidents
- Key Players and Their Role in Reporting
- Documenting the Claim to Control Exposure
- Managing the Medical to Reduce Exposure for the Cost of Treatment

2:45 PM – 3:00 PM

Break

3:00 PM – 4:30 PM

Interplay of FMLA, Disability Laws and Workers' Compensation

— Steven M. Berlin

- Basics of the Family Medical Leave Act
- Basics of the Americans With Disabilities Act
- Basics of New York State and City Human Rights Laws
- Basics of New York State Short Term Disability
- Employee Rights and Employer Obligations
- Untying the Knot Between FMLA, ADA, NY Human Rights Laws, Short Term Disability and Workers' Compensation

Presented By:

Steven M. Berlin

- Head of Martin Clearwater & Bell LLP's Employment and Labor Practice Group
- Represents companies and executives in a wide range of issues that arise out of the employer-employee relationships from hiring to termination; provides counseling and advice; prepares contracts and policies; and aggressively litigates claims in federal and state courts, administrative agencies and arbitration
- Frequent speaker, contributes to a number of publications, and is active in professional, bar and community organizations
- Named a New Jersey Super Lawyer since 2005 and was recognized in New York Super Lawyers in 2011
- Achieved the highest rating in the Martindale-Hubbell Law Directory
- Can be contacted at 212-916-0920 or berlis@mcblaw.com

Jacqueline D. Condon

- Attorney at Stewart, Greenblatt, Manning & Baez
- Practices workers' compensation and loss transfer law
- Represents clients in the Appellate Division, 3rd Department
- Can be contacted at 516-433-6677 or jcondon@sgmblaw.com

Ronald S. Einziger

- Partner with Weiss, Wexler & Wornow, P.C.
- Represents carriers, third-party administrators and self-insured employers, defending their workers' compensation claims
- Can be contacted at 212-227-0347 or reinziger@wwandwlaw.com

Robert W. Manning – Moderator

- Senior partner of Stewart, Greenblatt, Manning & Baez
- Appears before the New York Workers' Compensation Board representing numerous carriers, self-insured employers, fire districts and trusts
- Presented seminars to several organizations and associations in relation to all matters dealing with workers' compensation claims
- Can be contacted at 516-433-6677 ext. 120 or rwmanning@sgmblaw.com

For a complete list of accomplishments, visit www.lorman.com/ID390320.

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 Bring a colleague – \$259 per each additional registrant
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Milwaukee, WI 53201-2933

Where Is It?

NYC Seminar and
Conference Center
71 West 23rd Street, Suite 515
New York, New York
646-336-4455

Who Should Attend?

This seminar is designed for human resource professionals, attorneys, occupational health nurses, safety managers, insurance claims representatives, business managers, benefits professionals, risk managers and rehabilitation specialists.

GENERAL INFORMATION:

- This seminar may be recorded.
- If you need special accommodations, please contact us two weeks in advance of the program.
- Lorman Education Services is not approved to offer self-study CPE credit for accountants; therefore, no CPE will be given for this program if ordered as a self-study package.

CANCELLATIONS: Substitute registrants can be named at any time. A full refund, less a \$20 service charge, will be given if notification is given six or more business days in advance. Notification of less than six business days will result in a credit that can be applied to any Lorman products or services. If you do not cancel or attend, you are responsible for the entire payment.

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