

LIVESTREAMS STARTING 04/29/21 & ON-DEMAND EVENT AVAILABLE 06/03/21

8TH ANNUAL

No-Fault Summit

Reform Continues to Affect Everyone. Don't Navigate It Alone.

COSPONSOR

Negligence Law Section of the State Bar of Michigan

REGISTER TODAY

www.icle.org/no-fault | 877-229-4350

HEAR FROM JUDGES

Get advice on reform and COVID-19's impact on litigation.



THE INSTITUTE OF CONTINUING LEGAL EDUCATION
The education provider of the State Bar of Michigan

The State Bar of Michigan • The University of Michigan Law School • Wayne State
University Law School • University of Detroit Mercy School of Law • Western Michigan
University Thomas M. Cooley Law School • Michigan State University College of Law



Reform Continues to Affect Everyone. Don't Navigate It Alone.

Caselaw from the 2019 amendments is emerging. More changes are on the way in July 2021. We bring 33 Michigan no-fault experts to you. There's no easier way to stay on top of evolving issues. Get your questions answered from plaintiff and defense lawyers, claims professionals, and judges.

Keep Current with Views from Both Sides

Featured Speakers



Robert E. Logeman
Logeman Iafate & Logeman PC,
Ann Arbor



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

Monumental reform continues to generate many questions. Critical update sessions provide insights from plaintiff and defense lawyers. Get the latest thinking and practical tips you need to make sense of it all going forward. These livestreamed sessions will also be recorded.

First-Party Litigation Update

Examine provider issues on reasonable and customary charges, 3112 distribution hearings, and more.

No-Fault Benefits and Setoffs Update

Get answers to how courts are handling monetary caps and what lies ahead with fee schedules.

Priorities Update

Explore reform's impact on ride-sharing, pedestrians, the Assigned Claims Plan, and more.

Coverages and Exclusions Update

Hear about the latest cases applying and interpreting the No-Fault Act's coverage provisions.

Third-Party Threshold Litigation

Get up-to-the minute analysis of caselaw regarding serious impairment, disfigurement, and related issues.

The Timely Guidance You Need

There's no easier way to get firsthand insight into how other practitioners are tackling new challenges. Hear their practical takeaways on these hot topics and more.

Featured Speakers



Katie Tucker

Sinas Dramis Law Firm PC, *Lansing*



Hon. Joseph J. Farah

7th Circuit Court, *Flint*



Samantha J. Orvis

Garan Lucow Miller PC, *Grand Blanc*

Utilization Review

This will impact nearly every no-fault case. Get timely guidance on how to navigate the process just as new rules are becoming final—from DIFS' role to appeals of determinations.

Advice from the Bench

Hon. Joseph J. Farah, Hon. Carol Anne Kuhnke, and Hon. Shalina D. Kumar answer your pressing questions. Get their advice on reform's impact on litigation, COVID-19's impact on virtual proceedings, and more.

Section 3112

Get guidance on distribution of benefits where claims exceed coverage. Take away answers to questions like, How will settlements and payments be apportioned?

Latest on Liens

Liens are complicated. Mitigate their impact on clients, from Medicare to Medicaid to ERISA and health insurance liens. Navigate limited benefits and fee schedules in light of reform.

Statutory Tolling

You can't afford to get this timing wrong. Avoid malpractice and get up to speed on tolling and the one-year-back limitation on damages, what constitutes proper notice, and more.

Economic Losses in Third-Party Litigation

Explore the scope of excess medical expenses in third-party litigation. Get postreform perspectives from both plaintiff and defense counsel, who share notable trial court experiences.

Your Registration Is All-Access

This year we're bringing Michigan's negligence law community to you! Your all-access registration gives you everything. Get all livestreamed sessions. Plus all on-demand sessions, which include recorded livestreams.

Experts from Across Michigan	33 Speakers	Starting April 29, 2021
All Livestreamed Content	8 Sessions	Live via Zoom on April 29–30, 2021
All On-Demand Content	20 Sessions	Available June 3, 2021*
Electronic Materials <i>Individual access to video recordings, written materials, and PowerPoints</i>	3-Year Access	Available June 3, 2021
Discounts**	✓	www.icle.org/no-fault

*Includes 8 recorded livestreams.

**Special deals for section members, ICLE Partners, new lawyers, 4+ from the same firm, and more.

Hear from Michigan Experts Like These—LIVE!

Eight livestreamed sessions include critical updates on first-party litigation, third-party threshold litigation, priorities, and more. Get your questions answered in real time from experts such as:



Jordan M. Jones
Michigan Auto Law, *Farmington Hills*

Jordan focuses his practice on representing plaintiffs in serious auto and trucking accidents. He updates you on the significant changes to the order of priorities.



Kaitlyn A. Cramer
Novara Tesija & Catenacci PLLC, *Troy*

Kaitlyn, a partner in the firm, has been named a Rising Star by Super Lawyers every year since 2017. She helps you handle a case from beginning to end in light of reform.

Agenda

CLE: 14 | Level: Basic/Intermediate/Advanced

Livestreams

NOTE: Livestreams also available on demand.

First-Party Litigation Update

(Livestream 04/29/21, 9:00am–9:55am)

Dive into recent developments in Michigan no-fault litigation, including provider issues on reasonable and customary charges and 3112 distribution hearings. Explore the impact of no-fault reform as it continues to shape the landscape on priority issues, utilization review, billing disputes, and res judicata implications in provider lawsuits. Take away practice pointers for navigating the emerging issues in your next case.

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

No-Fault Benefits and Setoffs Update

(Livestream 04/29/21, 10:10am–10:45am)

Wondering how the no-fault reform amendments affect benefits and setoffs? How are courts grappling with monetary caps? What lies ahead with the implementation of the fee schedule provisions? This comprehensive update will provide you with the tools necessary to navigate these critical issues.

Kevin A. McNeely, Miller & Tischler PC, *Farmington Hills*; Ronald M. Sangster, Jr., Law Offices of Ronald M. Sangster PLLC, *Troy*

Handling a Case Beginning to End Under ‘New No-Fault’

(Livestream 04/29/21, 11:00am–12:00pm)

No-fault reform has shaken up how lawyers handle auto accident cases. Start from the beginning and walk through a no-fault case step by step—what questions are you (or should you be) asking? What concepts do you need to be prepared to address and when? Get both plaintiff and defense perspectives on how to work up your next case effectively and identify the pitfalls to avoid.

Kaitlyn A. Cramer, Novara Tesija & Catenacci PLLC, *Troy*; Stephen H. Sinas, Sinas Dramis Law Firm, *Lansing*

Faculty Roundtable: Hot Topics and Town Hall Q&A

(Livestream 04/29/21, 12:15pm–1:05pm)

With so many recent changes, tune in to hear faculty perspectives on the latest no-fault developments, get in on the discussion, and get your questions answered. Select faculty members lead an interactive discussion on emerging issues, statewide and local trends, and key practice strategies in this freewheeling session.

Third-Party Threshold Litigation

(Livestream 04/30/21, 9:00am–9:45am)

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*

Priorities Update

(Livestream 04/30/21, 10:00am–10:35am)

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; examine ride-sharing, pedestrians, changes to priorities for the Assigned Claims Plan, and more.

Jordan M. Jones, Michigan Auto Law, *Farmington Hills*

Coverages and Exclusions Update

(Livestream 04/30/21, 10:50am–11:15am)

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.

James G. Gross, James G. Gross PLC, *Detroit*

Judges' Panel: Impact of COVID-19, No-Fault Reform, and Beyond

(Livestream 04/30/21, 11:30am–12:30pm)

Get a “view from the bench” on no-fault reform's latest impact on litigation. From PIP Choice and assignments to pre-*Covenant* dual causes of action, gain helpful insights on the practical challenges facing practitioners. Learn what's on the horizon for virtual and in-person proceedings from three busy circuit court judges and take away best practices. Attend the livestream to get your questions answered.

David E. Christensen, Christensen Law, *Southfield*; Hon. Joseph J. Farah, 7th Circuit Court, *Flint*; Hon. Carol Anne Kuhnke, 22nd Circuit Court, *Ann Arbor*; Hon. Shalina D. Kumar, 6th Circuit Court, *Pontiac*

SAVE MORE WITH ICLE

We've teamed with CNA and Paragon Underwriters to help you save on malpractice insurance. Now, the more you do with ICLE, the more you save!

Learn more: www.icle.org/cna

(2% major event savings is limited to one event per year.)

Agenda

SESSION DURATIONS: Each runs 30-60 minutes on average.

On-Demand Sessions

Welcome and Update from the Negligence Law Section of the State Bar of Michigan

Thomas R. Behm, Chair, Negligence Law Section of the State Bar of Michigan, Gruel Mills Nims & Pylman LLP, *Grand Rapids*

Effective and Compliant Discovery Techniques After Court Rule Reform

Take a practical look at the interplay between the civil discovery rule changes and no-fault reform. From initial disclosures to supplemental discovery, explore strategies on what and when to request. Identify potential new areas of discovery like agent liability, errors and omissions, and third-party payer rates after *Spectrum Health*. Take away sample discovery forms to build on in your next case.

Matthew Scott Payne, Sigal Law Firm PLLC, *Southfield*; Marcy A. Tayler, Kitch Drutchas Wagner Valitutti & Sherbrook PC, *Detroit*

Latest Developments in IMEs

No-fault reform's changes to MCL 500.3151 has raised new questions (and challenges) surrounding IMEs. Learn how to effectively comply with the new IME "apples-to-apples" requirements and identify key places for challenge. Explore issues surrounding use of a non-physician to conduct an IME and the effect of an IME that no longer complies with the current statutory requirements. Examine these questions and more, and take away best discovery practices from both plaintiff and defense perspectives.

James A. Iafrate, Logeman Iafrate & Logeman PC, *Ann Arbor*; Carrie A. Kennedy, Liberty Mutual, *Southfield*

The Consequences of New PIP Caps

Hear plaintiff and defense perspectives on balancing limited PIP coverage against premium savings and the PIP benefits that may not be covered at lower coverage limits. Explore the potential impact to an insured's recovery depending how quickly medical benefit limits are exhausted and how lower PIP limits could impact third-party recovery and medical liens. Gain keen insights on increasing BI protections and adding an umbrella policy now that an at-fault driver can be liable for medical expenses.

Ali A. Ajrouch, Law Offices of Joumana Kayrouz PLLC, *Southfield*; David M. Pierangeli, McDonald Pierangeli Macfarlane PLLC, *Grand Rapids*

The Latest on Liens in the Wake of Reform

From Medicare and Medicaid to ERISA and health insurance liens, untangle the latest on liens in light of no-fault reform's

limited benefits and impending fee schedules. Identify practical tips for mitigating the impact to your clients by assessing lien rights, determining lien validity, and avoiding improper liens on funds from recovery.

Michael J. Jolet, Hewson & Van Hellemont PC, *Oak Park*

Utilization Review: Rules, Process, and Appeals

Utilization review (UR) is poised to impact almost every no-fault case. Dive into the new UR rules and explore how the process works. What is DIFS' role in administering the UR process? How will appeals of UR determinations work? Must providers exhaust administrative remedies before pursuing litigation? Get guidance on these issues and more. Take away practical strategies for your clients and identify the potential pitfalls to avoid in this new frontier.

Katie Tucker, Sinas Dramis Law Firm PC, *Lansing*

DIFS Bulletins and Orders: Scope, Substance, and Practical Implications

Learn the scope of DIFS' authority and why its orders and bulletins matter. Take away DIFS' interpretation of various no-fault reform provisions and the obligations imposed in light of these interpretations, from limitations on the new order of priority and exclusion rules, to documentation for qualified health coverage, and approved coverage limitations forms. Examine DIFS' guidance on attorney fees, self-insurers, attendant care limitations, insurance agent obligations, Medicare, and more.

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

Changes Under 500.3145: Statutory Tolling, Proper Notice, and More

Get up to speed on the statutory tolling provision created by no-fault reform. Take away what you need to know about the one-year-back limitation on damages and what constitutes proper notice of a claim. Dive into what constitutes a denial (e.g., partial payment?), what constitutes reasonable diligence, and more.

Thomas J. Dombrowski, Hom Arene Bachrach Corbett Kramer Harding & Dombrowski, *Troy*

What You Need to Know About 3148 Sanctions Now

Get both plaintiff and defense perspectives on how to effectively navigate the "new" MCL 500.3148. Gain insights into the importance of this amended provision from the beginning of your case through trial. Take away a practical understanding of how to establish sanctions under the statute and its potential implications during litigation.

Adrienne D. Logeman, Logeman Iafrate & Logeman PC, *Ann Arbor*; Karen W. Magdich, Magdich Law PC, *Livonia*

The Practical Implications of Section 3112 Postreform

With benefit claims that exceed applicable coverage, 3112 takes on new importance postreform. Lawyers will look to 3112 for guidance on distribution of benefits. How will settlements and payments be apportioned? Will insurers be advised to pay claimants directly or to pursue interpleader actions? How will the direct cause of action for providers be interpreted and how does it relate to utilization review under 3157a? Will assignments still be advisable? Explore these questions and more.

Wayne J. Miller, Miller & Tischler PC, *Farmington Hills*; Samantha J. Orvis, Garan Lucow Miller PC, *Grand Blanc*

Effective Adjuster Depositions

Gain practical insights from both plaintiff and defense counsel on what works (and what doesn't) when taking or defending adjuster depositions. From deposition prep strategies to meaningful use of the claim file, employ best practices and identify the critical pitfalls to avoid. Set expectations up front and enhance the effectiveness of your next adjuster deposition.

Sarah Stempky Kime, Christensen Law, *Southfield*; Michael J. Watt, Kopka Pinkus & Dolin PLC, *Farmington Hills*

Economic Losses in Third-Party Litigation

In the wake of reform, injured people with capped no-fault coverage or who opt out of no-fault have the right to claim their uncovered medical expenses from the at-fault driver. Explore the scope of damages in notable third-party trial court experiences from both plaintiff and defense counsel perspectives. Examine the role life-care planning can play in claims for excess medical expenses.

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

Impact of the Medical Provider Fee Schedules

Fee schedule implementation is slated for July 2021, with major impact expected. What are the key practical issues for Medicare fee schedule providers and non-fee schedule providers alike? What common reimbursement scenarios are providers, and their counsel, bracing for? From surgeons and acute-care facilities to case management and long-term care providers, explore what's on the horizon as the fee schedules' implementation looms.

Bill Buccalo, Rainbow Rehabilitation Centers, *Livonia*; Pratheep Sevanthinathan, Seva Law Firm, *Troy*

GOLD SPONSORS



SILVER SPONSORS



SEND MORE AND SAVE

Keep your team up to date. Send 4+ registrants and save \$100 each.

All registrations must be submitted and paid for at the same time.

8TH ANNUAL

No-Fault Summit



33 Speakers. 20 Sessions.
Including 8 Livestreams!



THE UNIVERSITY OF MICHIGAN
INSTITUTE OF CONTINUING LEGAL EDUCATION
1020 Greene Street
Ann Arbor, MI 48109-1444

NONPROFIT ORG
U.S. POSTAGE
PAID
ANN ARBOR, MI
PERMIT NO. 106

ADDRESS SERVICE REQUESTED

Please make your payment online at www.icle.org/no-fault

A. Personal Info

Name

MI Bar#

ICLE P'ship#

Firm

Address

City

State

Zip

Phone

Fax

Email

B. Summit Registration | Pick One

No-Fault Summit

Includes electronic materials. Get individual on-demand access to video recordings, written materials, and PowerPoints for three years starting 06/03/21. Plus eight livestreamed sessions on 04/29-30/21.

- ☐ \$395 General
- ☐ \$365 Cosponsor Section Member
- ☐ \$345 ICLE Partner
- ☐ \$195 New Lawyer (0-3 Years in Practice P82231+)
- ☐ \$295 per Registrant (4+ Registrants from the Same Firm)¹

Special Registration

- ☐ FREE Judges (Limit 40)²

21CI-6310

C. Materials Format | Pick One

- ☐ FREE Electronic Materials
- ☐ \$35 Print Handbook (shipped to you)³ and Electronic Materials

D. Livestreamed Sessions | 04/29-30/21

- ☐ First-Party Litigation Update (04/29/21, 9:00am-9:55am)
- ☐ No-Fault Benefits and Setoffs Update (04/29/21, 10:10am-10:45am)
- ☐ Handling a Case Beginning to End Under 'New No-Fault' (04/29/21, 11:00am-12:00pm)
- ☐ Faculty Roundtable: Hot Topics and Town Hall Q&A (04/29/21, 12:15pm-1:05pm)
- ☐ Third-Party Threshold Litigation (04/30/21, 9:00am-9:45am)
- ☐ Priorities Update (04/30/21, 10:00am-10:35am)
- ☐ Coverages and Exclusions Update (04/30/21, 10:50am-11:15am)
- ☐ Judges' Panel: Impact of COVID-19, No-Fault Reform, and Beyond (04/30/21, 11:30am-12:30pm)

These sessions will also be recorded and available on demand.

E. Payment Info

Summit Registration (Box B) \$ _____

Add \$35 for Print Handbook (Optional, Box C) \$ _____

Total Amount Due \$ _____

Please make your payment online with credit card:
www.icle.org/no-fault

Need help? Call ICLE at 877-229-4350.

During COVID-19, we are not able to accept credit card payment by phone or mail.

Alternate payment option:

If you need to pay by check, please mail form with payment to:
PO Box 1343, Ann Arbor, MI 48106

Check No. _____ Payable to: ICLE

Cannot combine discounts. ¹Please attach additional sheet listing registrants attending. All registrations must be submitted and paid for at the same time. ²Current sitting state court judges (limit 40) attend free and must call ICLE or submit order form to register. ³Print handbook orders received by 03/26/21 will be guaranteed; otherwise, available while supplies last. Print handbooks should be delivered before the on-demand event is available. Limit one print handbook purchase per registrant. **Complete Seminar Policies:** www.icle.org/info/seminarpolicies. **Cancellation Policy:** For a full refund, notify ICLE by 04/28/21. No refunds will be issued after 04/28/21. **Terms and Conditions:** Access to online seminar materials for an ICLE institute/conference/summit or an on-demand event (including the materials, video, and audio files) is granted only to me, the customer registered for the event, and I am not permitted to share my access. See www.icle.org/info/termsconditions.

Winner of an Association of Continuing Legal Education Administrators (ACLEA) Best Award for a CLE program.

IBO