CC 12 CONFERENCE LEGISLATIVE & EDUCATIONAL FORUM

PRESENTED BY Sedgwick



July 16-18, 2014 | Disney's Grand Californian Hotel_® & Spa | Anaheim, CA



CCWC 12th Annual Conference Agenda

Wednesday, July 16, 2014

| 9:00 am – 5:30 pm | Registration Open | Sequoia West Registration |
|---------------------|---|--|
| 9:00 am — 11:00 am | Exhibitor Setup | Sequoia South Ballroom |
| 11:00 am – 12:30 pm | Meet the Exhibitors | Sequoia South Ballroom |
| 12:30 pm – 2:30 pm | Welcome/Opening General Session CCWC Legislative and Political Update Bloggers' View of the Workers' Compensation World | Sequoia North Ballroom |
| 2:30 pm — 3:00 pm | Networking Break and Expo Sponsored by EK Health Services | Sequoia North Ballroom |
| 3:00 pm — 3:50 pm | Concurrent Sessions I CFRA/FMLA and Accommodations under FEHA/ADA: Practical Information and Advice to Employers Sponsored by Bickmore | Trillium Room |
| | Alternative Dispute Resolution (ADR) – A Real Life Example | Sorrel Room |
| | MSA/CMS – What's New and Emerging Sponsored by NuQuest/Bridge Pointe | Sequoia North Ballroom |
| 4:00 pm – 4:50 pm | Concurrent Sessions II • Case Law – The Fight Goes On! • IMR/Treatment Guidelines | Sequoia North Ballroom Trillium Room |
| 5:00 pm – 6:30 pm | Welcome Reception & Expo Sponsored by Law Offices of Stacey L. Tokunaga | Sequoia South Ballroom |
| Thursday, a | July 17, 2014 | |
| 7:30 am — 8:30 am | Networking Breakfast & Expo Sponsored by Synapse Medical Group | Sequoia South Ballroom |
| 7:45 am – 8:30 am | New and Prospective Member Breakfast Sponsored by the Walt Disney Co. | California Board Room |
| 8:30 am — 9:20 am | General Session Update from the Department of Industrial Relations | Sequoia North Ballroom |
| 9:30 am – 10:20 am | Concurrent Sessions III Defending CT Claims A Practical Guide to the New MPN World Fraud: Let's Fight the Fight – Together Sponsored by Mullen & Filippi | Sequoia North Ballroom Trillium Room Sorrel Room |

| 10:20 am – 10:50 am | Refreshment Break Sponsored by Metro Risk Management | Sequoia South Ballroom |
|---------------------|--|---|
| 10:50 am – 11:45 am | Concurrent Sessions IV • Case Law – The Fight Goes On! (repeat) • IMR/Treatment Guidelines (repeat) | Trillium Room Sequoia North Ballroom |
| 11:45 am — 1:15 pm | Lunch, Dessert, & Expo | Brisa Courtyard & Sequoia Ballroom |
| 1:15 pm – 2:30 pm | General SessionWorkers' Compensation Political CrossfireKids' Chance Presentation | Sequoia North Ballroom |
| 2:40 pm – 3:30 pm | Concurrent Sessions V Models for Better Managing Narcotics and Compound Drugs – Methods that Work Sponsored by U.S. Healthworks | Trillium Room |
| | Navigating the QME SeasSmall Business Focus | Sequoia North Ballroom Sorrel Room |
| 3:30 pm – 4:00 pm | Refreshment Break & Expo Sponsored by ALPHA Fund | Sequoia South Ballroom |
| 4:00 pm – 5:15 pm | General SessionState of Workers' Compensation Industry PanelTim East Award Presentation | Sequoia North Ballroom |
| 5:30 pm – 7:00 pm | Members-Only Reception Sponsored by Bolen & Massino | House of Blues Downtown Disney |
| Friday, July | 7 18, 2014 | |
| 8:00 am – 9:00 am | Networking Breakfast & Expo Sponsored by Cuneo, Black, Ward & Missler | Sequoia South Ballroom |
| 9:00 am – 9:45 am | Vendor Spotlight and Raffles | Sequoia South Ballroom |
| 9:45 am — 10:45 am | Exhibit Teardown | Sequoia South Ballroom |
| 10:00 am – 10:45 am | Concurrent Sessions VI • Why Wellness, Why Now? | Trillium Room |

- Why Wellness, Why Now?
- Workplace Violence
- Legislative Primer
- 10:45 am 12:00 pm Closing General Session
 - Emerging Trends
 - CCWC Grand Prize Raffles

Sorrel Room

Sequoia North Ballroom

Sequoia North Ballroom

General Sessions

CCWC Legislative and Political Update

Wednesday, July 16, 12:30 pm - 1:30 pm



CCWC's legislative advocacy team will provide an update on California politics as it relates to workers' compensation. Learn how the changing political situation in Sacramento will impact California employers.

Paul J. Yoder, *Managing Director, CCWC* Jason Schmelzer, *Legislative Advocate, CCWC*

Bloggers' View of the Workers' Compensation World Wednesday, July 16, 1:30 pm – 2:30 pm

The critical question – how can we improve workers' compensation? – will be debated by five industry bloggers in this spirited session. The panel will pull no punches in highlighting areas where change is needed, then offer insight on how to generate that change. A fast pace and lively debate are key elements of this session.

David DePaolo, President, workcompcentral.com Peter Rousmaniere, Risk Management Consultant and Journalist



Mark Walls, Vice President, Communications & Strategic Analysis, Safety National Bob Wilson, President and CEO, workerscompensation.com Julius Young, workerscompzone.com, Workers' Compensation Attorney, Boxer & Gerson, LLP



Update from the Department of Industrial Relations Thursday, July 17, 8:30 am – 9:20 am

Department of Industrial Relations (DIR) Director Christine Baker will be joined by David Lanier, Secretary of the California Labor and Workforce Development Agency, to speak about the importance of monitoring the outcomes of reform for both workers and employers. The importance of returning to work, the renewed focus on prevention, outreach, and DIR performance will also be discussed.

David Lanier, Secretary, California Labor and Workforce Development Agency **Christine Baker**, Director, Department of Industrial Relations

Workers' Compensation Political Crossfire

Thursday, July 17, 1:15 pm – 2:20 pm

CCWC welcomes key lobbyists representing business, labor, insurance, applicant attorneys, and medical providers to the stage for a thoughtful discussion about the state of California's workers'

compensation system. Seasoned advocates will discuss legislation currently under consideration in Sacramento, evaluate the performance of SB 863, and discuss the need for additional reforms in the future.



Kathleen Bissell, CPCU, Assistant Vice President of Public Affairs, Liberty Mutual Insurance Group Christy Bouma, Governmental Advocate, California Professional Firefighters Jeremy Merz, Policy Advocate, California Chamber of Commerce Diane Przepiorski, Executive Director, California Orthopedic Association Diane Worley, Director of Policy Implementation, California Applicants' Attorneys Association MODERATOR: Jason Schmelzer, Legislative Advocate, CCWC



Kids' Chance of California

Thursday, July 17, 2:20 pm - 2:30 pm

When workers are seriously or fatally injured on the job in California, their children are victims, as well. Learn how you can make a difference in their lives.

Maria Henderson, President, Kids' Chance of California

State of Workers' Compensation Industry Panel

Thursday, July 17, 4:00 pm – 5:15 pm

The California workers' compensation market continues to present significant challenges and opportunities to employers, carriers, and TPAs. A panel representing industry leaders in these groups will discuss the issues that affect claims costs, complicate file handling, and ultimately drive up premium rates.



Gordon Clemons, President, CEO and Chairman of the Board, CorVel Al Hammermiller, Casualty Claims Manager Domestic U.S., UPS Scott Hudson, President & CEO, Gallagher Bassett Services Mark Walls, Vice President, Communications & Strategic Analysis, Safety National Jim Wucherpfennig, Vice President of Workers' Compensation Claim, Travelers

Emerging Trends

Friday, July 18, 10:45 am - 11:45 am

The existing and future status of workers' compensation will be discussed during this informative and thought-provoking session. Agenda items include the current impact of SB 863 on IMR, liens, claim duration, medical trends (opiates and formularies, surgery centers, spinal hardware, and MTUS), and TTD. CT claims will also be debated, including where they are and where they're going. Industry experts will provide a perspective on the broader issues that are being discussed and will address the opportunities that current and emerging issues present.

Thomas Parry, PhD, President, Integrated Benefits Institute Mark Priven, FCAS, MAAA, Director, Regulatory and Alternative Risk Consulting Alex Swedlow, President, California Workers' Compensation Institute

Skilled Leaders

HARED KNOWLEDGE

CFRA/FMLA and Accommodations under FEHA/ADA: Practical Information and Advice to Employers

Patricia S. Eyres, an expert attorney and consultant to large public and private employers, will present a practical and interactive session providing a refresher/update on what is required of employers to comply with the laws that govern leaves and disabilities. She will share recent significant case decisions and new regulations, and will also offer real and challenging case examples to engage the audience in discussing potential solutions.

Patricia S. Eyres, Eyres Law Group, LLP

Alternative Dispute Resolution (ADR) – A Real Life Example

ADR in workers' compensation is still relatively new, but a handful of employers have put it into practice. In this session, an employment attorney, a plan ombudsman, and a workers' compensation adjustor will discuss the program they administer for a large California-based employer. For employers or employee groups that may be contemplating ADR, the panel will provide a comparison to the traditional workers' compensation system and discuss the benefits of implementing ADR.

| Laura Hershey, Zurich Insurance Company | Steven H. Wax, Pearlman, Borska & Wax |
|---|--|
| Hon. Steven Siemers, Ret. WCJ | Mitchell G. Weiss, Fortune, Alsweet, Weiss & Schuman, Inc. |

MSA/CMS – What's New and Emerging

Medicare Secondary Payer (MSP) compliance continues to be a complex and costly issue facing workers' compensation payers. Faced with a steady stream of new legislation, regulations, and case law, payers are constantly forced to adapt their programs. In this interactive session, the panel will discuss emerging issues in MSP compliance and also field audience questions.

| Kip Daniels, Nuquest/Bridgepoint | Jennifer Jordan, <i>Medval</i> |
|----------------------------------|--|
| Roy Franco, Franco Signor | Mark Walls, Safety National/Work Comp Analysis Group |

Concurrent Sessions II Wednesday, July 16, 4:00 pm - 4:50 pm

Case Law – The Fight Goes On!

Litigation Post-SB 863 Year Two: Where do we go from here? Attorneys for both sides will discuss the latest developments on important case law and practice issues. Hear the respective positions of both the defense and applicant sides and what to expect moving forward.

Adam Dombchik, Gordon, Edelstein, Krepack, Grant, Felton & Goldstein, LLP Michael J. Gaston, Michael Sullivan & Associates, LLC Michael W. Sullivan, Michael Sullivan & Associates, LLC

IMR/Treatment Guidelines

Although Independent Medical Review is now well established, it is not without controversy. This panel will present an update on IMR efforts and impacts, provide insight into the challenges faced by physicians when seeking and supporting treatment requests, and lead a discussion around the relevance of current treatment guidelines and options that should be considered.

Steven D. Feinberg, MD, Feinberg Medical GroupThomas Naughton, MaximusPhil LeFevre, Work Loss Data InstituteMODERATOR: Ann Stephenson, Gallagher Bassett Services, Inc.

Concurrent Sessions III Thursday, July 17, 9:30 am – 10:20 am

A Practical Guide to the New MPN World

Directed to employers and claims professional and rich with practical advice, this session on Managed Provider Networks (MPNs) will explain how the rules have changed and what questions remain. Issues faced will include the challenges that rise from new regulations, the employee advantages offered by MPNs, and the feasibility and cost-effectiveness of boutique networks. Strategies for making non-tailored networks work well for both employers and employees will also be reviewed.

 Steve Kline, EK Health Services, Inc.
 Maureen McCarthy, Liberty Mutual

 Kurt Leisure, The Cheesecake Factory
 MODERATOR: Ann Stephenson, Gallagher Bassett Services, Inc.

Defending CT Claims

Cumulative trauma cases affect all employers, and it can be a challenge to defend them effectively. Industry experts will discuss ways in which they have successfully defended these complex claims.

Stuart Baron, Stuart J. Baron & Associates, Inc. Bob Vermes, Stuart J. Baron & Associates, Inc. Jake Yoon, Aero Port Services, Inc.

Fraud: Let's Fight the Fight – Together

This session will focus on the current state of insurance fraud in California, including investigation and prosecution tips.

Don Marshall, Zenith Insurance Company Jennifer Lentz Snyder, Los Angeles County District Attorney's Office MODERATOR: John Riggs, The Walt Disney Company

Concurrent Sessions IV Thursday, July 17, 10:50 am - 11:45 am

Case Law – The Fight Goes On! (repeat)

Litigation Post-SB 863 Year Two: Where do we go from here? An applicant attorney and a defense attorney will discuss the implementation of SB 863 and associated regulations. They will present the latest developments on important case law and practice issues at the board, the positions of both parties, and what to expect moving forward.

Adam Dombchik, Gordon, Edelstein, Krepack, Grant, Felton & Goldstein, LLP Michael J. Gaston, Michael Sullivan & Associates, LLC Michael W. Sullivan, Michael Sullivan & Associates, LLC

IMR/Treatment Guidelines (repeat)

Although Independent Medical Review is now well established, it is not without controversy. This panel will provide an update on IMR efforts and impacts, provide insight into the challenges faced by physicians when seeking and supporting treatment requests, and discuss the relevance of current treatment guidelines and options that should be considered.

 Steven D. Feinberg, MD, Feinberg Medical Group
 Thomas Naughton, Maximus

 Phil LeFevre, Work Loss Data Institute
 MODERATOR: Ann Stephenson, Gallagher Bassett Services, Inc.



Concurrent Sessions V Thursday, July 17, 2:40 pm – 3:30 pm

Models for Better Managing Narcotics and Compound Drugs – Methods that Work

This session will provide employers and claims professionals with practical information on how to better manage narcotics and compound drugs. Topics include ways in which TPA, PBM, and UR vendors can help employers manage narcotics, and program models that have worked well will be shared. Discussions will revolve around peer review methodologies, addressing what works and what doesn't. The presenters will also talk about effective strategies to manage narcotics when first prescribed and discuss tactics for dealing with long-established opioid use.

Bernyce Peplowski, MD, U.S. HealthWorks Adam Richardson, MD, Excel Managed Care Katherine Tiemeier, Express Scripts Workers' Compensation

Navigating the QME Seas

This session is geared to those who work with complex litigated claims. Key members of the administration will team with industry experts to provide updates on new processes and outline the vision of how QME panel requests will work. Specifics on how and when to make a proper request will be addressed.

Rupalis Das, MD, MPH, California Department of Industrial Relations, Division of Workers' Compensation Hon. Richard L. Newman, California Department of Industrial Relations, Division of Workers' Compensation Ann Searcy, MD, Zenith Insurance Company

Small Business Focus

California's small businesses share a common interest with large businesses in the areas of expansion and job growth. Some of the key issues and concerns are over-regulation, high taxes, healthcare costs, higher workers' compensation premiums, and other burdens placed on small businesses, many of which are suppliers and subcontractors to larger companies. With workers' compensation premiums on the rise, the premium-to-payroll ratio makes it difficult to break even – a problem that is intensified by additional taxes and liabilities. In the light of these challenges, this session discusses how small businesses can survive and expand in California.

Ken DeVore, National Federation of Independent Business Lori C. Kammerer, Small Business California Philip M. Vermeulen, Philip M. Vermeulen Governmental Relations

Concurrent Sessions VI Friday, July 18, 10:00 am - 10:45 am

Why Wellness, Why Now?

Wellness programs continue to increase in focus and consideration as employers seek to improve the health and welfare of their workforce while sustaining productivity and decreasing insurance costs. This panel will discuss key considerations around a wellness program, how to maximize employee engagement, and the positive impact a wellness program can have on employee safety.

Steve Hollingsworth, Hawthorne Machinery Co. Rebecca Kruske, MEd, CWP, Gallagher Levine Anita Ravgoza, Hawthorne Machinerv Co.

Workplace Violence: Prevention, Prediction and Reaction

This training presentation begins with an overview of various statistics pertaining to workplace violence which demonstrate the trends and severity of this problem. The remainder of the presentation discusses three core topics: Prevention, Prediction, and Reaction of Workplace Violence.

Adam McMahan, FRASCO[®] Investigative Services

Legislative Primer

CCWC's legislative advocates will educate attendees on the basics of the legislative process and provide information on the best ways to participate in the process.

Paul J. Yoder, Managing Director, CCWC Jason Schmelzer, Legislative Advocate, CCWC

CCWC 2014 Conference Committee

CCWC is grateful to the following individuals who have dedicated their time and talents to the production of this year's conference.

Daniel Nicholson, Chair Director, Integrated Disability Management, Sutter Health

Dan Bagan West Region Risk Manager, UPS

Kevin Confetti Director, Employment Practices and Workers' Compensation, University of California, Office of & Strategic Analysis, the President - Office of **Risk Services**

Suzanne Guyan Principal, Guyan Consulting John Riggs Manager, Workers' Compensation, The Walt Disney Company

Ann Stephenson Vice President, Gallagher Bassett Services, Inc.

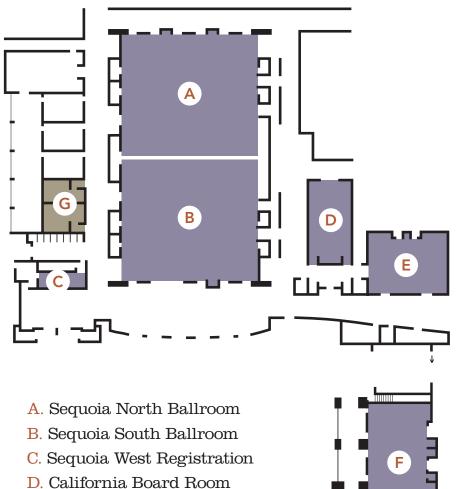
Mark Walls Vice President, Communications Safety National Founder, Work Comp Analysis Group

Members' Lounge

While attending the conference, be sure to stop by the Members' Lounge. Amenities include Internet access, comfortable seating, and snacks. Get some work done or simply unwind with fellow members in a casual, relaxed atmosphere.



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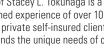


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TRISTAR Risk Management

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19 Burns White LLC

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12 California Orthopedic & Micro Surgery Institute

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24 CareMeridian

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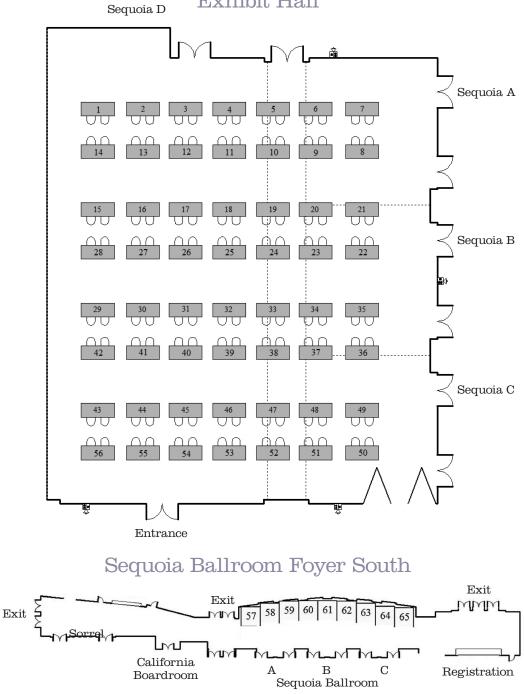
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