

Agenda | 2017 Corporate Counsel Workshop

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Thursday, October 26, 2017

+ 7:30 **Breakfast & Registration Open**

–
8:00
a.m.

+ 8:00 **Welcome and Introductory Remarks**

–
Devin O'Brien, JD, Chair, PIAA Corporate Counsel Section
8:15
a.m.

+ 8:15 **Bad Faith in 2017: The View from 30,000 Feet and from the Trenches**

–
Jon T. Neumann, JD, Partner, Steptoe & Johnson LLP
9:45
a.m.

This session will offer some pragmatic advice on how to minimize, or at least appreciate, the risk of bad faith in claims handling and in several other functions of the MPL enterprise. Attendees will leave with a series of tasks and tests they can take back to their companies, to help them better appreciate the full range of bad-faith exposures, and the corresponding concrete steps that companies can take to reduce their exposure to a bad-faith verdict.

+ 9:45 **Refreshment Break**

–
10:00
a.m.

+ 10:00 **Reinsurance 101**

–
RJ Callahan, Senior Vice President, JLT Re
11:15
a.m..

In this presentation, attendees will learn the essentials about the structure and terminology of reinsurance, concepts that MPL insurers should be familiar with when assessing a company's reinsurance program. The several types of reinsurance will be discussed, including treaty and facultative contracts, as well as excess-of-loss and awards-made coverage. The speaker will also explain the role of the reinsurance broker. The session will conclude with an overview of the MPL market, identifying current trends, and anticipated future developments.

+ 11:15 **Topical Group Discussion**

a.m. *Moderator: Devin O'Brien, JD, Senior Counsel, The Doctors Company*
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12:30
p.m.

This session will focus on a wide range of possible issues—the topics that are of greatest concern to the meeting's attendees. They may include, for example, updates on what is happening with tort reform in the various states, recent experience with some generally obscure insurance laws, or specific cases or legal issues that may serve as precedents or otherwise be of special interest to other attendees because of their potential impact. This session format will serve as a perfect springboard for some compelling discussion and debate.

+ **12:30 Networking Luncheon**

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1:45
p.m.

+ **1:45 Protecting Your Company Against Corporate Espionage**

– *Thomas P. Hubert, Esq., Partner, Jones Walker, LLP*
3:15 *PJ Kee, Esq., Partner, Jones Walker, LLP*
p.m. *Joseph F. Lavigne, Esq., Partner, Jones Walker, LLP*

The panel will discuss the importance of identifying your company's confidential, proprietary, and trade secret information; the specific steps needed to protect that information at the beginning and then throughout employment; and how to protect the information at the point when employees leave the company and throughout potential litigation.

+ **3:15 Refreshment Break**

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3:30
p.m.

+ **3:30 Regulators' Perspective on Medical Professional Liability**

– Moderator:
5:00 Joshua Larman, JD, Corporate Counsel, OMS National Insurance Company, RRG
p.m. Panel:
Jim Donelon, Commissioner of Insurance, Louisiana Department of Insurance
Matthew Rosendale, Sr., Commissioner, Montana Commissioner of Securities & Insurance

A panel of insurance regulators will discuss and debate many of the challenges facing the medical liability insurance industry over the coming years, including how the regulation of insurers may change. They will review matters such as potential changes to the balance of state vs. federal regulation of insurance, what changes in the health system (especially with regard to the Affordable Care Act) may mean for insurers, and how they see their roles as regulators evolving over time. They will also provide their perspective on what role the National Association of Insurance Commissioners (NAIC) will play in future regulatory efforts, including whether accreditation standards will become the primary mechanism for effectively mandating uniformity among state regulatory regimes. Through this interactive program participants will gain a deeper understanding of the role the NAIC plays in the regulation of insurance, and how regulators will respond to future changes in the insurance market.

+ **6:30 Dinner**

– *(Paid guests welcome)*
9:00
p.m.

+ **Friday, October 27, 2017**

+ **8:00 Breakfast**

–
8:30
a.m.

+ **8:30 Ethics for the In-House Lawyer**

– *Jack Tanner, Esq., Director, Fairfield and Woods, P.C.*
9:45
a.m.

What's new in the field of ethics, as the field pertains specifically to the in-house counsel? The speaker will explain, reviewing recent rule changes and case law on ethical issues, as well as issues related to MPL. Using a series of hypothetical examples that are based on actual cases, the speaker will provide attendees with an opportunity to evaluate their own understanding of ethics rules, while gaining further insight into how to apply those rules to their daily activities in their companies.

+ **9:45 Refreshment Break**

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10:00
a.m.

+ **10:00 Balance and Quality of Life in the Legal Profession: Find Your Own Truth**

– *Alan J. Yacoubian, Esq., Partner, Johnson, Yacoubian & Paysse*
11:15
a.m.

It is not easy to achieve a balance between work and life in the legal profession. This program will help attendees develop that balance and thereby augment their quality of life. Mr. Yacoubian will discuss the ten most important things that those in the legal profession need to consider in optimizing their work-life balance and achieving a satisfying life. He will highlight the need for a personalized approach to work-life balance: his theme here is that everyone needs to own his own experience, and elucidate his own individual truth.

+ **11:15 Wrap-Up**

– *Devin O'Brien, JD, Chair, PIAA Corporate Counsel Section*
11:30
a.m.

11:30 Adjourn
a.m.
