

PARMA 2016

The 100% Nightmare: How to Effectively Manage the Total Permanent Disability Claim Friday, February 26, 2016 H5 9:00AM – 10:15AM

- How to Identify Prospective 100% Permanent Disability cases:
 - o Applicable Law:
 - Labor Code section 4662
 - LeBoeuf/ Dahl decisions
 - Strategies utilized by Applicants' Attorneys
- Strategies to Mitigate:
 - o Labor Code sections 4663/ 4664 (Apportionment)
 - o Benson decision
 - o Labor Code section 5412/ Rodarte decision
 - o Investigation / Vocational Experts
- Settlement Strategies:
 - o Advantage to defendants
 - o Cost exposure
 - o COLA calculations
 - o Medicare Set-Aside (MSA) Allocations
 - o Applicants' Attorneys' fees
- Hypothetical Cases/ Scenarios:
- Questions: