

<p style="text-align: center;"><b>ACLM 52<sup>nd</sup> ANNUAL MEETING</b> <i>Law and Medicine Update</i> <b>2012 SCIENTIFIC PROGRAM SCHEDULE</b></p>
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*\*All sessions will be located in the Celestin V unless otherwise noted.*

**THURSDAY, FEBRUARY 23, 2012**

**12:00 p.m. – 6:00 p.m.**                      **Registration/Information Desk Open**  
*Location: Celestin Foyer North*

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**1:00 p.m. – 6:15 p.m.**                      **ABLM & AMBB Board Review Course:**  
“Pain Management: Medical, Ethical & Legal Aspects”  
*Location: Imperial I - II*

**1:00 p.m. – 6:00 p.m.**                      **Board of Governors Meeting**  
*Location: Black Eagle*

**7:00 p.m. – 10:00 p.m.**                      **Committee Meetings**  
*Location: Firehouse Five*

**FRIDAY, FEBRUARY 24, 2012**

**6:45 a.m. – 7:45 a.m.**                      **Past President’s Breakfast**  
*Location: Grunewald Board Room*

**7:00 a.m. – 6:00 p.m.**                      **Registration/Information Desk Open**  
*Location: Celestin Foyer North*

**7:00 a.m. – 6:00 p.m.**                      **Exhibit Hall Open**  
*Location: Celestin VI - VIII*

**7:00 a.m. – 8:00 a.m.**                      **Breakfast in Exhibit Hall**

**7:00 a.m. – 7:50 a.m.**                      **Poster Session I**  
*Location: Celestin VI – VII*

**ACLM 52<sup>nd</sup> Annual Meeting**  
*Law and Medicine Update*  
**FRIDAY, FEBRUARY 24, 2012**

**7:50 a.m. – 8:00 a.m.**

**Welcome and Announcements**

Gary Birnbaum, MD, JD, FCLM

ACLM President

Francois Blaudeau, MD, JD, FCLM, Program Chair

Bruce Seidberg, DDS, MScD, JD, FCLM

Dental Session Chair

**8:00 a.m. – 10:00 a.m.**

**GENERAL SESSION I**

**Recent Developments in Legal Medicine**

Moderator: Theodore R. LeBlang, JD, FCLM

Southern Illinois University School of Medicine

**8:00 a.m. – 8:10 a.m.**

**Case Update**

Francois Blaudeau, MD, JD, FCLM, Program Chair

**8:10 a.m. – 8:40 a.m.**

**Federal and State Legislation – Important Changes**

Veling W. Tsai, MD, JD

**8:40 a.m. – 9:10 a.m.**

**Federal Court Cases**

Elaine Bukowski, MD, JD, FCLM

Sullivan University

**9:10 a.m. – 9:40 a.m.**

**State Court Rulings**

Christopher White, MD, JD, FCLM

University of Cincinnati

**9:40 a.m. – 10:00 a.m.**

**Questions and Answers**

**10:00 a.m. – 10:15 a.m. Break**

**10:15 a.m. – 12:15 p.m.**

**GENERAL SESSION II**

**Peer Review and Quality Improvement**

Moderator: Melvin A. Shiffman, MD, JD, FCLM, ACLM Past  
President

Tustin Hospital and Medical Center

**10:15 a.m. – 10:45 a.m.**

**The Development of Retail Medicine in the Light of  
Shrinking Healthcare Reimbursement**

Howard Podolsky, MD, JD, MBA, FCLM

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**10:45 a.m. – 11:15 a.m.**                      **Accountable Care Organizations (ACO): Is It a Bad Word?**  
Monique Anawis, MD, JD

**11:15 a.m. – 11:45 a.m.**                      **The British NHS...A Real-Time Current Update**  
Stephen MacLeod

**11:45 a.m. – 12:15 p.m.**                      **Questions and Answers**

**12:15 p.m. – 1:30 p.m.**                      **12<sup>th</sup> Annual Professional Development Lunch**  
Alejandro Moreno, MD, MPH, JD, FCLM  
University of Texas Southwestern Medical Center  
*Location: Imperial III – IV*

**1:30 p.m. – 3:20 p.m.**                      **GENERAL SESSION III**  
**Making ADR Work for You: An Interactive Session**  
Presented By: Dale Cowan, MD, JD, FCLM  
Michelle Skipper, MBA, VP-American Arbitration Association  
Michael Jordan  
Tony Dileo

Topics include a description of ADR, including both Mediation and Arbitration Key Issues in drafting ADR terms in Contracts, Payor-Provider Rules, and General Commercial Arbitration Rules. And the Process and Management of an Arbitration.

**3:20 p.m. – 3:30 p.m.**                      **Break**

**3:30 p.m. – 5:30 p.m.**                      **GENERAL SESSION IV**  
**Current Medical Legal Topics: Gene, Federal Torts Claim Act, Sham Peer Review and Licensure Board Reform, Direct to Consumer**  
Moderator:     Richard Wilbur, MD, JD, FCLM, CEO  
                         American Medical Foundation

**3:30 p.m. – 4:00 p.m.**                      **Update on DOJ/FTC Antitrust Enforcement Policies on Patient Care**  
Michael P. Connair, MD

**4:00 p.m. – 4:25 p.m.**                      **The Federal Torts Claim Act**  
Dan Laird, MD, JD, FCLM

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- 4:25 p.m. – 4:50 p.m.**                      **Sham Peer Review and Licensure Board Reform**  
Jane Orient, MD
- 4:50 p.m. – 5:15 p.m.**                      **The Charles Williams Story**  
Jacob Hafter, JD, MS, PhD
- 5:15 p.m. – 5:30 p.m.**                      **Questions and Answers**
- 6:00 p.m. – 7:30 p.m.**                      **President’s Welcome Reception**  
*Location: Celestin VI - VIII*

**ACLM 52<sup>nd</sup> Annual Meeting**  
**FRIDAY, FEBRUARY 24, 2012**  
**CONCURRENT DENTAL BREAKOUT SESSIONS**

Bruce Seidberg, DDS, MScD, JD, FCLM, DABMM, DABE  
Dental Session Program Chair  
*Location: Imperial I-II*

**DENTAL SESSION I**

- 8:00 a.m. – 10:00 a.m.**                      **Legal and Ethical Dental Considerations in Legal Medicine**  
Moderator: Bruce H. Seidberg, DDS, MScD, JD, FCLM,  
DABMM, DABE Past President ACLM; Chairman ABMM
- 8:00 a.m. – 8:25 a.m.**                      **Social Media Landmines: The Legal and Ethical Hazards of  
Internet Marketing**  
Cathryn Albrecht, JD
- 8:25 a.m. – 8:55 a.m.**                      **Dental Malpractice – What Does It Mean?**  
Frank Riccio, DDS, JD, FCLM
- 8:55 a.m. – 9:20 a.m.**                      **Dental Law and Ethics – Is It Enough? – Decision Making Made  
Right**  
Joe Graskemper, DDS, JD, FCLM

**ACLM 52<sup>nd</sup> Annual Meeting  
FRIDAY, FEBRUARY 24, 2012  
CONCURRENT DENTAL BREAKOUT SESSIONS**

**9:20 a.m. – 9:45 a.m.      Strategies for Responding to and Defending Regulatory Board  
Complaints**  
Boyd Shepherd, DDS, JD

**9:45 a.m. – 10:00 a.m.      Questions and Answers**

**10:00 a.m. – 10:15 a.m.      Break**

**DENTAL SESSION II**

**10:15 a.m. – 12:15 p.m.      Dental Session: Dental Ethics and Informed Consent**  
Moderator: Frank Riccio, DDS, JD, FCLM

**10:15 a.m. – 10:45 a.m.      Medico-Legal Issues Associated With Dental Medicaid**  
H. Clark Whitmire, DDS, JD, FCLM

**10:45 a.m. – 11:15 a.m.      Ethical Implications of Informed Consent**  
Lillian Obucina, DDS, JD, FCLM

**11:15 a.m. – 11:45 a.m.      Informed Consent Doctrine – Another View**  
Thomas G. Walsh, DDS, JD, LL.M., FCLM

**11:45 a.m. – 12:15 p.m.      Ethical Guidelines to Prescribing Medications**  
Richard Harold, DDS, JD, FCLM

**12:15 p.m. – 1:30 p.m.      12<sup>th</sup> Annual Professional Development Lunch**  
Alejandro Moreno, MD, MPH, JD, FCLM  
University of Texas Southwestern  
Medical Center  
*Location: Imperial III - IV*

**DENTAL SESSION III**

**1:30 p.m. – 3:15 p.m.      Dental Session: Referrals and Documentation**  
Moderator: H. Clark Whitmire, DDS, JD, FCLM

**ACLM 52<sup>nd</sup> Annual Meeting**  
**FRIDAY, FEBRUARY 24, 2012**  
**CONCURRENT DENTAL BREAKOUT SESSIONS**

- 1:30 p.m. – 2:00 p.m.**      **Referral Liability in Everyday Practice: Facts and Fiction**  
Laurence Jerrold, DDS, JD
- 2:00 p.m. – 2:30 p.m.**      **Electronic Record Keeping**  
Rollin Matsui, DDS, JD, FCLM
- 2:30 p.m. – 3:00 p.m.**      **“I am Sorry” – How and When Apologies Make Good Practice**  
Douglas Wolff, DDS, JD, FCLM
- 3:00 p.m. – 3:15 p.m.**      **Questions and Answers**
- 3:15 p.m. – 3:30 p.m. Break**
- DENTAL SESSION IV**
- 3:30 p.m. – 5:45 p.m.**      **Dental Session: Employment and Corporate Issues**  
Moderator: Douglas Wolff, DDS, JD, FCLM
- 3:30 p.m. – 4:00 p.m.**      **Employment/Associate Agreements (Covenants Not to Compete)**  
Chester Gary, DDS, JD, FCLM
- 4:00 p.m. – 4:30 p.m.**      **Corporate Dental Practice: The Good, The Bad & The Ugly**  
Mert N. Aksu, DDS, JD, FCLM
- 4:30 p.m. – 5:00 p.m.**      **Corporate Practice Current Issues, Ethical Challenges and Opportunities**  
Pam Zarkowski, JD, MPH
- 5:00 p.m. – 5:30 p.m.**      **Cyberfraud in the Healthcare Office**  
Joseph DiDonato, DDS, MBA
- 5:30 p.m. – 5:45 p.m.**      **Questions and Answers**
- 6:00 p.m. – 7:30 p.m.**      **President’s Welcome Reception**  
*Location: Celestin VI - VIII*

**ACLM 52<sup>nd</sup> Annual Meeting**  
*Law and Medicine Update*  
**SATURDAY, FEBRUARY 25, 2012**

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- 7:00 a.m. – 6:00 p.m.**            **Registration/Information Desk Open**  
*Location: Celestin Foyer North*
- 7:00 a.m. – 8:00 a.m.**            **Dr. Dorothy Rasinski-Gregory Women’s Leadership Breakfast**  
Moderator: Dorothy Rasinski-Gregory MD, JD, FCLM  
*Location: Onward*
- 7:00 a.m. – 5:00 p.m.**            **Exhibit Hall Open**  
*Location: Celestin VI - VII*
- 7:00 a.m. – 8:00 a.m.**            **Breakfast in Exhibit Hall**
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- 7:00 a.m. – 7:50 a.m.**            **Poster Session II**  
*Location: Celestin VI - VII*  
Poster Committee Chair:  
Karin W. Zucker, JD, LL.M, MSF, FCLM  
Army Medical Department Center & School
- GENERAL SESSION V**
- 8:00 a.m. – 9:50 a.m.**            **Internal Affairs: The Good and Bad of Physician Oversight**  
Moderator:    Matthias Okoye, MD, JD, FCLM
- 8:00 a.m. – 8:30 a.m.**            **HR 1409: Eliminating the Antitrust Issues in Physician Negotiations**  
Mike Anderson, MD, JD, MBA, FCLM, FAAP
- 8:30 a.m. – 9:00 a.m.**            **No Good Deed Goes Unpunished**  
Dorothy Rasinski-Gregory, MD, JD, FCLM

**ACLM 52<sup>nd</sup> Annual Meeting**  
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**SATURDAY, FEBRUARY 25, 2012**

**9:00 a.m. – 9:30 a.m.**      **The Disruptive Physician**  
George Anderson, MD

**9:30 a.m. – 9:50 a.m.**      **Questions and Answers**

**9:50 a.m. – 10:00 a.m.**      **Break**

**GENERAL SESSION VI**

**10:00 a.m. – 12:15 p.m.**      **Updates in Medical Malpractice**  
Moderator: Martin J. Stillman, MD, JD, FCLM

**10:00 a.m. – 10:30 a.m.**      **Tort Reform Texas Style**  
Vicky Trompler, MD, JD, FCLM

**10:30 a.m. – 11:00 a.m.**      **Medical Marijuana...the California Experience**  
James T. Hay, MD, President, California Medical Association

**11:00 a.m. – 11:30 a.m.**      **Expert Witness Testimony – The Case for Peer Oversight**  
Steve Waxman, MD, JD, FCLM

**11:30 a.m. – 12:00 p.m.**      **Emergency Medicine: A Risky Business**  
Jim Hubler, MD, JD, FCLM

**12:00 p.m. – 12:15 p.m.**      **Questions and Answers**

**12:15 p.m. – 12:30 p.m.**      **Break**

**12:30 p.m. – 1:45 p.m.**      **Cyril Wecht Luncheon: “An Update on Pharma and Medical Device Litigation”**  
*Location: Imperial*  
Moderator: Cyril H. Wecht, MD, JD, FCLM, ACLM Past President, Past ABLM Chairman  
Special Speaker:      Daniel Becnel, JD  
   Becnel Law Firm

**ACLM 52<sup>nd</sup> Annual Meeting**  
***Law and Medicine Update***  
**SATURDAY, FEBRUARY 25, 2012**

**1:45 p.m. – 2:00 p.m. Break**

**GENERAL SESSION VII**

**2:00 p.m. – 3:30 p.m.**

**Obamacare: The Right or Wrong Direction**

Moderator: Michael M. Raskin, MD, JD, MS, MPH, MA, MBA  
University Medical Center

**2:00 p.m. – 2:30 p.m.**

**Medical-Legal Literature 2011-2012: Obamacare**

Marshall B. Kapp, JD, MPH, FCLM  
FSU College of Medicine

**2:30 p.m. – 3:00 p.m.**

**Why ObamaCare is Constitutional**

Arnold Rosoff

**3:00 p.m. – 3:30 p.m.**

**Is Health Care a Right?**

Kathryn Lorio, Esq.  
Leon Sarpley Distinguished Professor  
Loyola University New Orleans College of Law

**3:30 p.m. – 4:30 p.m.**

**The S. Sandy Sanbar Lecture**

Moderator: Cyril H. Wecht, MD, JD, FCLM, ACLM Past  
President, Past ABLM Chairman

**3:30 p.m. – 4:15 p.m.**

**Why ObamaCare is Unconstitutional**

Bill McCollum, Former Florida Attorney General

**4:15 p.m. – 4:30 p.m.**

**Questions and Answers**

**4:30 p.m. – 5:00 p.m.**

**Annual Meeting of Fellows**

Gary Birnbaum, MD, JD, FCLM, ACLM President

**6:30 p.m. – 8:00 p.m.**

**Annual Awards/Networking Reception**

*Location: Imperial*

**ACLM 52<sup>nd</sup> Annual Meeting**  
***Law and Medicine Update***  
**SUNDAY, FEBRUARY 26, 2012**

**SUNDAY, FEBRUARY 26, 2012**

**7:00 a.m. – 12:00 p.m.**      **Registration/Information Desk Open**

**7:00 a.m. – 8:00 a.m.**      **Breakfast in Exhibit Hall**

**GENERAL SESSION VIII**

**8:00 a.m. – 10:00 a.m.**      **BioEthics: A Global Perspective**  
Moderator:      Catherine With, JD, LLM

**8:00 a.m. – 8:30 a.m.**      **Legal and Ethical Aspects of Transplantology and Organ  
Donation in Post-Soviet Countries**  
Vugar Mammadov, MD, PhD

**8:30 a.m. –9:00 a.m.**      **Avoiding Baby Doe Redux: Dismantling the Born Alive Infants  
Protection Act Myth**  
Jonathan Fanaroff, MD, JD

**9:00 a.m. – 9:30 a.m.**      **Involuntary Psychiatric Admissions: A Bioethical Dilemma**  
Samuel Wolfman, LLB, PhD, FCLM  
Zefat Academic College Law School, Israel

**9:30 a.m. – 10:00 a.m.**      **The Last Month of Life: Unnecessary Surgery and Treatment?**  
John Hall, MD, JD, FCLM

**10:00 a.m. – 10:15 a.m.**      **Break**

**10:15 a.m. – 10:50 a.m.**      **ACLM Student Writing Competition Awards**  
*Location: Celestin V*

**10:15 a.m. – 10:40 a.m.**      **Hirsh Award Winner**

**10:40 a.m. – 10:50 a.m.**      **Questions and Answers**

**ACLM 52<sup>nd</sup> Annual Meeting**  
*Law and Medicine Update*  
**SUNDAY, FEBRUARY 26, 2012**

**10:50 a.m. – 11:00 a.m.      Break**

**GENERAL SESSION IX**

**11:00 a.m. – 12:50 p.m.      Current Medico-Legal Topics**  
Moderator:    Victoria L. Green, MD, JD, FCLM

**11:00 a.m. – 11:25 a.m.      Update on Drug Safety: What's New at the FDA**  
Jack Snyder, MD, JD

**11:25 a.m. – 11:50 a.m.      The False Claims Act and Qui Tam Litigation**  
William Hinnant, MD, JD, FCLM

**11:50 a.m. – 12:10 p.m.      The Legal Implications of Functional MRI to Determine Pain  
and Cognition**  
Donald Marks, MD, PhD

**12:10 p.m. – 12:30 p.m.      Direct to Consumer Advertising in Health Care**  
Michael Sinha

**12:30 p.m. – 12:50 p.m.      Questions and Answers**