

2014 ACLM 54th Annual Meeting
“Legal Medicine: Where Will the Road Lead”
February 27 – March 2, 2014
Westin Galleria Dallas
Dallas, Texas

Speakers, times, and room locations are subject to change

*All sessions located in **Fort Worth Ballroom**, unless otherwise noted.*

THURSDAY, FEBRUARY 27, 2014

- 12:00 p.m. – 6:00 p.m.** **Registration/Information Desk Open**
Location: Dallas Foyer
- 1:30 p.m. – 5:00 p.m.** **Board of Governors Meeting**
Location: Laredo
- 1:00 p.m. – 6:15 p.m.** **ABLM 2014 Program/Review Course**
Location: Dallas Ballroom 1
(pre-registration required)
S. Sandy Sanbar, MD, PhD, JD, FCLM
Chairman, ABLM
Past President, ACLM
- 7:00 p.m. – 10:00 p.m.** **Committee Meetings**

FRIDAY, FEBRUARY 28, 2014

- 6:00 a.m. – 5:30 p.m.** **Registration/Information Desk Open**
Location: Dallas Foyer
- 6:45 a.m. – 7:45 a.m.** **Past President’s Breakfast**
Location: Laredo
- 7:00 a.m. – 8:00 a.m.** **Continental Breakfast**
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- 7:00 a.m. – 7:45 a.m.** **Poster Session I**
Location: Dallas Ballroom 2
- 7:45 a.m. – 8:00 a.m.** **Welcome and Announcements**
Victoria Green, MD, JD, FCLM, ACLM President
James R. Hubler, MD, JD, FACEP, FCLM, ACLM Program Chair
Bruce Seidberg, DDS, MScD, JD, FCLM, Dental Session Chair
- 8:00 a.m. – 9:25 a.m.** **GENERAL SESSION I: Recent Developments in Legal Medicine**
Moderator: Theodore R. Leblang, JD, FCLM
- 8:00 a.m. – 8:25 a.m.** **Federal and State Legislation Update**
Veling W. Tsai, MD, JD, FCLM
- 8:25 a.m. – 8:50 a.m.** **Federal Court Rulings**
Michele Mekel, JD, MHA, MBA
- 8:50 a.m. – 9:15 a.m.** **State Court Rulings**
Christopher M. White, MD, JD, FCLM
- 9:15 a.m. – 9:25 a.m.** **Questions and Answers**
- 9:25 a.m. – 9:35 a.m.** **Break**
- 9:35 a.m. - 10:35 a.m.** **Stewart Reuter Lecture**
Moderator: Martin J. Stillman, MD, JD, FCLM
- 9:35 a.m. – 10:20 a.m.** **Donation after Circulatory Arrest: A Lesson in How Not to Make Medico-Legal Policy**
Professor Thomas W. Mayo, JD

- 10:20 a.m. – 10:35 a.m. Questions and Answers**
- 10:35 a.m. – 10:45 a.m. Break**
- 10:45 a.m. – 11:45 a.m. GENERAL SESSION II: Electronic Medical Records – EMRs**
Moderator: Howard Morgan, MD, FCLM
- 10:45 a.m. – 11:10 a.m. EMRs, PQRI, ACOs, & 30-Day Readmission Penalties: Federal Efforts to Link Reimbursement to Outcomes**
David M. Donnersberger, Jr., MD, JD, FCLM
- 11:10 a.m. – 11:35 a.m. “Physicians in the Digital World: What is to be Done?”**
Thomas R. McLean, MD, MS, JD, FCLM
- 11:35 a.m. – 11:45 a.m. Questions and Answers**
- 11:45 a.m. – 1:00 p.m. Break**
- 1:00 p.m. – 2:35 p.m. GENERAL SESSION III: “But Do I Have To? Federal Regulations Affecting the Practice of Medicine**
Moderator: Kent Harshbarger, MD, JD, MBA, FCLM
- 1:00 p.m. – 1:30 p.m. “Opting Out of Medicare: What, How and When”**
Curtis Harris, MS, MD, JD, FCLM
- 1:30 p.m. – 1:55 p.m. Health Care Fraud and the Federal Sentencing Guidelines**
C. William Hinnant, Jr., MD, JD, DABU, FCLM
- 1:55 p.m. – 2:25 p.m. Accountable Care Organizations (ACO): Is It a Bad Word?**
Mary J. Wall, MD, JD, FCLM
- 2:25 p.m. – 2:35 p.m. Questions and Answers**
- 2:35 p.m. – 2:45 p.m. Break**
- 2:45 p.m. – 4:50 p.m. GENERAL SESSION IV: Ethics**
Moderator: David R. Donnersberger, Jr., MD, JD, FCLM
- 2:45 p.m. – 3:45 p.m. Landmarks from the Law – Classic Cases in Medical Ethics**
Martin Boyle, JD
Joseph Topinka, MBA, MHA, LLM, FACHE
Karin Zucker, MA, JD, LLM, MSF, FCLM
- 3:45 p.m. – 4:35 p.m. Basics of Bioethics**
Thomas Jefferson, MD, FAAP
Douglas Swift, MA, MS, MTS
Karin Zucker, MA, JD, LLM, MSF, FCLM
- 4:35 p.m. – 4:50 p.m. Questions and Answers**
- 4:50 p.m. - 5:00 p.m. Break**
- 5:00 p.m. – 6:15 p.m. International Health Law**
Moderator: Francois Blaudeau, MD, JD, FCLM, FACHE
- 5:00 p.m. – 5:15 p.m. WAML/Bioethics Update**
Thomas T. Noguchi, MD, FCLM
- 5:15 p.m. – 5:40 p.m. Psychiatry and the Law: An Israeli Perspective**
Samuel Wolfman, LLB, PhD, FCLM
- 5:40 p.m. – 6:05 p.m. United Arab Emerits Healthcare and the Law**
Howard Podolsky, MD, JD, MBA, FCLM
- 6:05 p.m. – 6:15 p.m. Questions and Answers**
- 6:30 p.m. – 8:30 p.m. President’s Welcome Reception**
Location: Dallas Ballroom 3

FRIDAY, FEBRUARY, 28, 2014

CONCURRENT DENTAL BREAKOUT SESSIONS

Location: Dallas Ballroom 1

Bruce H. Seidberg, DDS, MScD, JD, FCLM

Dental Session Program Chair

DENTAL SESSION I

8:00 a.m. – 9:45 a.m. Moderator: Kalu Ogbureke, DDS, JD, DMSc, FDSRCS, FCLM

8:00 a.m. – 8:25 a.m. **The \$25,000 Toothache**
Daniel L. Orr, II, DDS, PhD, JD, MD, FCLM

8:25 a.m. – 8:55 a.m. **Informed Consent in England and Wales as Compared to the USA**
Gareth R. Thomas, BSD, JD

8:55 a.m. – 9:20 a.m. **Health Information Exchange (HIE)**
Nicholas Panomitros, DDS, JD

9:20 a.m. – 9:45 a.m. **Consequences of Dental Claim Profiling by Third Party Payors**
Rollin Matsui, DDS, LLB, FCLM

9:45 a.m. – 10:15 a.m. **Break**

DENTAL SESSION II

10:15 a.m. – 12:15 p.m. Moderator: Chester Gary, DDS, JD, FCLM

10:15 a.m. – 11:15 a.m. **Dental Licensure – Pathways, Potholes and Possibilities: An Integrated Look at the Issues**
Mert N. Aksu, DDS, JD, FCLM
Pamela Zarkowski, JD, MPH

11:15 a.m. – 11:45 a.m. **From Dental School Admission to Dental Practice: Tracking Success vs. Challenges**
Boyd W. Shepherd, DDS, JD

11:45 a.m. – 12:15 p.m. **Regulatory Schemes Related to Continuing Professional Development**
Shawn Steele, DDS

12:15 p.m. - 1:30 p.m. **Break**

DENTAL SESSION III

1:30 p.m. – 3:00 p.m. Moderator: Joseph Graskemper, DDS, JD, FCLM

1:30 p.m. – 2:00 p.m. **Stormy Weather – The Physician Payment Sunshine Act**
Cathryn E. Albrecht, JD

2:00 p.m. – 2:30 p.m. **Dental Malpractice Claims and How They Can Overlap with the State Licensing Board**
Frank Riccio, DMD, JD, FCLM

2:30 p.m. – 3:00 p.m. **The Electronic Health Records Minefield**
Chester Gary, DDS, JD, FCLM

3:00 p.m. – 3:30 p.m. **Break**

DENTAL SESSION IV

3:30 p.m. – 5:30 p.m. Moderator: Frank Riccio, DMD, JD, FCLM

3:30 p.m. – 4:00 p.m. **Dentistry's Role in Preventing Prescription Drug Abuse**
Richard S. Harold, DMD, JD, FCLM

4:00 p.m. – 4:30 p.m. **Peer Review Reviewed – The Other Option**
Joseph Graskemper, DDS, JD, FCLM

4:30 p.m. – 5:00 p.m. **The Overview of Dental Education and Training in China as Opposed to the United States**
Toan F. Tham, BA, DDS, JD, FCLM

5:00 p.m. – 5:30 p.m. **Issues in Evolving Scope of Practice**
Harold C. Whitmire, Jr., DMD, JD, FCLM, FACD

SATURDAY, MARCH 1, 2014

- 6:30 a.m. – 6:30 p.m.** **Registration/Information Desk Open**
Location: Dallas Foyer
- 7:00 a.m. – 8:00 a.m.** **Dr. Dorothy Rasinski-Gregory Women’s Leadership Breakfast**
Location: Dallas Ballroom 3
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- 7:00 a.m. – 7:45 a.m.** **Poster Session II**
Location: Dallas Ballroom 2
- 8:00 a.m. – 9:50 a.m.** **GENERAL SESSION V: Peer Review and Quality Improvement**
Moderator: Peter H. Rheinstein, MD, JD, MS, FCLM, FAAFP
- 8:00 a.m. – 8:25 a.m.** **Peer Review Investigation**
R. Gregory Cochran, MD, JD, FCLM
- 8:25 a.m. – 8:50 a.m.** **The Disruptive Physician: Understanding the Joint Commission Standard, the AMA Code of Conduct, and their Significance for the Peer Review Process**
Michael J. Jordan, JD
- 8:50 a.m. – 9:15 a.m.** **Peer Review, HIPAA and What’s Actually Protected?**
Karin Zaner, JD
- 9:15 a.m. – 9:40 a.m.** **Legislating for Hospital Quality: Flaws in Medicare’s Readmissions Reduction Program**
Andrew Gonzalez, MD, JD, MPH
- 9:40 a.m. – 9:50 a.m.** **Questions and Answers**
- 9:50 a.m. – 10:00 a.m.** **Break**
- 10:00 a.m. – 11:50 a.m.** **GENERAL SESSION VI: Current Updates in Pharmaceutical Industry and Medical Device Liability**
Moderator: C. William Hinnant, Jr., MD, JD, DABU, FCLM
- 10:00 a.m. – 10:25 a.m.** **Causation Assessments in Adverse Event Reports: Maximizing Public Safety and Minimizing Product Liability**
Jae H. Lee, MD, MPH, JD, FCLM
- 10:25 a.m. – 10:50 a.m.** **Mass Tort Involving the Intuitive Robot**
Francois Blaudeau, MD, JD, FCLM, FACHE
- 10:50 a.m. – 11:15 a.m.** **Responsible Corporate Officer Doctrine**
Erik Eglite, DPM, JD, BSc, BA
- 11:15 a.m. – 11:40 a.m.** **Use of Policy Analysis and Ethics in Hospital Litigation**
John Hall, MD, JD, MBA, FCLM
- 11:40 a.m. – 11:50 a.m.** **Questions and Answers**
- 11:50 a.m. – 12:00 p.m.** **Break**
- 12:00 p.m. – 1:15 p.m.** **Cyril Wecht Luncheon**
Guest Speaker: Robert Tanenbaum, Esq.
- 1:15 p.m. – 2:45 p.m.** **GENERAL SESSION VII: Medical Malpractice Update**
Moderator: Monique Anawis, MD, JD
- 1:15 p.m. – 1:40 p.m.** **“Your Physician Client Has Been Slammed on the Internet. Now What?”**
Jeffrey J. Segal, MD, JD, FCLM
- 1:40 p.m. – 2:05 p.m.** **“Medical Malpractice Seen from Both Sides Now”**
Rosemary McGeady, MD, JD, FCLM
- 2:05 p.m. – 2:30 p.m.** **The Use of Clinical Practice Guidelines in Determining Standard of Care**
Christopher L. Taylor, MD, MBA
- 2:30 p.m. – 2:45 p.m.** **Questions and Answers**
- 2:45 p.m. – 2:50 p.m.** **Break**

- 2:50 p.m. – 4:15 p.m. **GENERAL SESSION VIII: Current Medical Legal Topics**
Moderator: Richard S. Wilbur, MD, JD, FCLM
- 2:50 p.m. – 3:15 p.m. **Defensive Medicine, Tort Reform and Empirical Evidence**
Saurabh Jha, MD
- 3:15 p.m. – 3:40 p.m. **Risk Management**
John R. Fernandez, MD, JD, FCLM
- 3:40 p.m. – 4:05 p.m. **“Hold Me Liable for What, He’s Not My Patient”**
Howard Morgan, MD, FCLM
- 4:05 p.m. – 4:15 p.m. **Questions and Answers**
- 4:15 p.m. - 4:20 p.m. **Break**
- 4:20 p.m. – 5:20 p.m. **S. Sandy Sanbar Lecture: Making Practical Changes in Public Health Law**
Eli N. Avila, MD, JD, MPH, FCLM
26th Secretary of Health for the Commonwealth of Pennsylvania
- 5:20 p.m. – 6:30 p.m. **Annual Meeting of the Fellows**
- 7:00 p.m. – 9:00 p.m. **Annual Awards and Networking Banquet**
“The Kennedy Assassination...”
Cyril Wecht, MD, JD, FCLM

SUNDAY, MARCH 2, 2014

- 7:00 a.m. – 12:30 p.m. **Registration/Information Desk Open**
Location: Dallas Foyer
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- 8:00 a.m. – 9:40 a.m. **GENERAL SESSION IX: Guns and Mental Health Impairment**
Moderator: Alejandro Moreno, MD, JD, MPH, FCLM
- 8:00 a.m. – 8:55 a.m. **Gun Law 101 and Mental Health Issues**
Kathryn Kenney, DO, MBA
Christopher White, MD, JD, FCLM
- 8:55 a.m. – 9:25 a.m. **The Impaired Physician**
John Irwin, MD, JD
- 9:25 a.m. – 9:40 a.m. **Questions and Answers**
- 9:40 a.m. – 10:45 a.m. **GENERAL SESSION X: ACLM Student Writing Awards**
Moderator: James R. Hubler, MD, JD, FACEP, FCLM
- 9:40 a.m. – 10:05 a.m. **Hirsh Award 1st Place Winner**
- 10:05 a.m. – 10:30 a.m. **Orr Award Winner**
- 10:30 a.m. – 10:45 a.m. **Questions and Answers**
- 10:45 a.m. – 11:00 a.m. **Break**
- 11:00 a.m. – 12:30 p.m. **GENERAL SESSION XI: The Closing Act**
Moderator: Vicky A. Trompler, MD, JD, FCLM
- 11:00 a.m. – 11:25 a.m. **Physician Unions and Collective Bargaining**
Stuart Bussey, MA, MD, JD, FCLM
- 11:25 a.m. – 11:55 a.m. **The Legal and Regulatory Framework of Medical Education**
Alejandro Moreno, MD, MPH, JD, FCLM
- 11:55 a.m. – 12:20 p.m. **Gericault’s “The Raft of the Medusa: An Artistic Metaphor for the Perilous Voyage of OBAMACARE”**
John P. Conomy, MD, JD, FCLM

12:20 p.m. – 12:30 p.m. Questions and Answers