

Colorado Trial Lawyers Association
1888 Sherman St., Ste 500
Denver, CO 80203-1158

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Denver, CO

A Colorado Trial Lawyers Association Seminar

Finding Insurance for Your Personal Injury Claim

Friday, April 8, 2005
8:30 a.m.—5:00 p.m.
Four Points Sheraton SE
6363 E. Hampden Ave., Denver

8 CLE
Credits / 1
Ethics
Applied for

Program Chair & Moderator: J. Kent Miller, Esq.

Finding Insurance for Your Personal Injury Claim Schedule

- 8:00 a.m. Registration and Exhibits
- 8:30 a.m. **Who Pays Medical Expenses After No-Fault? Med Pay, Health Insurance and ERISA**
Michael Beaver, Esq.
- 9:20 a.m. **UM/UIM Coverage - Strategies and Pitfalls**
Jerry Sloat, Esq.
- 10:10 a.m. Break
- 10:25 a.m. **Subrogation is Back in Auto Claims: Medicaid, Health Insurance, Workers' Compensation - Issues, Strategies and Attorney Malpractice Exposure**
Greg Gold, Esq. & Jeff Goldstein, Esq. - *1 Ethics credit*
- 11:20 a.m. **Lawyers, Doctors, CPAs and Other Professions - E&O Coverage Issues and Strategies**
Michael Mihm, Esq.
- 12:10–1:30 Lunch (on your own)
- 1:30 p.m. **When the Insurance Isn't What the Insured Needed - Suing Insurance Agents and Brokers for Coverage Mistakes**
Stacy Carpenter, Esq.
- 2:20 p.m. **Assignment of Tort and Coverage Claims Before an Excess Judgment - Pitfalls and Strategies**
Angela Ekker, Esq.
- 3:10 p.m. Break
- 3:30 p.m. **Remedies When Coverage is Denied or Delayed: Bad Faith and CCPA Remedies**
Tom Roberts, Esq.
- 4:30 p.m. Q & A Session with Panel
- 5:00 p.m. Adjourn

Substitution of speakers may be necessary due to last minute scheduling conflicts.

Finding Insurance for Your Personal Injury Claim Faculty

J. Kent Miller, Esq. (Program Chair & Moderator), has practiced insurance and tort law in Colorado for 35 years, first as a partner in an insurance defense firm, then with Gerash, Robinson, Miller & Miranda. He is now of counsel to Miller & McCarren, P.C. He was the sole author of West Publishing's two-volume 1989 treatise, *Colorado Personal Injury Practice—Torts and Insurance*, and co-author of the four-volume Second Edition (2000). He has published articles in local and national legal periodicals, has lectured at numerous seminars, both local and national, and taught Torts at the University of Denver Law School.

Michael S. Beaver, Esq., is a partner in Holland & Hart LLP, a Denver-based firm with offices throughout the Rocky Mountain west. He represents employers and employer-related organizations (such as insurers and benefit plan administrators) in employee benefits litigation, including both individual and class actions. His practice also includes general employment litigation. Mike is a graduate of the University of Colorado and the University of Denver College of Law. He has authored a number of articles and book chapters concerning employee benefits litigation and employment law, including a recent chapter in *LAW AND PRACTICE OF INSURANCE COVERAGE LITIGATION* (West 2000), and an upcoming *ERISA LITIGATION COMPENDIUM* (ABA, Summer 2005). He frequently speaks on benefits and employment law topics, locally and nationally.

Stacy A. Carpenter, Esq., is a founding shareholder of the firm of Baldwin & Carpenter, PC. Ms. Carpenter practices in the area of general civil litigation with emphasis on commercial litigation, employment litigation, professional liability, and ERISA litigation. She has represented clients on numerous commercial issues including contract disputes, unfair competition, and fiduciary duty claims. Ms. Carpenter has also counseled employers on issues such as employment agreements and policies, EEO compliance, non-compete agreements, and the handling and investigation of employee complaints, and she has defended employers in a broad range of employment law issues.

Angela L. Ekker, Esq., is a partner in the law firm of Barnhart, Ekker & McNally. Her practice emphasis is primarily in employment law. Ms. Ekker is a graduate of the University of Denver College of Law. She has served on the Colorado Trial Lawyers Association's (CTLA) Board of Directors since 2001 and on its Executive Committee from 2002 - 2004. Ms. Ekker has also served on CTLA's Convention and Seminar Planning Committees.

Gregory A. Gold, Esq., has limited his practice to personal injury and insurance bad faith matters. He is a partner in the law firm of Kiel, Trueax & Gold, P.C. In 2002, he was named "CTLA's Outstanding Young Trial Lawyer of the Year." Since 1999, Mr. Gold has served as co-chairman of the Auto Litigation Committee of the Colorado Trial Lawyers Association. Mr. Gold is also on the National Board of Governors of the Young Lawyers Division of the American Trial Lawyers Association. He is a 1995 Graduate of St. Louis University School of Law.

Jeffrey A. Goldstein, Esq., is currently of counsel with the Denver based law firm of Brauer, Buescher, Goldhammer, Kelman & Dodge, PC. His practice emphasis is primarily workers' compensation. In 2004, Mr. Goldstein received the "Trial Lawyer of the Year" award from Trial Lawyers for Public Justice. He is a past president of the Workers' Compensation Education Association. Since 1981, Mr. Goldstein has been the lead attorney in the pro bono case of Lobato v. Taylor, representing successors in title to the original settlers of the Sangre de Cristo Land Grant in Costilla County, Colorado.

Michael T. Mihm, Esq., is a partner in the law firm Starrs, Mihm & Caschette, LLP. His practice emphasis is on legal malpractice. He also practices in bad faith, business fraud, estate & trust litigation, personal injury and professional negligence. Mr. Mihm is a graduate of the University of Southern California.

Thomas L. Roberts, Esq., is a partner in the Denver law firm Roberts, Levin & Patterson. Mr. Roberts practice focuses primarily on appeals, bad faith and insurance law. He is a graduate of the University of Denver College of Law.

Gerald C. Sloat, Esq., practices in Boulder with the firm of Sloat & Nicholson, PC. His practice is limited to plaintiff's personal injury law. He is co-chair of CTLA's Auto Litigation Committee, is the Auto Litigation Editor of CTLA's *Trial Talk*®, has published articles on automobile insurance and other legal topics and has spoken about automobile insurance related issues at numerous CTLA programs and for other groups of lawyers, health care providers and insurance adjusters.

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Finding Insurance for Your Personal Injury Claim

CTLA member? Yes No

Name _____

Address _____

City/State/Zip _____

Phone _____

Email _____

Check

Amex, Discover, MC or Visa

Credit Card # _____

Exp. date _____

Signature _____

Registration

After 3/31

- | | | |
|---|----------|----------|
| <input type="checkbox"/> CTLA Attorney Members | \$189.00 | \$209.00 |
| <input type="checkbox"/> CTLA Legal Staff Members | \$149.00 | \$169.00 |
| <input type="checkbox"/> Non-Members—Attorneys & Legal Staff | \$229.00 | \$249.00 |
| <input type="checkbox"/> Full-time Judges, Referees & Students* | \$ 50.00 | \$ 70.00 |

**Student fee does not include materials. Full refunds, less a \$25 administrative charge, will be given to registrants who cancel at least 72 hours before the program. Those canceling without advance notice will not receive a refund. Substitution of registrants is permitted.*

Registration Total _____

Homestudy—Audio Tapes or CDs (circle one)

- | | |
|--|----------|
| <input type="checkbox"/> CTLA Members - tapes or cds & materials | \$199.00 |
| <input type="checkbox"/> Non-members - tapes or cds & materials | \$239.00 |
| <input type="checkbox"/> CTLA Members - materials only - no CLE | \$ 49.00 |
| <input type="checkbox"/> Non-members - materials only - no CLE | \$ 89.00 |

Sales Tax: 7.6 % State/Denver
4.1% State/RTD
2.9% State/No RTD
0% Out of State

**State law requires us to charge sales tax on shipping and handling charges. Calculate sales tax after you add shipping and handling to your order. Failure to do so will result in delayed shipment of your order.*

Subtotal: _____

Shipping \$10.00

Sales Tax* _____

Homestudy Total _____

CTLA Membership*

- | | |
|--|----------|
| <input type="checkbox"/> Attorneys in practice 8 years or more | \$295.00 |
| <input type="checkbox"/> Attorneys in practice 4-7 years | \$250.00 |
| <input type="checkbox"/> Attorneys in practice 1-3 years | \$ 50.00 |
| <input type="checkbox"/> Legal Staff of a CTLA Member | \$ 75.00 |
| <input type="checkbox"/> Students | \$ 50.00 |

Membership Total _____

***CTLA Membership Criteria:**

I understand that no person shall be eligible for membership who represents the defense in personal injury litigation more than 33%. The IRS requires that we inform you that CTLA dues are not tax deductible as a charitable contribution. However, they may be tax deductible as an ordinary and necessary business expense.

Signature _____

Register by Mail: CTLA, 1888 Sherman St., Ste 500, Denver, CO 80203-1158

Register by Phone: (303) 831-1192

Register by Fax: (303) 831-0111

Register Online: www.ctlanet.org