

Registration: Montana Health and Insurance Law

October 18, 2013 ☼ Holiday Inn Downtown, 200 South Pattee, Missoula ☼ 800-399-0408

Registration form & pay by credit card also available online at monttla.com. Please copy and use a separate form for each person's registration. Live remote (satellite location) option: register online at monttla.com.

Tuition By 9/18: MTLA Members: \$175 Non-members: \$205 Paralegal/Other: \$120 Judiciary/Legislators/Law Students: \$0
After 9/18: MTLA Members: \$190 Non-members: \$220 Paralegal/Other: \$135 Judiciary/Legislators/Law Students: \$0

DVDs & Handout: MTLA Members: \$190 Non-members: \$220

NO PRINTED HANDOUTS distributed at seminar, please be sure to provide an email address below to receive materials.

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Please return registration form and make check payable to:
MTLA P.O. Box 838, Helena, MT 59624
Phone: 406-443-3124; FAX: 406-530-6050
Registrants will receive instructions to download handouts.
NO PRINTED MATERIALS distributed at seminar.
MTLA has reserved a limited number of sleeping rooms at the Holiday Inn Downtown Missoula — **800-399-0408**, be sure to ask for the group rate. The room block **expires September 26, 2013**. Check in time is 4:00 p.m. and check out time is 12:00 p.m.

Full refunds will be granted up to October 4, 2013.
October 5-11, 2013 - 50% refund.
Prior to October 4, cancellations may opt to receive materials & DVDs in lieu of refund.
After October 11, 2013 - no refunds; materials & DVDs available.
All cancellations must be in writing and sent to MTLA, P.O. Box 838, Helena, MT 59624, or fax to 406-530-6050, or email: mtla@mt.net.

Montana Trial Lawyers Association

P.O. Box 838
Helena, MT 59624

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MTLA Fall Seminar Montana Health and Insurance Law October 18th — Missoula

UM v. Cal Poly — October 19th
Tickets available at: www.umt.edu/griztix/

Montana Health and Insurance Law: How to Proceed Practically



A Seminar Presented by

6 CLE Credits — including 1 ethics credit

Speakers:

Douglas A. Buxbaum
Sydney E. McKenna
James P. Molloy
Prof. Gregory S. Munro
David R. Paoli
Justin R. Starin
James T. Towe

MTLA Fall Seminar

October 18, 2013
Holiday Inn Downtown
200 South Pattee
Missoula, Montana

Faculty

Douglas A. Buxbaum graduated in 1980 from the University of Montana School of Law. In 1992, he established what has evolved into the plaintiff's firm of Buxbaum, Daue, & Fitzpatrick. Prior to that, Doug was a partner at the Law Firm of Poore, Roth and Robinson. Mr. Buxbaum specializes in medical malpractice, product liability and serious personal injury cases; he has developed a subspecialty in catastrophic birth injury and neonatal issues. Buxbaum has been involved in some of Montana's largest medical negligence and wrongful death cases. He also has extensive experience with Federal tort claims practice arising out of standard health care to recipients of public health care. Doug is a frequent speaker and lecturer in continuing legal education. Buxbaum is listed as one of the Best Lawyers in America and is a member of the America and Montana bar associations and Montana Trial Lawyers Association. He served on MTLA's Board of Directors from 1997-2003.

Sydney E. McKenna graduated from the University of Montana School of Law in 1988 and has been practicing in Missoula since then. She is a partner in the firm of McKenna & Starin, emphasizing personal injury, workers' compensation and insurance law. A specialist in workers' compensation, Ms. McKenna's notable case *Stratemeyer v. Lincoln County* ultimately succeeded in challenging the exclusive remedy rule of the Workers' Compensation Act. She is a member of the American Association for Justice and serves ex-officio on the Board of Directors of the Montana Trial Lawyers Association. Ms. McKenna is the 2012 recipient of MTLA's Trial Lawyer of the Year Award.

James P. Molloy earned his undergraduate degree from the University of Montana and currently serves as Senior Policy Advisor to Governor Steve Bullock. Mr. Molloy graduated summa cum laude from Notre Dame Law School in 1984 and subsequently clerked on the D.C. Circuit. He has practiced in Oregon and Montana. Jim had a civil litigation practice in Helena until joining the Attorney General's office as Chief of Consumer Protection in the fall of 2009. Molloy served on MTLA's Board of Directors from 1995 until 2009. He and his wife, Casey, have three grown children, Conor, Seamus, and Caitlin.

Prof. Gregory S. Munro regularly researches and writes the quarterly *Insurance Consumer Counsel's Column* for Trial Trends. Prof. Munro has published articles, a book and book chapters on topics of insurance, torts, medical-legal and legal education. He teaches Insurance Law, Trial Practice and Torts at the University of Montana School of Law where he is Associate Dean and Director of Professional Skills. He has also taught Pretrial Advocacy and Remedies and co-coached the law school's national championship Trial Team from 1989 until 1999. He regularly teaches CLE for organizations of lawyers, judges and law professors. Munro is a past president and board member of MTLA. He serves on the Montana State Uniform District Court Rules Committee. He practiced plaintiff's civil litigation in Billings for thirteen years before joining the UM School of Law in 1988.

Why Join MTLA?

- MTLA's overriding mission is to preserve the civil jury trial system through an aggressive governmental affairs program.
- MTLA provides the best advocacy seminars in Montana.
- MTLA members pay a lower registration fee for seminars than nonmembers.
- MTLA protects Montana consumers and victims every year with amicus briefs in numerous cases addressing very important legal and public-policy issues.
- MTLA members receive *Trial Trends*, a quarterly publication containing educational and informative articles and legal news from the state and nation.
- MTLA actively supports the AAJ Student Chapter at the University of Montana School of Law.
- MTLA members have access to internet resources, including the MTLA web page at www.monttla.com, listservs for email to MTLA members, and TrialSmith, an on-line deposition and brief bank maintained by 44 state trial lawyer associations, for plaintiffs' attorneys *only*.
- MTLA members can also participate in SeminarWeb, featuring live interactive seminars online.

Fill out the membership application at right, or on our website, and join us today!

Faculty

David R. Paoli was a member of the Board of Regents of the Montana University System during law school. After graduating with honors in 1986 from the University of Montana School of Law, he was a law clerk to Judge Jack D. Shanstrom, United States District Court, District of Montana. While working for Judge Shanstrom, he served on the Montana Human Rights Commission. After practicing personal injury law in Billings for three years, David opened his own plaintiffs' civil litigation practice in 1992. He moved his offices to Missoula in 1993. He has represented individuals and small businesses from across the state of Montana and the West in cases involving wrongful death, FELA, personal injuries, insurance bad faith, products liability, medical negligence, and bank bad faith. David was elected to the Montana Trial Lawyers Association (MTLA) Board of Directors in 1990 and served as MTLA president in 1999-2000. He served on the Association of Trial Lawyers of America (ATLA), now American Association for Justice (AAJ), Board of Governors from 1995-1997. He was the 1992 Recipient of the MTLA Public Service Award. He is listed in The Best Lawyers in America. In 2011 the Montana Trial Lawyers Association recognized him as Trial Lawyer of the Year. David has previously served as Chairman of the United States Magistrate Judge Selection Committee and as a Lawyer Representative to the Ninth Circuit Court of Appeals. Most recently he taught the products liability class at the Law School.

Justin R. Starin graduated from the University of Montana in 1994 with a bachelor of arts degree in Political Science and a minor in Philosophy. He graduated from the University of Montana School of Law in 1999. Justin clerked at the Montana Supreme Court and at the First Judicial District Court in Helena, Montana. Since then, Mr. Starin has engaged in private practice in both Helena and Missoula, Montana. Justin is currently a partner in the firm of McKenna & Starin, emphasizing personal injury, workers' compensation and insurance law. Mr. Starin is a graduate of MTLA's first Trial Academy held in 2005.

James T. Towe is from Billings, Montana. He attended the University of Montana School of Law, earning his law degree in 1994. He then clerked for the Honorable Justice Terry Trieweiler. His private practice began as an associate attorney for Thueson & Lamb in Helena. He also worked for Milodragovich, Dale, Steinbrenner & Binney, before opening Towe Law Offices in Missoula in July of 2002. He has a general personal injury practice and represents plaintiffs primarily in FELA, railroad liability, workplace safety, and insurance dispute cases. He has authored an article regarding potential remedies for unlawful IRS conduct that was published in the Montana Law Review and republished by The Monthly Digest of Tax Articles in New York. Jamie and his wife Kim, daughter Shelby, son Evan, and twin sons Aidan and Carson, live in Missoula. Jamie has served on the MTLA Board of Directors since 2008-09 and currently serves as President.

Application

I hereby apply for membership in the Montana Trial Lawyers Association. I am a licensed attorney, actively engaged in practice, and interested in helping claimants in personal injury matters. I subscribe to the objectives of the Montana Trial Lawyers Association.

Name _____ Date admitted _____
Firm _____ Phone _____
Address/City/State/Zip _____
FAX _____ Email _____

I have practiced law:

- 0 to 1 year - \$0 annual dues
- 1 to 2 years - \$100 annual dues
- 3 to 5 years - \$200 annual dues
- Over 5 years - \$325 annual dues

Increase your support for MTLA:

- \$750 - Supporter Member
- \$1,000 - Sustaining Member
- \$1,500 - Advocate Member
- \$2,000 - Stalwart Member

- Workers' Compensation Section (no additional dues)*
- Environmental Law Section (no additional dues)*
- Consumer Protection Law Practice Group (no additional dues)*

**Pay online at monttla.com or return with check to:
MTLA, P.O. Box 838, Helena, MT 59624**

Schedule

Co-chairs: John M. Fitzpatrick and Stephanie C. Kucera, Missoula

Friday – October 18, 2013

7:30 Registration & Breakfast

8:25 Introduction & Welcome
John M. Fitzpatrick, Missoula

8:30 Deposing Defense Experts in
Medical Negligence Cases
Douglas A. Buxbaum, Missoula

9:30 Using Video in Complex Litigation
Sydney E. McKenna, Missoula
Justin R. Starin, Missoula

10:30 *BREAK*

10:45 Bad Faith: Trial Techniques – Discovery,
Cross Examination, Proof of Damages, Closing
David R. Paoli

11:45 *LUNCH (on your own)*

1:15 Don't Get Railroaded: FELA Cases
James T. Towe, Missoula

2:15 *BREAK*

2:30 The Path From Ridley to SB 297: How Can You
Ethically Protect Your Clients' Interests? (*1 ethics credit*)
James P. Molloy, Helena

3:30 Insurance and the Medical Expense Morass
Prof. Gregory S. Munro, Missoula

4:30 *SEMINAR ADJOURNS*

Room Block

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