

PRACTICE POINTERS
THE FUTURE IN REPRESENTING
THOSE IN NEED

FRIDAY, SEPTEMBER 13, 2019

SCOTT CONFERENCE CENTER
6450 PINE STREET
OMAHA, NEBRASKA

Program Chair:

TODD D. BENNETT

*REHM, BENNETT, MOORE, REHM & OCKANDER, P.C., L.L.O
LINCOLN*

APPROVED FOR NEBRASKA AND IOWA MCLE CREDIT

NEBRASKA – APPROVED FOR 6.25 HOURS INCLUDING 1 HOUR OF ETHICS

Nebraska MCLE Activity #176735

IOWA – APPROVED FOR 6.75 HOURS INCLUDING 1 HOUR OF ETHICS

Iowa MCLE Activity #328062



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NATA 2019 ANNUAL MEETING & FALL SEMINAR

“PRACTICE POINTERS: THE FUTURE IN REPRESENTING THOSE IN NEED”

FRIDAY, SEPTEMBER 13, 2019

Scott Conference Center, 6450 Pine Street, Omaha, Nebraska

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SEMINAR PROGRAM SCHEDULE

8:00 a.m. Registration. Continental Breakfast

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MORNING SESSION

8:20 – 8:30 a.m. **Welcome & Introductory Remarks**
Todd D. Bennett, *Rehm, Bennett, Moore, Rehm & Ockander, P.C., L.L.O.*, Lincoln

8:30 – 9:30 **Daily Ethics**
Mark A. Weber, *Counsel for Discipline, Nebraska Supreme Court*, Lincoln
Kathleen M. Neary, *Powers Law*, Lincoln
(This segment is at no charge to all Nebraska attorneys.)

9:30 – 10:15 **The Medical Perspective: The Role of Trauma and Joints**
Dr. Sunil Bansal, MD, MPH, *Iowa Injury Institute*, Urbandale, Iowa

10:15 – 10:45 **The Legal Approach to Aggravation, Acceleration, Lighting Up**
Brody J. Ockander, *Rehm, Bennett, Moore, Rehm & Ockander, P.C., L.L.O.*, Lincoln

10:45 – 11:00 **Break**

11:00 – 12:00 p.m. **“Blackbox” Data and Computer Animation**
Robert J. Krenz, P.E., *Krenz Engineering, LLC*, Oregon, Wisconsin

12:00 – 12:15 **NATA Membership Meeting & Election of NATA 2019 – 2020 Officers and Directors**

12:15 – 1:00 **Live Blackbox Demonstration – Working Lunch**
Robert J. Krenz

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AFTERNOON SESSION

1:00 – 1:45 p.m. **Whistleblower – From Client Screening Through Trial**
Kelly Brandon, *Fiedler Law Firm P.L.C.*, Gretna

1:45 – 2:30 **Technology, Best Practices, and the Future Law Office**
Matthew A. Lathrop, *Law Office of Matthew A. Lathrop, PC, LLO*, Omaha

2:30 – 2:45 **Break**

2:45 – 3:45 **Telehealth and the Future in Medical Care**
Geri Hansen, RN, MSN, *Telehealth Program Director, UNMC*, Omaha

3:45 – 4:15 **The Legal Aspects of Telehealth and 48-134 Exam**
Brock D. Wurl, *Paloucek, Herman & Wurl*, North Platte



FACULTY

Sunil Bansal, MD, MPH, *Iowa Injury Institute*, Urbandale, Iowa, received his MD from the University of Iowa College of Medicine, and served his residency in Occupational & Environmental Medicine at the University of Iowa Hospitals and Clinics. He is Board Certified in Occupational Medicine. He established the Iowa Injury Institute in 2011 offering expert witness services. Dr. Bansal has over twenty years of experience in his field. From 2000 to 2003, he was Medical Director and company physician for Corporate Health Solutions, as well as Medical Director for the Neck and Back Institute in Springfield, Illinois, where he led a multidisciplinary team, including neurosurgery, orthopedic surgery, and pain management for spine care. In 2003, he founded Bansal Occupational Solutions, and was Medical Director for over 300 Companies in Springfield until 2010 when he founded Safeworks of Iowa and served as Medical Director and company physician for over 20,000 employees in Clive, Iowa. From 2012 to 2017 he was Medical Director and company physician for Alegent Creighton Health serving 500 employers in the Nebraska and Iowa region, directing seven Occupational Clinics.

Kelly Brandon, *Fiedler Law Firm, P.L.C.*, Gretna, received her law degree from Creighton University and has been practicing law since 1995. Her twenty years of litigation experience includes claims involving wrongful termination, disability discrimination, pregnancy discrimination, sexual harassment, race discrimination, employment contracts/severance agreements, workers' compensation, unsafe premises, unsafe products, personal injury and medical malpractice. Kelly is committed to protecting the rights of employees throughout the state of Nebraska. Kelly is a member of the National Employment Lawyers Association and serves as the 8th Circuit Representative from Nebraska. She also serves as the President of the Nebraska Employment Lawyers Association. She is a member of the Nebraska Bar Association's Employment Law Section and has previously served on the Minority in Justice Commission.

Geri Hansen, MSN, RN, *Telehealth Program Director, University of Nebraska Medical Center, Omaha*, is an experienced registered nurse with a demonstrated history of working in the hospital & health care industry. Skilled in Management, Data Analysis, Business Process Improvement, Healthcare Information Technology (HIT), and Electronic Medical Record (EMR), she became program manager of Telehealth in 2016 and was responsible for implementing the new clinical service for remote patient monitoring.

Matthew A. Lathrop, *Law Office of Matthew A. Lathrop, PC, LLO, Omaha*, received his Law Degree in 1991 from Creighton University School of Law. After graduation from law school, he was admitted to practice law in the Nebraska and U.S. District Court, District of Nebraska. He worked for the Nebraska Supreme Court as a Law Clerk for the Hon. Justice John T. Grant. From 1992 to 2007, he was an attorney with Hauptman, O'Brien, Wolf & Lathrop, PC, in Omaha. In 2007, he opened the Law Office of Matthew A. Lathrop, where he focused his practice in the areas of personal injury law; general civil litigation; and workers' compensation law. He has been an invited speaker at numerous state and national trial lawyer seminars, on the topics of Medical Evidence; Juror Bias; Insurance Law; Workers' Compensation; Ethics; Recent Developments in the Law; and Trial Lawyer Practice Pointers. He is a member of the Omaha Bar Association, Nebraska Bar Association, Nebraska Association of Trial Attorneys (serving as President 2007-2008 and currently serving as Chair of NATA PAC), American Association for Justice, American Board of Trial Advocates, and American College of Trial Lawyers.

Robert J. Krenz, P.E., is the owner and a consulting engineer at *Krenz Engineering, LLC* in Oregon, Wisconsin. He holds both a Bachelor's degree and a Master's degree from the Engineering Mechanics department at the University of Wisconsin, Madison. He has worked in the field of motor vehicle accident analysis for more than 23 years. He is a licensed professional engineer and has testified as an expert on hundreds of occasions in Federal, State and local jurisdictions. Additionally, he has appeared as a speaker/lecturer for the University of Wisconsin, Madison, various Bar Association Seminars, and insurance industry conferences. Mr. Krenz is regularly retained as a consultant

for motor vehicle accidents by a variety of clients throughout the Midwest, including both the District Attorney's office and Public Defender's office for the State of Wisconsin.

Kathleen M. Neary, *Powers Law*, Lincoln, received her law degree from the University of Nebraska College of Law. Her practice specializes in employment and housing litigation for plaintiffs, representation of employees and tenants in discrimination, harassment and retaliation cases as well as Whistle blower, 1st Amendment and wage and hour litigation, and plaintiff personal injury and wrongful death cases. She is a past president of the Nebraska Association of Trial Attorneys, and of the Nebraska Chapter of the National Employment Lawyers Association. She is a member of the NSBA's Women's Law Section, and received the Outstanding Contributor to Women and the Law Award.

Brody J. Ockander, *Rehm, Bennett, Moore, Rehm & Ockander, P.C., L.L.O.*, Lincoln, received his Juris Doctorate, with distinction, from the University of Nebraska College of Law. While in law school, he completed a litigation program of concentrated study, participated in various Moot Court competitions and trial advocacy specialization courses. He was a member of the Robert Van Pelt Inn of Court and was awarded the Alan L. Plessman Student Award. He worked as a senior certified prosecutor at the Lancaster County Attorney's Office, and was also a law clerk for Rehm, Bennett, & Moore, where he joined the firm as an associate upon graduation from law school. His practice focuses on Workers' Compensation and Personal Injury Litigation. He is a member of the American Association for Justice (AAJ), Nebraska Bar Association, Lincoln Bar Association, the Workers' Injury Law & Advocacy Group (WILG), and the Nebraska Association of Trial Attorneys, currently serving on its Board of Directors.

In July of 2014, the Nebraska Supreme Court announced the appointment of **Mark A. Weber** of Omaha, Nebraska, as *Nebraska Counsel for Discipline*. He began his work with the Judicial Branch in September 2014. He is a graduate of Creighton University (1984) and Creighton School of Law (1987). Weber was a trial attorney for nearly 30 years, focusing his practice on personal injury, criminal cases, insurance litigation, and commercial work. He tried approximately 25 jury trials involving both civil and criminal cases, and had a significant civil and criminal appellate practice which included many capital cases. He represented several Nebraska death row inmates at trial and on appeal such as John Joubert, Clarence Victor, Arthur Lee Gales, and Roy Ellis. In 1994, he argued the case of *Victor v. Nebraska*, 511 U.S. 1 (1994), before the United States Supreme Court. Eventually, Mr. Weber's appeals lead to the removal of Clarence Victor from death row in 2000 after proving Victor's mental retardation.

Weber served as a member of the Nebraska Supreme Court Advisory Committee (which advises on attorney ethics issues) since 2004, and chaired the committee from 2007 until his current appointment. His professional associations and memberships include the American Bar Association, The National Association of Bar Counsel, the National Council of Lawyer Disciplinary Boards, the Nebraska Association of Trial Attorneys, National Association of Criminal Defense Lawyers, Nebraska Criminal Defense Attorneys Association, and the Nebraska and Omaha Bar Associations.

Brock D. Wurl, *Paloucek, Herman & Wurl*, North Platte, received his law degree from the University of Nebraska College of Law. Brock began with the firm in 2008 as a law clerk and has been an associate since 2010 and a partner since 2017. Brock's primary areas of focus are personal injury, workers' compensation, real estate litigation, and Social Security Disability (SSI/SSDI). He has been a member of the Nebraska Association of Trial Attorneys Board of Directors since 2013, and currently serves as Treasurer. He has served as program chair and speaker at numerous NATA seminars. Brock is a member and past president of the Lincoln County Bar Association, and a member of the Nebraska State Bar Association.

INFORMATION FOR REGISTRANTS

THURSDAY, SEPTEMBER 12

■ NATA CELEBRATION (Black Tie Optional Dinner):

The reception and dinner will be held on Thursday, September 12 at the Happy Hollow Country Club, 1701 S. 105th St., Omaha. The reception is at 6:30 p.m., dinner is at 7:30 p.m. Reservations are \$85.00 per person.

FRIDAY, SEPTEMBER 13

■ NATA ANNUAL MEETING AND FALL SEMINAR REGISTRATION FEES:

The registration fee is \$250.00 for non-members. The discounted registration fee for NATA members is \$195.00. The seminar registration fee includes lectures, electronic course materials, breaks, lunch, and payment for registrants' Nebraska MCLE credit.

The written materials for NATA's seminar will be in electronic format and will be available on NATA's website prior to the seminar. A link to the materials will be e mailed 3-4 days in advance of the seminar to all those who pre-registered. In addition, the materials will be distributed to registrants on flash drives at the seminar. Wireless Internet is available at the seminar so that materials can be viewed online. We encourage registrants to bring their laptops or iPads.

■ DIRECTIONS TO SCOTT CONFERENCE CENTER AND PARKING

From I-80 East take Exit 449 for 72nd Street. Turn left onto South 72nd Street, and proceed north to Pine Street. Turn right onto Pine Street, and proceed east to the Scott Conference Center which will be on the left. Parking is available across the street from the conference center in Parking Lot 9.

■ HOTEL RESERVATIONS:

The Hilton Garden Inn, 6737 Frances St., located in Aksarben Village has extended a special rate for those attending the meeting at the Scott Conference Center. The room rate is \$124.00 per night and includes breakfast. To make reservations, please call the Hilton Garden Inn directly at (402) 334-4441. The Group Code is NAT. Deadline for reservations is August 31, 2019.

■ CANCELLATIONS AND REFUNDS:

Refunds in full will be made if cancellations are received by September 6, 2019. After that date there will be an administrative fee charged for late cancellation.

■ TAX DEDUCTION:

Educational expenses, including registration fees, hotel and travel expenses are deductible if the course aids or improves in maintaining educational skills. (See *Treasury reg. 1-162-5*)

■ MANDATORY CLE:

NATA is an accredited sponsor under the regulations of the Nebraska, Iowa and Colorado Supreme Court Boards of Continuing Legal Education. The seminar has been approved for 6.25 hours of Nebraska MCLE credit, including 1 hour of ethics, Nebraska MCLE Activity # 176735. It has been approved for 6.75 hours of Iowa MCLE Credit, including 1 hour of ethics, Iowa MCLE Activity #328062.

■ SPECIAL OFFER TO NEW MEMBERS OF NATA:

Join NATA now and pay a special new member seminar registration fee of \$170.00. Dues paid now apply to a full year of membership.

■ THREE EASY WAYS TO REGISTER:

Online:

Go to www.nebraskatrial.com for secure online registration.

By Phone:

(402) 435-5526. We will take your registration by credit card.

By Mail:

Fill out the registration form and send to NATA, 941 "O" Street, Ste. 203, Lincoln, Nebraska 68508.



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Friday, September 13, 2019 • Scott Conference Center, 6450 Pine Street, Omaha, Nebraska

NAME _____

PHONE _____ FAX# _____

ADDRESS _____

CITY _____ STATE _____ ZIP _____

E-MAIL ADDRESS _____

For Nebraska CLE Requirement – Nebraska State Bar ID # _____

THURSDAY, SEPTEMBER 12

NATA Celebration (Blacktie Optional Dinner)

Reservations per person. \$ 85.00 \$ _____

FRIDAY, SEPTEMBER 13

NATA ANNUAL MEETING AND FALL SEMINAR REGISTRATION FEES:

(E link to Electronic Materials prior to the seminar & Flash Drive at Seminar)

NATA Member \$ 195.00 \$ _____

Non-Member \$ 250.00 \$ _____

NATA Sustaining Members \$ 97.50 \$ _____

Members of the NATA CIRCLE OF ADVOCATES No Charge \$ 0

(Registration must be sent in as notification you will be attending the seminar.)

Judiciary & NATA Student Members No Charge \$ 0

Paralegal Attending with an Attorney \$ 170.00 \$ _____

Paralegal Attending without an Attorney \$ 195.00 \$ _____

Ethics Presentation by Counsel for Discipline – No Charge to all Nebraska Attorneys

(Registration must be sent in as notification you will be attending the seminar.) No Charge \$ 0

Join NATA and pay the member registration fee. Dues apply to full year of membership.

ANNUAL DUES:

Admitted to Practice 0-2 Years \$ 180.00 \$ _____

Admitted to Practice 3-5 Years \$ 205.00 \$ _____

Admitted to Practice 6-9 Years \$ 280.00 \$ _____

Admitted to Practice 10 Years & Over \$ 305.00 \$ _____

Sustaining Member \$1100.00 \$ _____

Circle of Advocates \$1750.00 \$ _____

Month and Year Admitted to Practice _____

First-time Members of NATA, deduct \$25.00 from your registration fee and dues total.

Total \$ _____

METHOD OF PAYMENT:

Check Visa MasterCard AMEX DISCOVER

Credit Card # _____

Expiration Date _____ Security Code _____

Signature _____

Please make checks payable to and remit to:

NATA
941 "O" Street, Ste. 203
Lincoln, NE 68508

**Dues to the Nebraska Association of Trial Attorneys are not deductible as a charitable contribution but may be deductible as an ordinary business expense. A portion of dues, however, is not deductible to the extent that the Nebraska Association of Trial Attorneys engages in lobbying. The non-deductible portion of annual dues is 40%*

