

<p style="text-align: center;">ACLM 52nd ANNUAL MEETING <i>Law and Medicine Update</i> 2012 SCIENTIFIC PROGRAM SCHEDULE</p>
--

**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

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 52nd 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

ACLM 52nd Annual Meeting
Law and Medicine Update
FRIDAY, FEBRUARY 24, 2012

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. **12th 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

ACLM 52nd Annual Meeting
Law and Medicine Update
FRIDAY, FEBRUARY 24, 2012

- 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 52nd 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 52nd 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. 12th 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 52nd 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 52nd Annual Meeting
Law and Medicine Update
SATURDAY, FEBRUARY 25, 2012

SATURDAY, FEBRUARY 25, 2012

- 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**
-
- 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 52nd Annual Meeting
Law and Medicine Update
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 52nd 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 52nd 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 52nd 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