

REGISTRATION FORM. FOR ASSISTANCE, CALL 800-727-5257.

Yes! I want to get the latest information on changes affecting my practice, my clients, and personal injury law in Tennessee, all while gaining CLE credit, including 3 hours of DUAL credit. Please reserve my seat at the **2017 Personal Injury Law Conference for Tennessee Attorneys**. My registration includes the two-day conference, pages of valuable course materials, lunch each day, morning and afternoon refreshments and 15 hours of CLE credit. If I am dissatisfied, I am entitled to a 100% refund. Fee: \$497 for full program (\$447 before August 11), \$427 for additional attendees from the same firm, \$347 for one day only, and \$247 for materials only.

Full conference Day 1 only (\$347) Day 2 only (\$347) Materials only (\$247)

Make check payable to BLR®

Bill us VISA MASTERCARD AMEX

Card #: _____ Exp. date: _____ Signature: _____

Name: _____

Title: _____

Firm: _____

Address: _____

City: _____ State: _____ Zip: _____

Phone: _____ E-mail: _____ Offer Code: PDF

WE MAKE REGISTERING EASY!

ON THE WEB:
mleesmith.com/TPIL

BY PHONE:
800-727-5257

BY E-MAIL:
service@blr.com

BY MAIL:
Detach form and mail

BY FAX:
800-785-9212

M. Lee Smith®

PUBLISHERS

a division of BLR

100 Winners Circle,
Suite 300,
Brentwood, TN 37027

100% GUARANTEE

If you are not completely satisfied after attending an M. Lee Smith event, let us know, and we will refund 100% of your registration fee—no questions asked.

CLE INFORMATION

This program has been approved by the Tennessee Commission on Continuing Legal Education for a maximum of 15 hours, including 3 DUAL hours.

FEES

\$497 for full program (\$447 when registered by August 11)
\$427 for additional attendees from the same firm
\$347 for one day only
\$247 for materials only

CANCELLATION POLICY

- A \$50 processing fee applies to ALL conference cancellations.
- Registrants are responsible for the entire program fee for a cancellation made after 5:00 p.m. three weeks prior to the event (whether or not you attend the program or fail to cancel).
- An alternate may attend in place of the original registrant.

Tennessee
Attorneys Memo

presents

2017 Personal Injury Law Conference

for Tennessee Attorneys

Slips, trips, & falls **Damages** Expert testimony
UM/UM Motion practice **Depositions** *Dedmon*
Product Liability **Liens** Social Media Auto Insurance

This program features Court of Appeals Judge Thomas R. Frierson, Judge Ross Hicks, Chancellor Ellen Hobbs Lyle, and former Senior Judge Walter C. Kurtz, along with a faculty of leading defense and plaintiffs' attorneys, explaining the very latest developments in personal injury law and sharing trial experiences.

HIGHLIGHTS

- Ramifications of the *Dedmon* decision
- Researching automobile insurance coverage
- Latest trends in suits against motor vehicle manufacturers
- Admissibility of expert testimony – is the expert competent and will the testimony substantially assist the jury?
- Subrogation and lien issues – Medicaid/Medicare liens, hospital liens, and workers' comp liens
- Effective motion practice for today's civil practitioner
- Assessing the viability of a slip, trip, and fall case
- Effective use of social media in litigation
- Medical discovery and "special issues" in uninsured/underinsured motorist cases
- Advanced deposition strategies
- Review of recent personal injury cases
- Accepting, declining, and terminating legal representation
- Attorney ethics – conflicts of interest, attorney fees, and social media

BONUS: Attendees will receive a binder of the materials covered during the seminar and will be able to download the materials after the conference.

Now
Expanded
to 2 Days!

WHEN September 21-22, 2017

WHERE Nashville School of Law

Attend this two-day satisfaction-guaranteed event and enhance your professional skill set while gaining valuable CLE credit, 12 hours of general CLE and 3 hours of dual CLE.

SPEAKERS

Judge Thomas R. Frierson, II
Court of Appeals, Eastern Section

Judge Ross Hicks
Circuit Court, 19th Judicial District (Montgomery & Robertson counties)

Chancellor Ellen Hobbs Lyle
Davidson County Chancery Court/Business Court

Judge Walter C. Kurtz
former Tennessee senior judge

Laura Baker
Law Offices of John Day, PC, Brentwood

Brandon Bass
Law Offices of John Day, PC, Brentwood

J. Randolph (Randy) Bibb
Lewis, Thomason, King, Krieg & Waldrop, P.C., Nashville

Jamie Durrett
Batson Nolan PLC, Clarksville

James F. Exum, III
Leitner, Williams, Dooley & Napolitan, PLLC, Chattanooga

H. Stephen Gillman
Pryor, Priest, Harber, Floyd & Coffey, Knoxville

Michael H. Johnson
Howard, Tate, Sowell, Wilson, Leathers, & Johnson, PLLC, Nashville

Mary Ellen Morris
Kinnard, Clayton & Beveridge, Nashville

Bryan Moseley
Moseley & Moseley, Murfreesboro

William J. Rieder
Spears, Moore, Rebman & Williams, PC, Chattanooga

Melanie Stewart
Heaton & Moore, P.C., Memphis

10 REASONS TO ATTEND THIS CONFERENCE

- **Quality presenters.** Your presenters are all authorities in the field of personal injury law.
- **Judicial perspective.** You'll hear from Court of Appeals Judge Thomas R. Frierson, Circuit Judge Ross Hicks, Chancellor Ellen Hobbs Lyle, and former Senior Judge Walter Kurtz.
- **Balance.** You'll hear from both plaintiffs' attorneys as well defense attorneys.
- **Practical information.** You'll get information you can put to use in your practice right away.
- **Dynamic interaction.** You'll be encouraged to ask questions and present your own situations for discussion.
- **Timely information.** You'll get up to date on the latest developments in the area of personal injury law.
- **Useful materials.** You'll receive a notebook of materials as well as online access to conference materials.
- **Convenient location.** The Nashville School of Law is located just off I-65, near the downtown Nashville area, and provides you with plentiful, free parking.
- **Internet access.** The Nashville School of Law has free wireless Internet access in its classrooms, allowing you to stay in touch with your office.
- **CLE.** You can earn all of your annual CLE credit, including 12 general hours and 3 dual hours.

WHAT YOUR COLLEAGUES SAID ABOUT LAST YEAR'S SEMINAR

"Excellent seminar; quality speakers; and awesome materials!"

"Topics were great and speakers very knowledgeable – don't change a thing."

"Best CLE I've ever attended. Well-organized and informative."

"It was excellent! Took back a lot of practical, helpful hints. Love the notebook of materials."

"Super content, very practical. Excellent speakers and great facility!"

Call 800-727-5257 to register risk-free or visit
mleesmith.com/TPIL

Call 800-727-5257 to register risk-free or visit
mleesmith.com/TPIL

EARN
CLE
CREDIT
HOURS

Earn 15 hours of CLE
(12 hours of general and 3 hours of dual)

WHERE

Nashville School of Law

4013 Armory Oaks Dr.
Nashville, TN 37204

FREE PARKING  FREE WI-FI 

Convenient access to 1-65 and 1-440. For complete directions, visit mleesmith.com/TPIL

WHEN

September 21-22, 2017

8:00 A.M. TO 5:00 P.M.

Registration begins at 7:30 a.m. The conference begins at 8:00 a.m. and concludes at 5:00 p.m.

(There will be morning and afternoon breaks, and lunch is included with registration)

CLE: 15 hours of CLE

(12 hours of general and 3 hours of DUAL)

Price: \$497 (full program), \$427 (additional attendees from the same firm), \$347 (one day only), \$247 (for materials only.)

Early bird: \$50 off until August 11

Hear from Court of Appeals Judge Thomas R. Frierson, Circuit Judge Ross Hicks, Chancellor Ellen Hobbs Lyle, and former Senior Judge Walter Kurtz, along with leading Tennessee plaintiffs' and defense attorneys on the hottest issues in Tennessee personal injury law:

- **Medical proof.** Learn the latest on the *Dedmon* case and its impact on how to prove medical expenses.
- **Product liability.** Learn the latest trends in suits against automobile manufacturers alleging air bag failures and unintended acceleration.
- **Expert testimony.** Get guidance from Judge Ross Hicks on the admission of expert testimony in a personal injury case.
- **Motion practice.** Let Chancellor Ellen Hobbs Lyle and Judge Walter Kurtz help you become more effective in your everyday motion practice.
- **Social media.** Discover how to obtain relevant information from social media and use it to your advantage.
- **Premises liability.** Learn how to assess the value of slip, trip, and fall cases.
- **Insurance.** Get tips on how to research automobile insurance coverage, how to deal with "special issues" that arise in UM/UII cases, and how to conduct medical discovery in UM/UII cases.
- **Depositions.** Get advanced tips on deposing the plaintiff, the defendant, and expert witnesses.
- **Case law review.** Get up to date on the latest appellate court developments in the personal injury law area.
- **Liens/subrogation.** Learn how to determine the priority of liens and how to negotiate the value of liens.
- **Ethics.** Get tips on ethical considerations in choosing your clients from Judge Thomas R. Frierson and learn from an attorney how to stay within the bounds of the Rules of Professional Conduct.

PROGRAM AGENDA

Thursday, September 21

Personal Injury Law: Case Update

8:00 A.M. TO 9:00 A.M.

Brandon Bass
Law Offices of John Day, PC

Mr. Bass, who serves as Associate Editor of the Tennessee Trial Law Report – Tort Edition, will review recent cases from the Tennessee Supreme Court and the Court of Appeals that affect the practice of Tennessee tort lawyers. He will give the case's holding and explain its significance.

Medical Proof, Damages, and *Dedmon*

9:00 A.M. TO 10:00 A.M.

Brandon Bass and Laura Baker
Law Offices of John Day, PC

Mr. Bass and Ms. Baker will explain the ramifications of the *Dedmon* decision and will discuss:

- What proof is required from the plaintiff
- Proving the effects of an injury
- How to prove medical bills
- What to do when negotiations fail
- Advanced settlement conference strategies

MORNING BREAK 10:00 A.M. TO 10:15 A.M.

Attorney Ethics and Professional Conduct

10:15 A.M. TO 11:45 A.M.

Michael H. Johnson
Howard, Tate, Sowell, Wilson, Leathers & Johnson, PLLC

- Rules of Professional Conduct
- Case law/ethics opinions
- Conflicts of interest
- Attorney fees and charges
- Legal ethics and social media

DUAL CREDIT

LUNCH (INCLUDED WITH REGISTRATION)
11:45 A.M. TO 12:45 P.M.

Researching Auto Insurance Coverage (with Review of Policies)

12:45 P.M. TO 1:30 P.M.

Melanie Stewart
Heaton & Moore, P.C.

- Steps to obtain copies of insurance policies from carriers
- Interpreting auto insurance coverage
- Uninsured/underinsured motorist coverage
- Commercial vehicle liability insurance
- Finding other sources of coverage in auto cases
- Communication with adjusters – disclosure dos and don'ts

Admissibility of Expert Testimony in a Personal Injury Case

1:30 P.M. TO 2:30 P.M.

Judge Ross Hicks
Circuit Court, 19th Judicial District (Montgomery & Robertson counties)

Let Judge Hicks walk you through the ins and outs of admitting expert testimony in a personal injury case.

- Is the expert competent?
- Is the testimony reliable?
- Will the testimony substantially assist the jury?

AFTERNOON BREAK 2:30 P.M. TO 2:45 P.M.

Special Issues to Consider in Uninsured/Underinsured Motorist Cases

2:45 P.M. TO 3:30 P.M.

William J. Rieder
Spears, Moore, Rebman & Williams, PC

- Preparation and preservation of claims
- Handling conflicts of law with other states
- What if the car has caused an accident without direct contact?
- How will the latest appellate court decisions affect your practice?

Effective Motion Practice in Civil Cases

3:30 P.M. TO 5:00 P.M.

Chancellor Ellen Hobbs Lyle, Davidson County Chancery Court/Business Court

Judge Walter C. Kurtz, former Senior Judge, Tennessee Senior Judge Program

For today's civil practitioners, motion practice is their most common courtroom experience. Even though motions are an essential part of a winning litigation strategy, many lawyers are their own worst enemies when it comes to making and defending motions. Let Chancellor Lyle and Judge Kurtz provide you with the information and skills that will enable you to develop habits to become more effective advocates in your motion practice. You'll learn about:

- TRCP 12 motions
- TRCP 56 motions for summary judgment
- TRCP 59 motions
- TRCP 60 motions

Friday, September 22

Advanced Deposition Strategies

8:00 A.M. TO 9:00 A.M.

Mary Ellen Morris
Kinnard, Clayton & Beveridge

Ms. Morris will walk you through some sophisticated deposition strategies and show you how to prepare your client, a witness, or an expert for an upcoming deposition. She will offer tips on:

- Developing your discovery strategy
- Preparing for the deposition
- Preparing the witness
- The witness's role: Dos and don'ts
- Taking the deposition – what questions to ask and how to phrase them
- Handling objections
- Defending the deposition
- How to use depositions at trial

MORNING BREAK 9:00 A.M. TO 9:15 A.M.

Ethical Considerations in Choosing Your Clients

9:15 A.M. TO 10:45 A.M.

Judge Thomas R. Frierson, II
Court of Appeals, Eastern Section

Judge Frierson will walk you through some practical ethical considerations when choosing your clients.

- Accepting/declining representation of a client
- Withdrawing from representation: Optional and mandatory termination
- Discharge of counsel by a client
- Assisting the client upon termination
- Attorney's liens

DUAL CREDIT

Insurance, Liens, and Subrogation

10:45 A.M. TO 12:00 P.M.

H. Stephen Gillman
Pryor, Priest, Harber, Floyd & Coffey

- First-party benefits – no-fault personal injury protection (PIP), additional personal injury protection (A-PIP), and uninsured/underinsured motorist coverage
- Tortfeasor's coverage: Determining coverage, excess coverage, other "deep pockets," i.e., *respondet superior*
- Colossus
- Medicaid/Medicare liens
- Hospital liens
- Workers' compensation liens
- Determining priority and negotiating the value of liens

LUNCH (INCLUDED WITH REGISTRATION)
12:00 P.M. TO 1:00 P.M.

Social Media in Litigation

1:00 P.M. TO 2:00 P.M.

James F. Exum, III
Leitner, Williams, Dooley & Napolitan, PLLC

The use of social media has exploded in the last 10 years, changing the landscape of civil litigation. In today's age of chat groups, Twitter, and Facebook, social media can be a treasure trove of relevant information for both the plaintiff and defense. While social media has changed the way we live, connect, and communicate, the laws and guidance from the courts have been slow to develop. Let Mr. Exum give you some tips on how to obtain relevant information from social media and use it to your advantage.

Taking on a Slip, Trip, and Fall Case

2:00 P.M. TO 3:00 P.M.

Bryan Moseley
Moseley & Moseley

- Fundamental aspects of slip, trip and fall cases
- Deciding whether to take the case -- case assessment and screening
- Gathering evidence and proving the case
- Potential liable parties
- Sorting out insurance issues

AFTERNOON BREAK 3:00 P.M. TO 3:15 P.M.

Latest Trends in Product Liability Law

3:15 P.M. TO 4:15 P.M.

J. Randolph Bibb
Lewis, Thomason, King, Krieg & Waldrop, P.C

Let Mr. Bibb walk you through the latest trends in personal injury and wrongful death lawsuits against motor vehicle manufacturers alleging unintended acceleration, airbag failures, inadvertent vehicle movement, defective passive and active restraint systems, and seatbelt failures.

Medical Discovery in Uninsured/Underinsured Motorist Cases

4:15 P.M. TO 5:00 P.M.

Jamie Durrett
Batson Nolan PLC

- Review of medical bills and records
- Physical examination of the injured person
- Doctor deposition – plaintiff and defense strategies

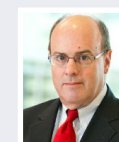
Your Distinguished Faculty



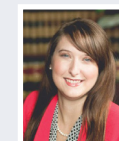
Business Journal's "40 Under 40" award.



Association for Justice, and is the organization's *Amicus Curiae* Committee Chair.



served as lead trial counsel representing product manufacturers in more than 100 jury trials in both state and federal court.



Top 40 Litigation Lawyer Under 40 in Tennessee from 2014 to the present.



general insurance defense.



Hancock, and Hawkins counties). He served in that role until his appointment to the Tennessee Court of Appeals.



and criminal defense. Mr. Gillman was selected in 2015 and 2016 as a *Mid-South Super Lawyers*® "Rising Star."



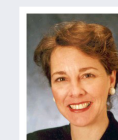
firm of Cunningham, Mitchell, Hicks, Patton, Peay, and Raconni.



Quick Guide to Tennessee Premise Litigation.



judge, where he served for over four years.



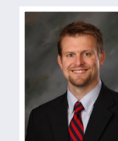
cases on May 1, 2015.



area. She was listed in *Best Lawyers in America*® in 2017.



auto injury and subrogation topics.



recognition from *Super Lawyers*®, which lists him as a Rising Star in the Mid-South, and by the *American Society of Legal Advocates*, which lists him in the Top 40 Under 40 for litigation in Tennessee.



insurance law.

BONUS: Attendees will receive a binder of the materials covered during the seminar and will be able to download the materials after the conference.

Call 800-727-5257 to register risk-free or visit mleesmith.com/TPIL