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11th Annual Kentucky  
**Workers' Compensation Conference**

**March 27-28, 2014**

Griffin Gate Marriott Resort & Spa, Lexington, Ky.

# 11th Annual Kentucky Workers' Compensation Conference

March 27-28, 2014 — Griffin Gate Marriott Resort & Spa — Lexington, Ky.



## 11th Annual Kentucky Workers' Compensation Conference

Consider the advantages of attending a seminar led by expert speakers with years of combined experience. With highly qualified and informed speakers and a detailed agenda that covers both the basic and advanced concepts of workers' compensation, this is the one workers' compensation conference you can't afford to miss! You will learn how to avoid unnecessary claims and reduce/minimize the risk of 100 percent total disability claims. This workers' compensation conference will give you practical tips that will immediately help reduce exposure and costs.

### This conference is for you ...

if you are responsible for controlling workers' compensation costs.

workers' compensation consultants

HR and personnel directors

safety coordinators

risk managers

benefits administrators

safety and health directors and managers

nurse case managers

claims handlers

### Continuing education



**HRCI Recertification  
CEU and CPE**

This program has been pre-approved for credit toward PHR, SPHR and GPHR recertification through the HR Certification Institute. It may also be eligible for CEU and CPE credits. Contact your professional board to find out what's required.

### Kentucky Chamber membership

It's not too late to take advantage of the Kentucky Chamber member discount. To learn more about membership, call 502-695-4700 and ask for a membership representative.

### Moneyback guarantee

If you are not 100% satisfied with your seminar experience, we will refund your money.

### 2013 Conference testimonials

Wonderful presenters! Learned a great deal of info. Liked that the presenters were available to answer questions.

— Ashley Kelly, G & J Pepsi-Cola Bottlers, Inc.

Everyone provided great information.

— Donisha Edelen, Lexington Infectious Disease

Both doctors and ALJs were very good.

— Kari Queen, G & J Pepsi-Cola Bottlers, Inc.

Very appreciative of the Q&A sessions.

— John Opperman, Blackhawk Mining

Register



[kychamber.com/events/workerscomp](http://kychamber.com/events/workerscomp)



502-848-8727



[lhill@kychamber.com](mailto:lhill@kychamber.com)



502-695-5051

# Agenda 11th Annual Kentucky Workers' Compensation Conference

## THURSDAY MARCH 27

### 8 a.m.

Registration and Continental Breakfast (provided)

### 8:30 a.m.

What's New in Kentucky Workers' Compensation?

*H. Douglas Jones, Esq. and Mark W. Howard, Esq., Jones Howard Law, PLLC*

This session will include a review of Kentucky court decisions, key to employer understanding of the system and management of claims. This lively, interactive session includes attendees assuming the role of the "judge and jury" with the opportunity to render decisions based on case facts.

### 11:15 a.m.

What Causes Injured Workers to Retain Attorneys?

*Michael F. Eubanks, Attorney, Shumate, Flaherty, Eubanks & Baechtold, P.S.C.*

Join a practicing attorney who represents injured workers in workers' compensation claims to learn when and why injured workers retain an attorney. There will be an interactive exchange where questions can be addressed and ideas exchanged on how attendees may better manage claims and reduce or avoid costly litigation.

### Noon

Lunch (provided)

### 12:45 p.m.

How Do You Coordinate and Manage Multiple Claims Including: Workers' Compensation, ADA, FMLA and Wrongful Termination

*Robert D. Hudson, Member, Frost Brown Todd LLC*

We'll discuss strategies for managing and defending multiple or simultaneous claims which often have competing interests. Coordination can be critical so as to avoid defending one claim, only to increase exposure on another claim. It will also include an FMLA and ADA update critical to employers.

### 2:15 p.m.

How to Address and Control Abuse of Narcotics and Drug-Related Costs

*Cindy Whitehouse, RN, BSN, CCM, CEO and Managing Partner, Ascential Care Partners, LLC*

We'll identify and discuss the "problem" drugs that are major cost drivers and cost containment strategies. Identification of "red-flags" and alternative, non-narcotic medications that are safer and more cost effective will be covered. This session is a "must attend" for anyone striving to control and reduce workers' compensation costs.

### 3:15 p.m.

Conclusion: Can You Require an Injured Worker to Return to Work? Do Safety Incentive Programs Work?

*H. Douglas Jones, Esq. and Mark W. Howard, Esq., Jones Howard Law, PLLC*

Effective return-to-work and safety strategies are critical to avoiding and reducing liability. We'll cover cost-savings analysis and downside risks. Join us for this interactive session as we exchange ideas on what works and what doesn't.

### 4 p.m.

Experience Mod Calculation and How You Can Lower Your Premiums

*Jeremy Terry, Director of Underwriting, KEMI*

Experience ratings play a major role in the calculation of workers' compensation premiums. This session will explain the effect your claims experience has on your rating and strategies you can develop to help manage the costs that factor into the premiums you pay for coverage. What impacts an EMR, recent and upcoming changes to the calculation and how businesses can "control their own destiny" through experience rating will be discussed.

### 5 p.m.

Day one adjourns

## FRIDAY MARCH 28

### 8 a.m.

Registration and Continental Breakfast (provided)

### 8:30 a.m.

Claims Investigation and Claim Reduction Strategies for You the Employer

*H. Douglas Jones, Esq. and Mark W. Howard, Esq., Jones Howard Law, PLLC*

We'll identify and discuss key internal claims investigation steps including incident reports, witness statements and photographs/video. Important claim reduction strategies will be identified and discussed including job applications, pre-placement medical history questionnaires and physical examination, prior workers' compensation records, wage records, performance evaluations and claim file documentation.

### 10:15 a.m.

Administrative Law Judges Presentation: What Every Employer Should Know About Workers' Compensation Adjudication and Dispute Resolution

*Hon. R. Scott Borders, Administrative Law Judge*

We'll discuss the "ins and outs" of the adjudication process, specifically as it relates to employers; strategies to avoid litigation; cost-effective claim resolution and current procedures designed to resolve medical expense disputes in a timely manner.

### 11:15 a.m.

Question and Answer Session and Round Table Discussion

*Hon. Robert Swisher, Administrative Law Judge H. Douglas Jones, Esq. and Mark W. Howard, Esq., Jones Howard Law, PLLC*

This will be an interactive session, with attendees having the opportunity to pose questions and dialogue with the Judges and Attorneys. Attendees can address specific areas of concern and discuss best practices. This will be an open and honest exchange of information and ideas designed to help attendees better understand and manage workers' compensation claims, and avoid litigation.

### Noon

Lunch (provided)

### 12:45 p.m.

The Anatomy and Treatment of Shoulder Injuries

*John J. Larkin, MD, Commonwealth Orthopaedic Centers*

An orthopaedic surgeon will cover the anatomy of the shoulder, and discuss ergonomic strategies to help employers reduce work-place injuries. This presentation will include a discussion of best practices and evidence-based medicine, and cost-effective treatment. Successful return to work strategies will also be discussed.

### 2 p.m.

Hand and Upper Extremity Injuries Including Complex Regional Pain Syndrome (CRPS)

*Ronald C. Burgess, MD, Commonwealth Orthopaedic Surgeons, PSC*

A hand specialist will discuss the most common, work-related injuries to the hand and upper extremity. There will be a detailed explanation and analysis of CRPS, including: objective diagnostic criteria; expected symptoms; treatment; and, impairment/restrictions. CRPS has become a more common diagnosis, but raises questions as to work-relatedness and diagnostic criteria. This has become a problem area, and is a significant cost-driver.

### 3:15 p.m.

Which Cases Are Most in Need of Nurse Case Management and What Can Employers Do To Help Control Their Own Destiny

*Judith Fielden, RN, BS, CCM, Medical Case Manager, Clinical Supervisor/Quality Assurance, Preferred Case Management, LLC*

This presentation will identify and profile cases where Nurse Case Management can most effectively help effectuate cost savings. It will include a discussion of treatment plans designed to facilitate an early return to work. Specific areas of employer involvement and pro-active employer's strategies will be identified.

### 4 p.m.

11th Annual Kentucky Workers' Compensation Conference adjourns

# about the Speakers

## H. Douglas Jones, Esq., Member-in-Charge – Jones Howard Law PLLC

Jones has over 30 years litigation experience, including the defense of employers in Kentucky workers' compensation claims. He has served as president of the Kentucky Bar Association, Workers' Compensation Section, as well as an adjunct professor at Salmon P. Chase College of Law. Jones has been selected as one of "The Best Lawyers in America" (2003-present) and as a Kentucky "Super Lawyer" 2008-present. Jones Howard Law PLLC is the sole Kentucky member firm of the National Workers Compensation Defense Network (NWCDN.com) where he serves on the Board of Directors (2007- 2010). He received a Bachelor of Arts degree from the University of Kentucky in 1978, and a Juris Doctor degree from the Salmon P. Chase College of Law in 1982. Jones has authored and co-authored numerous texts related to workers' compensation law, including three editions of Workers' Compensation in Kentucky. He has lectured nationally and internationally on workers' compensation topics.

## Mark W. Howard, Esq., Member – Jones Howard Law PLLC

Howard's practice area of concentration is defending employers in Kentucky workers' compensation claims. He has over 30 years experience defending workers' compensation, personal injury and

insurance coverage claims. He received his Bachelor of Business Administration degree with distinction and honors from the University of Kentucky in 1975 and a Juris Doctor from the University of Kentucky in 1978, at which time he was admitted to practice law in Kentucky. Howard is a member of the Kentucky Bar Association, the Northern Kentucky Bar Association, has served on the House of Delegates and currently serves as the Chair on the Client Security Fund Trustee. Howard has presented for the Cincinnati Bar Association and provided presentations for the Kentucky Bar District CLE. He is also a Kentucky A.O.C. trained civil Mediator.

## Jeremy Terry, Director of Underwriting – KEMI

In his current position, Terry directs the daily operations of KEMI's (Kentucky Employers' Mutual Insurance) Underwriting Department. He leads a team of 35 professionals who help ensure KEMI maintains a profitable book of business and that service standards are met. He earned a Bachelor of Business Administration Degree from East Tennessee State University in 2002. He holds an Associate in General Insurance (AINS) designation, is a licensed P&C agent and is currently pursuing the CPCU designation.

✧ [Additional speaker details at kychamber.com/events/workerscomp/speakers](http://kychamber.com/events/workerscomp/speakers) ✧

## Registrationform 11th Annual Kentucky Workers' Compensation Conference

### Registration Fees

\$495/Kentucky Chamber members  
\$595/Non-member

**Special Offer:** Send 3 and get the 4th registration FREE!\*

### Location and Lodging

**March 27-28, 2014 (80934)**

Griffin Gate Marriott Resort & Spa

1800 Newtown Pike

Lexington, Ky. 40511

Tel: 859-231-5100

Hotel Room Rate: \$129\*

Hotel Room Cutoff Date: March 12, 2014

\*The advertised Kentucky Chamber room rate cannot be guaranteed after the cutoff date.

When contacting hotel for lodging, please specify that you are with the Kentucky Chamber of Commerce's 11th Annual Kentucky Workers' Compensation Conference to receive the discounted rate.

### Cancellations/Substitutions

Cancellations must be made no later than five business days prior to the program for a full refund. After this date, no cash refunds will be granted. Substitutions are welcome. Special accommodations made upon request.

### Attendee Information

To process your order, the entire registration form must be complete.  
(Please copy for additional registrants.)

Name \_\_\_\_\_

Title \_\_\_\_\_

Company \_\_\_\_\_

Address \_\_\_\_\_

City/State/Zip \_\_\_\_\_

Telephone \_\_\_\_\_ Fax \_\_\_\_\_

Email \_\_\_\_\_

Principal Line of Business \_\_\_\_\_ Number of Employees \_\_\_\_\_

\*I understand that by providing the phone, fax number and e-mail information above on behalf of the person/company/organization specified above, I am authorized to and hereby consent for the person/company/organization to receive communication by or on behalf of the Kentucky Chamber of Commerce.

### Payment

Bill me. PO# (not required) \_\_\_\_\_

Check enclosed (payable to Kentucky Chamber of Commerce).

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