

# DMEC SAN JOSE CHAPTER

## 2018 CASES IN REVIEW AND LEGISLATIVE UPDATE

### WORK INJURIES - WORKERS' COMPENSATION, FEHA & ADA 2018 CASES IN REVIEW AND 2019 LEGISLATIVE PREVIEW

- New attacks on apportionment
  - Expanding Hikida- total joint replacements.
  - Apportionment between injuries (Herrera v. Maple leaf Foods, Northrop Grumman System v. WCAB (Jerry Dileva))
- Psychiatric injuries-
  - Catastrophic injury
  - Violent act
  - Direct causation
- Vocational evidence and rebutting the PD schedule (Hennessey v. Compass Group and 4660.1)
- TD still limited to 104 weeks within a period of 5 years. (County of San Diego v. WCAB (Pike)).
- Tort Liability for UR (King v. Comp Partners)
- Drug Formulary
- C&R did not resolve harassment or discrimination claims arising from same facts (Camacho v. Target)
- 2018 Legislative efforts to limit apportionment under LC4663
- Fraud not necessarily bar benefits (Pearson Ford v. WCAB (Leopoldo Hernandez))

### SPEAKER

**William J. Armstrong**, Armstrong Law Firm

In his 22<sup>st</sup> DMEC presentation, Bill Armstrong will engage you in an interactive and energetic discussion of new laws and leading cases which will be shaping our expectations and challenges in Workers Compensation and integrated disability models.



**DATE:** Thursday, November 8, 2018

**TIME:** 8:00 AM: Registration, Buffet Breakfast & Networking  
8:30-11:00 Program

**LOCATION:** Biltmore Hotel, 2151 Laurelwood Road,  
Santa Clara, CA 95054

**CEUs:** Qualifies for 2 CPDM

#### REGISTRATION PRICING:

\$48.00: Members

\$58.00: Non-members

\$63.00: Registrants after 11/1/18, walk-in registrants,  
or not pre-registered.

Please note, we cannot take credit card payments onsite. To pay by credit card, you must register in advance.

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<http://dmec.org/chapters/locations/san-jose-chapter/>