



2018

# Medical/Legal Summit

## April 13-14, 2018

Location: CMBA Conference Center  
One Cleveland Center  
1375 East 9th Street, Floor 2, Cleveland, Ohio 44114

**Friday, April 13, 2018**

### Health Care Law Update

- 11:15 a.m. Registration & Boxed Lunch
- 11:45 a.m. State & Federal Update
- 12:15 p.m. Behavioral Health Re-design/Ohio Medicaid and Confidentiality
- 1:00 p.m. The State of Medical Marijuana in Ohio
- 1:45 p.m. Break
- 2:00 p.m. Immigration Update: Nuts and Bolts for Healthcare Attorneys
- 3:15 p.m. The Change and Challenges of Medical Records
- 4:15 p.m. Adjourn to Medical/Legal Summit

## Summit Details

**Medical/Legal Summit – Friday Session – April 13, 2018**

(CLE TBD, CME\* and UH CRME\*\* 1.0)

**Friday, April 13, 2018 - Afternoon**

4:15 p.m.

### Welcome & Introductions

**Darrell A. Clay**, CMBA President; **Fred M. Jorgensen, MD**, AMCNO President; **Justin Cernansky, Esq.**, Associate General Counsel, University Hospitals

4:30 p.m.

### Keynote Presentation: “Overcoming the Stigma of Addiction”

**Christopher Kennedy Lawford** - *At a young age, Christopher Kennedy Lawford became addicted to drugs and alcohol, the latter of which has been a genetic “curse” in his family for generations. Sober for almost 30 years now, he continues to campaign tirelessly in both the public and private sectors for the recovery community. He currently works with the United Nations, White House Office on Drug Control Policy, and World Health Organization.*

*Lawford holds a BA from Tufts University, a JD from Boston College Law School, and Masters Certification in Clinical Psychology from Harvard Medical School, where he held an academic appointment as a lecturer in psychology. He is the author of three New York Times best-selling books related to his personal experience with addiction and recovery.*

*At the Summit, as he does when he travels around the world for speaking engagements, Lawford will discuss addiction and mental health issues as well as how to overcome the stigma associated with both.*

**A networking reception follows**

**Saturday Session – April 14, 2018**

(CLE TBD, CME\* and UH CRME\*\* 4.0)

7:30 a.m. **Registration & Breakfast**

8:00 a.m. **Welcome & Introductions**

8:15 a.m. **Opioid Issues**

(Co-Chairs: **Isabelle Bibet-Kalinyak, Esq.** & **Kristen Englund, MD**)

### Overview

Ohio remains at the epicenter of the national opioid crisis. As it has become the state where all federal opioid litigation nationwide will be consolidated, Ohio will be in the legal spotlight. The comprehensive

medical approaches we use across our community to treat addiction and avert death are being scrutinized as well. This ongoing battle requires the involvement of many different partners in our community to develop creative, compassionate and effective plans. To build on the statistical and physiological opioid issues discussed last year at the Summit, this panel will delve into the legislative, legal, medical, and community-based advances over the past year as Ohio seeks to turn the tide of the opioid epidemic.

### Speakers

**Allisyn Leppla**, Executive Director for the Northeast Ohio Hospital Opioid Consortium, Center for Health Affairs; **W. Bradford Longbrake, Esq.**, Hanna, Campbell & Powell, LLP (invited); **Justin E. Herdman**, United States Attorney, Northern District of Ohio

9:15 a.m. **Interaction between Hospitals, Law Enforcement and Mental Health Facilities**

(Co-Chairs: **Drew R. Barnholtz, Esq.** & **Fred M. Jorgensen, MD**)

### Overview

Interactions between law-enforcement personnel and healthcare providers are occurring more frequently in various settings, and are sometimes problematic. Issues involving confidentiality and privacy, ongoing police investigations, warrants and subpoenas, requests for specimens, violence in healthcare settings, and “duty to report” are just some of the complex issues that can come into play during these interactions. A diverse panel of law enforcement, legal, and healthcare providers will utilize a case-based format to illustrate and discuss these issues.

### Speakers

**John A. Tafuri, MD**, Center Director for Regional Emergency Medicine CCHS; **David Easthon**, Chief of Police, Cleveland Clinic; **Shannon F. Jerse, Esq.**, General Counsel, St. Vincent Charity Medical Center

10:15 a.m. **Break**

10:30 a.m. **Cyber Security and Liability**

(Co-Chairs: **Isabelle Bibet-Kalinyak, Esq.** & **Robert E. Hobbs, MD**)

### Overview

This session will explore cyber threats to healthcare systems and the exposure to liability resulting from failure to comply with regulatory requirements.

### Speakers

**Special Agent Bryan P. Smith**, Cleveland Office of the FBI (invited); **Christine N. Czuprynski, Esq.**, McDonald Hopkins; **Dominic A. Paluzzi**, Member, McDonald Hopkins; **Iliana L. Peters, Esq.**, Shareholder, Polsinelli (former Acting Deputy Director HHS Office of Civil Rights in charge of cybersecurity)

11:30 a.m. **Break**

11:45 a.m. **Patient-Provider Communications, Technology and Apologies**

(Co-Chairs: **R. Bruce Cameron, MD** & **Kathryn E. Hickner, Esq.**)

### Overview

Communications between physicians and patients are being revolutionized by technology. Web-based patient portals, texting, emails, patients and families recording interactions, and the like have opened up vast new opportunities and challenges in health care. Whether the setting is communication prior to or during treatment, or transparency initiatives after treatment (including “apology” situations), you will hear from a panel of physicians and attorneys operating on the front lines of this revolution about best practices, rules, policies, pitfalls, laws and other aspects of this important new area.

### Speakers

**Edward E. Taber, Esq.**, Tucker Ellis LLP; **Lori K. Posk, MD**, Cleveland Clinic; **Joan M. Zoltanski**, Patient Experience Officer, University Hospitals

Location: **CMBA Conference Center**  
**One Cleveland Center**  
1375 East 9<sup>th</sup> Street, Floor 2, Cleveland, Ohio 44114

This summit is designed to bring together doctors, lawyers, health care professionals and others who work in allied professions for education, lively discussion and opportunities to socialize.

Co-sponsored by the Cleveland Metropolitan Bar Association, Academy of Medicine Education Foundation, and Academy of Medicine of Cleveland & Northern Ohio (AMCNO).

Co-Chairs: **Fred Jorgensen, MD**, *AMCNO President*; **Justin Cernansky, JD**, *Associate General Counsel, University Hospitals*

For more information, call the CMBA at (216) 696-2404 or AMCNO at (216) 520-1000.

# Registration

## Medical/Legal Summit Only

(includes Friday keynote speaker and Saturday sessions)

- \$85 CMBA Members, AMCNO Members & other Healthcare Providers
- \$150 Non-Members
- \$15 Law & Medical Students (limited seats available)

## Health Care Law Update & Summit

- \$150 CMBA Members, AMCNO Members & other Healthcare Providers
- \$225 Non-Members
- \$15 Law & Medical Students (limited seats available)

## Health Care Law Update Only

- \$75 CMBA Members, AMCNO Members & other Healthcare Providers
- \$125 Non-Members

TOTAL \$ \_\_\_\_\_

Name \_\_\_\_\_ Atty. Registration No. \_\_\_\_\_

Company \_\_\_\_\_

Address \_\_\_\_\_ City \_\_\_\_\_

State \_\_\_\_\_ Zip \_\_\_\_\_ Phone \_\_\_\_\_ E-mail \_\_\_\_\_

I have submitted a membership application within the last 30 days.

Credit Card No. \_\_\_\_\_ Exp. Date \_\_\_\_\_

Signature \_\_\_\_\_

**Add \$15 to registration fee the day of the program.** Registration must be pre-paid by cash, check or credit card to qualify for the advance registration price.

**ATTORNEY REGISTRATIONS:** Please make checks payable to Cleveland Metropolitan Bar Association. Mail to P.O. Box 931891, Cleveland, OH 44193, or fax your reservation form to (216) 696-2129 (all fax reservations must include a credit card number, expiration date, and signature). CANCELLATIONS must be received in writing three business days prior to the program.

Refunds will be charged a \$15 administrative fee. Substitutions or transfers to other programs are permitted with 24 hours written notice. (Transfer is to a single program and the funds may be transferred only once!) Persons needing special arrangements to attend this program are asked to contact the CMBA at (216) 696-2404, at least one week prior to the program.

**PHYSICIAN AND HEALTH CARE PROVIDER REGISTRATIONS:** Phone/fax or mail to: AMCNO, 6100 Oak Tree Blvd., Ste. 440, Independence, OH 44131, Phone: (216) 520-1000 FAX: (216) 520-0999. Physicians and other healthcare providers may also pay the AMCNO online at [www.amcno.org](http://www.amcno.org). Make checks payable to the AMCNO.



\*This activity has been planned and implemented in accordance with the Essential Areas and Policies of the Ohio State Medical Association (OSMA) through the joint providership of St. Vincent Charity Hospital and the Academy of Medicine of Cleveland & Northern Ohio (AMCNO), and the Academy of Medicine Education Foundation. St. Vincent Charity Hospital is accredited by the Ohio State Medical Association (OSMA) to provide continuing medical education for physicians.

St. Vincent Charity Hospital designates this educational activity for a maximum of 5.5 *AMA PRA Category 1 Credits*<sup>™</sup>. Physicians should only claim credit commensurate with the extent of their participation in the activity.



\*\*The AMCNO has obtained approval from University Hospitals (UH) for five hours of Clinical Risk Management Education (CRME) credit for those physicians participating in the UH Sponsored Physician Program. Please note: 1.0 credits are available for 4/13/18 (Friday) and 4 CRME credits are available for 4/14/18 (Saturday).

Professional Practice Gap: The U.S. healthcare delivery system has significantly transformed over the last decade and changed the culture of medicine. Current changes in the country's administration and other forces are already reshaping medical practice. They include the management of patients on chronic opioid therapy; interaction between hospitals, law enforcement and mental health facilities; cyber security and liability; and patient and provider communications, such as the use of audio/video during medical appointments. Increase knowledge of current rules and regulations and how they impact the practice of medicine.

- Current medical approaches and legislation and how they impact the practice of medicine.
- The risks and legal ramifications of the interaction with law enforcement in hospitals and other healthcare facilities.
- The current legal and security initiatives and how they impact patients and physicians.
- Best practices, rules, and policies of social media, technology and apologies in patient-provider communications.