

Up Close with the Experts: The 2015 OBA Workplace Safety and Insurance Law Program

Date: Tuesday, May 26, 2015 | 9:00 am – 4:30 pm

Location: Twenty Toronto Street Conferences and Events
20 Toronto Street, 2nd Floor, Toronto

Program Chairs: **Rob Boswell**, Crawford Chondon & Partners (Barrie)
Stephen Roberts, McTague Law Firm (Windsor)
Dan Revington, General Counsel, Workplace Safety and Insurance Appeals Tribunal



Live Webcast

The OBA has been approved as an Accredited Provider of Professionalism Content by The Law Society of Upper Canada.

This program contains 3.5 Professionalism Hours
This program is eligible for up to 3.5 Substantive Hours

One of the OBA's most unique and in demand CLE programs is back again this year with the most exciting agenda yet!

- Watch a live knee examination by renowned medical specialist Dr. Michel Lacerte
- Discuss hearing procedure issues in a small group setting with an experienced WSIAT Vice-Chair
- Learn as leading counsel explain:
 - how to raise Charter arguments
 - the impact of recent leading Canadian case law
 - how to resolve workplace safety and insurance issues without a hearing
 - how to resolve overlapping matters which complicate workplace safety and insurance appeals, including collective bargaining, personal injury litigation, and occupational health and safety law

This hugely popular annual review of current issues and practical strategies features a highly experienced faculty of leading counsel and medical experts who will give you the insights, background and tools you need to provide superior representation for your clients at the WSIB and WSIAT.

Every year in person attendance at this program sells out weeks in advance! Be sure to register early to take advantage of this unique opportunity to get up to date on the latest developments in workplace safety and insurance law. We look forward to seeing you there!

8:30 am Registration and Coffee

9:00 am Welcome and Opening Remarks from the Program Chairs

9:05 am **Live Medical Examination of the Knee**
Dr. Michel Lacerte, Associate Professor, Schulich School of Medicine, Western University (London)

Back by popular demand, this year Dr. Lacerte will discuss and explain injuries to and diseases of the knee during an interactive clinical examination of Stephen Roberts. Gain valuable insight into common medical examination techniques and the significance of findings and learn how you can optimize the role of a medical expert.

9:45 am **Ask the Experts**
Dr. Michel Lacerte, Associate Professor, Schulich School of Medicine, Western University (London)
Dr. Jason Bacchiochi, Ph.D., C.Psych., B & C Health (Mississauga)

Have your most pressing questions answered by an expert medical panel and get the information you need to better communicate with experts and get the best results for your client.

10:30 am Break

10:50 am **Cross-Canada Road Trip: A National Workers' Compensation Update**
Sarah J. Schumacher, Office of Counsel to the Chair, Workplace Safety and Insurance Appeals Tribunal
David K. Wilken, Building Trades Workers' Services (Barrie)
Michael Zacks, Director, Office of the Employer Adviser

A comparative review of important developments in workers' compensation legislation, policy and case law from across Canada will identify emerging trends and the potential impact on your practice.

12:00 pm **Announcements and Transition to Workshops**

12:15 pm **Lunch and Learn with Vice Chairs of the Workplace Safety and Insurance Appeals Tribunal**
WSIAT Vice Chairs:

Sherry Darvish	Garth C. Dee	Bernard A. Kalvin
Martha Keil	Sophie Martel	Rosemarie F. McCutcheon
Julia L. Noble	Sean Ryan	Eleanor Smith

New this year, this unique working lunch will give you the opportunity to work through a case-study with a small peer group under the guidance of a Vice Chair of the Workplace Safety and Insurance Appeals Tribunal. Gain valuable insight and proven strategies for improving your preparation and advocacy skills.

1:30 pm **Complex Dispute Resolution: Settlement Strategies**
Rob Boswell, Crawford Chondon & Partners (Barrie)
Ken Stuebing, Caley Wray

Learn about the avenues available for the resolution of claim-related disputes in the context of a variety of parallel issues and proceedings:

- Can a claim or appeal be resolved without a hearing?
- What types of agreements are available to the workplace parties?
- When will they be upheld?

2:15 pm Break

2:30 pm **Charter and Human Rights issues: Practice & Procedure at the WSIAT**
Matthew Horner, Ministry of Attorney General - Legal Services - Constitutional Law Branch
Maryth R.A. Yachnin, Industrial Accident Victims of Ontario
Carol Zimmermann, Tribunal Counsel Office, WSIAT

Master the steps required to bring or respond to a human rights or Charter motion before the WSIAT, including requirements for providing notice, the factum, and other types of evidence and arguments that may be raised.

- How and when can a human rights or Charter issue be raised at the WSIAT?
- What is the process?

3:30 pm **Understanding The Intersection of Workplace Safety & Insurance and Related Areas of Law**
Cheryl A. Edwards, Mathews Dinsdale & Clark LLP
Christine Davies, Sack, Goldblatt, Mitchell LLP
Jennifer King, Adair Barristers LLP

Explore the overlap and interaction between workplace safety and insurance law and related areas of law including labour law and collective bargaining, employment law, personal injury litigation, and occupational health and safety law. Learn how to identify and deal with potential ethical issues including:

- Managing your client's expectations
- What to do in a case where the client is able to personally file a WSIB claim without the assistance of a lawyer
- Strategies for dealing with disabled or incapacitated clients

4:30 pm Closing Remarks & Program Concludes

PROGRAM REGISTRATION IS ONLINE www.oba.org/pd

Questions? pd@oba.org