

# Tort & Insurance Forum 2023

February 23 – Live/Virtual Seminar

**Program Producer:** Alan Bean, Starnes Davis Florie, LLP

**Total Credits:** 2 General, 1 Dual



Join the Tort and Insurance Law section on February 23 for their annual forum. This 2-hour General, 1-hour Dual CLE program will feature a session on healthcare liability updates, an overview of the ethical issues that attorneys face in conducting investigations and interviewing current and former employees of an opposing corporate litigant, and a panel of attorneys discussing the proper disclosure of experts.

8:30 a.m. – 9:30 a.m. CT

## **2023 Tennessee Health Care Liability Case Update**

*Discussion and analysis of the significant opinions and developments in Tennessee Health Care Liability cases in 2022 – 2023, including limitations on Lewis v. Brooks objections, application of Tennessee's "locality rule," pre-suit notice issues, and more.*

Alan Bean, Starnes Davis Florie, LLP

Brian Cummings, Cummings Law

9:30 a.m. – 9:45 a.m. CT

## **Break**

9:45 a.m. – 10:45 a.m.

CT

**DUAL**

## **Can I Get a Witness?**

*Every Tennessee lawyer knows there is an ethical restriction on communicating with someone represented by counsel. When the parties to a case are individuals, resolving questions about whether they are represented by counsel and whether the communication would relate to the matter in which they are being represented are straightforward. When one or more parties to a matter are organizational entities, however, questions can be (or at least can seem to be) less clear. This program will explore the interrelationship between RPC 1.13 governing representation of organizational entities and RPC 4.2 on communication with represented persons. Along the way, Parke Morris, whose practice is almost exclusively on the plaintiff's side of matters, and Brian Faughnan, Past Chair of the TBA Ethics Committee and a lawyer who is more often than not on the defense side of matters, will discuss practical guidance in approaching these issues.*

Parke Morris, Parke Morris & Associates

Brian Faughnan, Faughnan Law, PLLC

10:45 a.m. -11:00 a.m.  
CT **Break**

11:00 a.m. - 12:00 p.m.  
CT

**Disclosure of Experts in Personal Injury Cases**

*This CLE will include an overview of law applicable to expert disclosures in Tennessee, expanding upon Rule 26 of the Tennessee Rules of Civil Procedure to discuss practical application of the Rule in personal injury cases. Attorneys from both sides of the aisle will discuss who and what must be disclosed, mistakes attorneys can make in disclosing experts, and when an expert's disclosure must be supplemented prior to trial.*

Jordan Gibson, Rainey Kizer Reviere & Bell, PLC  
John Alexander, Rainey Kizer Reviere & Bell, PLC  
Brandon Bass, Law Offices of John Day