



NEW YORK & NEW JERSEY

NURSING HOME NEGLIGENCE

**Asserting Claims &
Defending Nursing Homes**

East Elmhurst, NY

Thursday, May 19, 2005

Newark, NJ

Tuesday, May 24, 2005

NY Attorneys: 7.0 credits.

NJ Attorneys: credit applied for. **PA Attorneys:** 6.0 total credits (see pg 5-A for details).

pesi Professional Education
Systems Institute, LLC

Learn About a Rapidly Growing Area of Litigation

Recently, across the nation there have been some exceedingly large awards to plaintiffs in nursing home negligence cases. These cases are heightening awareness of the risks, responsibilities and opportunities inherent in nursing home negligence litigation for attorneys, nursing home administrators, insurers and state regulatory agencies. Current conditions point to continued rapid growth in claims of nursing home negligence. Arm yourself with information. Attend this seminar.

Seminar includes:

The knowledgeable seminar faculty will provide multiple perspectives on the issues including the views of:

- Plaintiff
- Defendant
- Physician
- Nurse Consultant/Expert
- State and Federal Courts

See the topical outline for a detailed description of the subjects to be addressed.

At this seminar you'll learn:

- How to pursue negligence claims on behalf of residents against nursing homes
- How to defend the nursing home in state and federal civil and administrative actions
- How to use the resident's chart in litigation
- How nursing home management and personnel can avoid common problems, handle litigation issues and protect the facility and staff

Register Today for this Valuable Seminar!

Mail in the form on page six, fax it to 800-582-8456, call 800-826-7155, or register online at www.pesi.com.

Who Should Attend

This seminar is designed at a basic-to-intermediate level for attorneys representing the rights of residents in nursing homes; attorneys defending nursing homes in civil and administrative actions; nursing home administrators and health care personnel.

Take Home a Valuable Reference

New Jersey and New York Nursing Home Negligence (©2005 PESI) is written by the faculty for this seminar. It will be a valuable resource during and long after the seminar. One copy is free with attendance.

Seminar Outline

*Robert A. Hyman, Jason Platt, David R. Cohen
& William DiPietro*

Plaintiff's View of Nursing Home Neglect: Presuit Issues

Screening — Is It a Case and Who Is Your Client?
Liens — Medicaid Eligibility; Medicare — Is It Worth It?
Securing and Reviewing Medical Records
Interaction with Experts
Case Values and Types of Cases

Patricia W. Iyer

Overview of Nursing Home Liability

The Most Frequent Allegations
Detecting Tampering With Medical Records

Neil B. Ptashnik (East Elmhurst)

Michael G. Brennan (Newark)

Defending Nursing Home Cases: Litigation Issues and Strategies

Review of Law and Standards in Nursing Home Litigation Risk
Management
Defending the Case Before Suit Is Filed
Defending the Case in Settlement or Trial

*Robert A. Hyman, Jason Platt, David R. Cohen
& William DiPietro*

Plaintiff's View of Nursing Home Neglect: Litigation Issues

Causes of Action and Statutory Scheme for Liability
What Documents Do You Want and Discoverability of Documents
Deposition of Experts
Deposition of Former and Present Employees
Admissibility and/or Use of Surveys and Citations
Punitive Damages

Dr. Jeffrey M. Levine (East Elmhurst)

Dr. Paul N. Bryman (Newark)

Medical Liability Issues in Long-Term Care

Key Issues in Management of:
Falls
Pressure Ulcers
Dementia

PESI No-Risk Guarantee:

If you are not satisfied with this seminar, we don't want your money! Call or write us for a full tuition refund. All we ask is that we hear directly from the attendee.

*"Your satisfaction is our goal . . .
and our guarantee!"*


Mark Helland, President

If You Cannot Attend this Seminar,

a CD/manual package is available. The CD are a live recording. Orders processed 4 weeks from the last seminar date. Check with your licensing board to see if self-study credits may be earned or contact PESI.

Speakers

David R. Cohen is a shareholder of Stark & Stark, and a member of the Personal Injury Group, concentrating in personal injury litigation and claims of nursing home abuse. He is a certified civil trial attorney by the Supreme Court of New Jersey. He has also been awarded an AV rating from Martindale-Hubbell. Mr. Cohen has served as faculty for the New Jersey ICLE on nursing home malpractice in New Jersey. He has also lectured on this topic at the College of New Jersey. *(both locations)*

William Di Pietro is an associate with Stark & Stark, and a member of the Personal Injury Group. Previously he was associated with the law firm of Lutz, Shafranski, Gorman & Mahoney. *(both locations)*

Robert A. Hyman is a partner in charge of the Nursing Home and Elder Care Neglect and Abuse Department at Schwartzapfel, Novick, Truhowsky & Marcus, PC. He concentrates his practice in nursing home neglect and abuse, personal injury litigation, medical malpractice, automobile accidents and negligence, construction accidents, product liability and premises liability. He has more published decisions of successful cases against nursing homes and adult homes in New York than any other attorney and is a frequent lecturer on the subject *(both locations)*

Patricia W. Iyer, RN, MSN, LNCC, has co-authored or edited several books written for attorneys, including *Nursing Home Litigation: Investigation and Case Preparation, and Nursing Malpractice* (editor). She is a past president of the American Association of Legal Nurse Consultants and is the president of Med League Support Services, Inc., in Flemington, New Jersey. Med League assists attorneys who handle personal injury cases through the screening of medical malpractice cases, location of expert witnesses, preparation of demonstrative evidence and other services. In addition, she testifies as an expert fact witness on the pain and suffering experienced by plaintiffs as documented in the medical records. *(both locations)*

Jason Platt is an associate at Schwartzapfel, Novick, Truhowsky & Marcus, PC, where he concentrates in nursing home mistreatment and neglect litigation, and also handles medical malpractice, construction site accident, premises liability and automobile liability cases. *(both locations)*

Jeffrey M. Levine, MD, is a physician with 15 years of clinical and administrative experience in geriatrics and long-term care. He is board certified in internal medicine, is a certified medical director and certified wound-care specialist, holds a certificate of added qualifications in geriatrics, and is currently President of the Metropolitan Area Geriatrics Society. His major professional focus is in improving the quality of care delivered to elderly persons. Much of his career has been spent teaching and doing research as a faculty member of the Department of Geriatrics at the Mount Sinai School of Medicine in Manhattan. *(East Elmhurst only)*

Neil B. Ptashnik is a partner with Ptashnik and Associates in New York City where he specializes in the defense of medical malpractice actions. He was a founding partner of the Law Offices of Gerard J. Marulli (1995-2000) and has enjoyed success in an unusually wide range of venues and claims. *(East Elmhurst only)*

Michael G. Brennan, a practicing attorney for 20 years, joined the firm of Marshall, Dennehey, Warner, Coleman & Goggin in 1997. Prior to this he was a partner in the firm of LaBrum and Doak for 16 years where he concentrated his practice in the handling of professional liability matters. He now practices as a trial lawyer in the Professional Liability Department in New Jersey and Pennsylvania, concentrating in the defense of lawyers, doctors, nursing homes and critical care facilities, accountants, and insurance agents and brokers. *(Newark only)*

Paul N. Bryman, DO, FACOI, AGSF, is a geriatrician in Ocean County, New Jersey. He is board certified in internal and geriatric medicine, and is a fellow of the American College of Osteopathic Internists and the American Geriatric Society. Dr. Bryman is the medical director for Bey Lea Nursing Home in Toms River and The Haven at Manchester, an assisted living facility, and regional medical director for Care Alternatives Hospice in Cranford, New Jersey. Dr. Bryman has committed his career to the field of geriatric medicine. He is a frequent lecturer nationally on many medical and ethical topics related to geriatrics. *(Newark only)*

Registration

East Elmhurst, NY • May 19, 2005

Marriott LaGuardia, 102-05 Ditmars Boulevard

Newark, NJ • May 24, 2005

Hilton Gateway, Raymond Boulevard & Gateway Center

Seminar Schedule:

8:00 Check-in or register

8:30 Program begins

12:15-1:30 Lunch (*on your own*)

4:15 Program ends

Tuition: \$249 per person and includes a full-day, quality seminar from America's premier provider of continuing education; the *New Jersey and New York Nursing Home Negligence* manual; and complimentary morning and afternoon refreshment breaks.

How to Register:

All registrations must be prepaid.

MAIL the form with payment.

PHONE 800-826-7155 (with credit card).

FAX form with credit card information to 800-582-8456.

INTERNET Register online at **www.pesi.com**.

[click here to register directly online!](#)

If registering within one week of seminar, call 800-826-7155, M-F 8-5 CT, or e-mail us at customerservice@pesi.com for space availability. Walk-ins are welcome with payment at the door but admission cannot be guaranteed.

Please do not use cell phones in the meeting room or record this program. Thank you.

Credit Information:

NY Attorneys: Professional Education Systems has timely submitted a renewal as an accredited provider of continuing legal education in the state of New York. Application is pending. This CLE course has been designed in accordance with the requirements of the CLE Board for a maximum of 7.0 credit hours (7.0 transitional/new lawyer credits).

0.0 Ethics/Professionalism

0.0 Skills

0.0 Practice Management

7.0 Professional Practice

Each hour may be counted only as satisfying one category of credit; duplicate credit for the same hour of instruction is not permitted. PESI has a financial hardship policy available. Contact our customer service department for details.

NJ Attorneys: PESI has submitted this program for qualification of CLE credit hours toward New Jersey Attorney Certification.

For credit questions, please call 800-826-7155 or visit www.pesi.com.



PA ATTORNEYS:

This program has been approved by the Pennsylvania Continuing Legal Education Board for 6.0 total hours of CLE credit (6.0 substantive and 0.0 ethics, professionalism or substance abuse CLE credit). Provider #457. Course #68156. PESI will forward your attendance certificate and pay the appropriate credit fee due to the PA CLE Board. Please bring your PA Lawyer ID # to the program.

NURSING HOME NEGLIGENCE (NEW YORK/NEW JERSEY)

Check appropriate boxes:

Tuition is \$249 per person and includes manual.

ALL REGISTRATIONS MUST BE PREPAID.

- East Elmhurst, NY, May 19, 2005
009173-ELM
- Newark, NJ, May 24, 2005 009173-NWK



Please check here if you need an ADA accommodation. We will contact you.

PRODUCT ORDERS

___ Manual(s) \$89 MAN009173

___ CD/Manual Package(s)
\$249 MAN/SCD009173
(Available 4 weeks after the last seminar date)

	Product total \$ _____
*Shipping is \$6.50 first item + \$2.00 each add'l item.	*Shipping _____
**New Jersey and New York residents add applicable state and local taxes.	**Tax _____
	TOTAL _____

Please print: *staple duplicate forms*

Co./Firm _____

Bus. Street _____

City _____ County _____

State _____ Zip _____

Bus. Tel. () _____ Bus. Fax () _____

1. Name _____
(as registered with applicable licensing boards)

E-mail _____

Occupation _____

2. Name _____
(as registered with applicable licensing boards)

E-mail _____

Occupation _____

3. Name _____
(as registered with applicable licensing boards)

E-mail _____

Occupation _____

Registering by mail: *indicate method of payment*

Payment must be received at time of registration.

- Check enclosed payable to **PESI**
(Check must be received by mail with registration form)
- Credit Card # _____
- Card Exp. _____ Security Code _____
- Signature _____

CREDIT CARD OPTIONS ↓

Payment must be received at time of registration.

- By FAX:** Fax completed form to **800-582-8456**.
- By PHONE:** **800-826-7155** M-F, 8 am-5 pm, CT.
- By INTERNET:** Register online at **www.pesi.com**.

[click here to register directly online!](#)

Detach or photocopy (including mailing label) and mail to:

PESI
P.O. Box 1208
Eau Claire, WI 54702

©2005 PESI

2005	009173/EB
Ch. # _____	
Amt. \$ _____	

House Net 98