PROFESSIONAL LIABILITY TRENDS - Where We Were, Where We Are, Where We're Going

Presented by

MLMIC Insurance Company
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FAGER AMSLER KELLER & SCHOPPMANN, LLP
Attorneys and Counselors-at-Law

The COVID-19 pandemic has impacted every aspect of our personal and professional lives, and that is certainly true in the world of healthcare. In this session, representatives of MLMIC Insurance Company, the MedPro Group, and Fager Amsler Keller & Schoppmann, LLP will discuss the current trends in medical professional liability and offer insight into anticipated changes to the litigation environment as we emerge from the pandemic.

Upon completion of this program, participants should be able to:

- Identify the professional liability trends facing the healthcare industry prior to the COVID-19 pandemic.
- Describe the pandemic's effect upon professional liability trends in New York and around the nation.
- Recognize the implications of recent appellate cases upon healthcare liability.
- Discuss the anticipated future of professional liability claims as we emerge from the COVID-19 pandemic.

Panelists:
Timothy Krieg, Esq., Chief Operations Officer, MLMIC Insurance Company
Jeffrey C. Gerson, Esq. Vice President of Claims, Princeton-Northeast, MedPro Group
Nancy May-Skinner, Esq., Managing Attorney, Upstate Region, Fager Amsler Keller & Schoppmann (FAKS), LLP

Moderator:
Bill Fellner, Assistant Vice President, Busines Development, MLMIC Insurance Company

What types of claims do we expect we will see from this pandemic?

- Anticipate that primary targets will be hospitals and long-term care facilities:
  - Long-term care facilities infection control practices will be specifically targeted, e.g.: staff training, availability of PPE, visitation policies.
- Physician claims will involve diagnostic errors:
  - Delays will be alleged relative to decreased screening and evaluations being performed during the pandemic, e.g.: mammograms and colonoscopies.
- Plaintiff counsels will hold off from filing for as long as is possible:
  - Separate the filing from the public's healthcare hero assignment to all who worked in healthcare during the pandemic.

RESOURCES:

https://www.mlmic.com/mlmic-insider
https://www.fakslaw.com/wp-content/uploads/2021/05/Legislative_Dashboard_May272021.pdf
https://www.medpro.com/dynamic-risk-tools

If you would like more information or to further discuss any of the topics from this presentation, please contact:

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- Kathleen Divers, kathleen.divers@medpro.com, 1-866-784-7475.
- For FAKS inquiries, please call 1-855-FAKS-LAW (1-855-325-7529) or 1-877-777-3560.