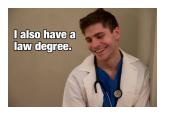


IME-NOT JUST A LITIGATION TOOL

- Quasi-medical/Quasi-legal
- Understand the Roles
 - Attorney
 - Examiner

• Panels

- Judge
- Jury



2

WHAT IS AN IME?

- Is it practicing medicine? Yes!
- + Can I be sued for malpractice? In at least some jurisdictions.
- Does HIPAA apply? Yes!
- Do ethical rules that govern my practice apply? Yes!



CR35

- How did we get here? Motion vs. Stipulation
- "They put *what* in the stipulation?"
 - Time/Place/Manner
 - Deadlines
 - Sneaky DiscoveryAccepting Service



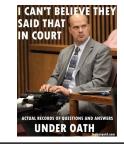
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DEALING WITH STICKY SITUATIONS

- Retaining Attorney Communication Breakdown
- Unfavorable Opinions
- Non-Payment (who is obligated to pay?!?!)
- *Bottom line: Use an Engagement Letter!

+ Supplementing Opinions

- Extraneous Discovery
 - Financial Information
 - Disciplinelawsuits



5

QUESTIONS?