

**THE AMERICAN COLLEGE OF CHIROPRACTIC CONSULTANTS  
and  
THE COUNCIL ON FORENSIC SCIENCES\***

Present for Re-certification \*\*  
2011 Annual Fall Conference

**Knowledge and Skill Building for the Chiropractic Expert**

October 13,14,15, 2011

Oak Brook Hills Marriott Resort  
3500 Midwest Rd., Oak Brook, IL 60523  
Phone: 630-850-5555

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**Thursday Evening October 13, 2011 – For Early Arrivals**

6:30 to 9:00 p.m.    **Evidence support for medical necessity and appropriateness of care determinations**  
Presenters: *Daniel Bowerman, DC, Lawrence Humberstone, DC, William Tellin, DC*  
**Description:** This session will focus on common publications used and cited in support of chiropractic standard of care, medical necessity, reasonableness and appropriateness determinations by the peer reviewer and forensic examiner. Presentations and critique of references will occur and facilitated discussion will follow.

**Friday, October 14, 2011    Main conference Begins**

7:00 – 8:00 a.m.    **Registration and Full Breakfast Buffet Provided to Conference Attendees**

8:00 – 10:00 a.m.    **Medical Testimony: it is not about winning or losing, it is about the process; strategies to succeed.**  
Presenter: *Steven Baker, DC*  
**Description:** This presentation will outline a process of medical expert testimony preparation and performance, and will review key components to be understood and applied by the expert. This will include important tasks performed before, during and after testimony occurs including:

- forming and presenting clear and supported opinions
- identifying questions likely to be posed during testimony
- understanding the venue
- pretrial conferences
- testimony pitfalls
- responding to direct and cross examination
- post testimony review and critique

10:00 – 12:00    **Videography and the Compulsory Medical Examination Encounter**  
Presenter: *Clay Hopkins, DC*  
**Description:** Compulsory examinations are used frequently for the stated purpose of determining the physical or mental condition of an insured individual that is covered by some form of insurance or legal action. Videography of the exam can be requested by the plaintiff to chronicle the event and to compare it to the report later generated by the examining physician. A videotaped compulsory examination can be a double edged sword, and the requirements, pitfalls and limitations of this process must be understood and prepared for by the examiner. This presentation will provide skill building for the doctor facing requests for videotaping and performing under these circumstances.

12:00 – 1:00 p.m.    **Lunch Provided to Conference Attendees**

## Friday, October 14, 2011 (Continued)

- 1:00 – 2:00 p.m.     **Medical Necessity: Hot Tubs, Spas, Whirlpools, and Beyond**  
Presenter: David M. Pedriana, Esq., Allison Hanson  
Description: Attorney Pedriana and Ms. Hanson will review the various criteria states use in deciding what is medical necessity under workers' compensation. They will discuss genuine medical necessity, treatment parameters, prescriptions for extraordinary services, devices, vehicles, durable medical equipment, attendant care, etc. Attorney Pedriana and Ms. Hanson will offer practical advice on strategies for appropriate care payments, denials, limitations on payments and costs, and marshalling the medical evidence and expert opinions to deal with the issues of medical necessity.
- 2:00 – 3:30 p.m.     **Peripheral Arterial Disease:            Recognition and Evaluation in the Clinical Setting**  
Presenter: Leanne Cupon, DC  
**Description:** Peripheral arterial disease is a common but often under-diagnosed and under-treated disorder with substantial associated morbidity and mortality. The pathophysiology of peripheral arterial disease and the risk factors for developing it are similar to those for atherosclerotic disease occurring at other sites. Peripheral arterial disease can be diagnosed accurately with simple, noninvasive, office-based tests that measure the severity of the disease and provide valuable prognostic information. This presentation will focus on the necessary skill set for recognizing this condition in the typical clinical and independent medical examination setting.
- 3:30 – 5:00 p.m.     **Making Your Blood Boil: Failure to recognize the presence and implications of vascular conditions in clinical practice**  
Presenter: Warren Jahn, DC, MPS  
Description: The plaintiffs in these three medical malpractice cases alleged that the defendant doctor of chiropractic fell below the required standard of care in failing to recognize the condition, conduct appropriate studies to diagnose and treat the plaintiff's vascular system disease or to refer to a vascular expert. Upgrade your knowledge, education and training with these types of cases and fine tune your expert skill sets and testimony. Actual transcript testimony (defendant and expert) will be highlighted.
- 5:00 – 6:00 p.m.     **Council on Chiropractic Guidelines and Practice Parameters (CCGPP): Review and Application of the Acute Care, Chronic Care and Terminology Papers**  
Presenter: *Ronald Farabaugh, DC*  
**Description:** This presentation will address CCGPP guideline publications with a focus on the more recent acute care, chronic care and terminology papers. Identification of the processes and literature support used to create these guideline papers will be reviewed. Proper guideline use versus misuse will be discussed.
- 6:30 – 8:00 p.m.     **Social Hour with Appetizers**

## Saturday October 15, 2011

- 7:00 – 8:00 a.m.     **Full Breakfast Buffet Provided for Conference Attendees**
- 8:00 – 10:00 a.m.   **The Co-morbidities of Chronic Spinal Conditions: why a focus on evidence-based wellness and health promotion is critical to patient centered care**  
Presenter: Will Evans, DC, PhD  
**Description:** This presentation will review co-morbidities of chronic spinal conditions, as well as established and practical strategies for delivery of clinical health promotion and disease prevention in the chiropractic clinical setting. Patients who develop chronic spine problems are more at risk for a variety of common ailments that cause many of the leading health problems in the United States. Chronic spinal conditions are also the 2<sup>nd</sup> leading cause of disability in the US. A review of a literature related to the clinician's role in helping manage these co-morbidities will be discussed as will a recent consensus project funded by NCMIC Foundation looking at wellness measures delivered by chiropractors.

10:00 – 12:00 p.m. **The Doctrine of Early Intervention vs. The Phenomenon of The Clinical Cascade**

Presenter: *Craig F. Nelson, DC, MS*

**Description:** One of the most enduring and uncritically accepted principles that drives our healthcare system is the “doctrine of early intervention.” This doctrine holds that it is always better to intervene sooner rather than later in any disease process. Early intervention, it is said, will inevitably lead to better outcomes and indeed may save lives. This doctrine is most clearly in force with respect to cancer. Although the doctrine is pervasive, it is most clearly in force with respect to the treatment of malignancies. Thus, an array of screening procedures have been developed which are intended to detect cancers early in their development and thereby improve the chances of survival. These procedures include mammography, the PSA test, colonoscopy and Pap smears.

Balanced against this doctrine is the phenomenon of the clinical cascade. A cascade event is one in which an initial act or action sets off a series of subsequent actions that follow automatically. A diagnostic test (such as a cancer screening exam) may set off a cascade of clinical interventions which may or may not be of benefit to the patient. This presentation will take a critical look at what the best scientific evidence tells us validity of doctrine of early intervention and the potential harm posed by the phenomenon of the clinical cascade.

12:00 – 1:00 p.m. **Lunch Provided to Conference Attendees**

1:00 – 2:00 p.m. **The Etiology and Pathogenesis of Spinal Disorders**

Presenter: *Michele Crites Battie, PT, PhD*

**Description:** This presentation will focus on the epidemiology of common spinal disorders and review the science relative to the incidence, etiology and consequences of spinal degeneration. Dr. Battie will review the dramatic paradigm shifts that have taken place over the past decade related to common spinal disorders in the understanding of determinants of disc degeneration. She will discuss the many occupational exposures suspected of increasing risk of "back injury" that have been found to have modest or negligible effects on degeneration or structural damage of the lumbar spine. Dr. Battie will explore the genetic influences on lumbar spine degeneration and pathology that have been found to be very substantial, dwarfing those of other suspected risk factors and the new findings that suggest that routine physical loading has some beneficial effects in delaying disc desiccation associated with aging and degeneration. She will explain what all this means to the "injury model" of occupational low back pain and why this knowledge is of importance to the clinician involved in routine patient care.

2:00 – 3:45 p.m. **Functional Capacity and Return to Work**

Presenter: *Michele Crites Battie, PT, PhD*

**Description:** Dr. Battie will provide a summary of the current state of knowledge regarding functional capacity evaluation including its usefulness for forming return to work expectations.

2:45 – 4:00 p.m. **Workers' Compensation Adjudication, Medical/Chiropractic Disputes, and the Fact-Finding Process**

Presenter: *Judge David B. Torrey*

**Description:** Judge Torrey will analyze the role of the hearing officer in workers' compensation cases. He will discuss how judges assess the credibility of the claimant, of other lay witnesses, and of medical and chiropractic experts. Judge Torrey will offer practical suggestions on how healthcare professionals can contribute productively to the adjudication of workers' compensation claims.

*8 hours of continuing education for the Thursday morning/afternoon program\*\*\*, 2.5 hours for the Thursday evening session, and 16 hours for the main conference program on Friday and Saturday applied for in all states except OK. Total available hours for all three days 26.5.*

\* The Council on Forensic Sciences is a recognized Council of the American Chiropractic Association

\*\* Thursday evening, and Friday and Saturday program qualifies for 18.5 hours toward ABCC, and 18.5 hours toward ABFP diplomate re-certification hours.

\*\*\* See separate flyer for details of an additional 8 hour program on Thursday morning and afternoon October 13 that is available **free to doctors registered for the main conference**. This program focus is soft tissue therapy/rehabilitation techniques, and is co-sponsored by NCMIC Insurance Company. Fulltime NCMIC D.C.'s get a yearly 5% premium discount for three consecutive policy years for attending this 8 hour course.

**Conference Speakers:**

Steven Baker, DC  
Michele Crites Battie, PT, PhD  
Leanne Cupon, DC  
Will Evans, DC, PhD  
Ron Farabaugh, DC  
Allison Hanson  
Clay Hopkins, DC  
Craig Nelson, DC, MS  
Daniel Pedriana, Esq  
Judge David Torrey



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