



# **Perrin Conferences**

## **The Opioid Litigation Conference**



**Thursday, June 6, 2019**  
**Omni Dallas Hotel**  
**Dallas, TX**

### **Conference Co-Chairs**

**Christopher R. Carroll, Esq.**  
Kennedys CMK LLP, Basking Ridge, NJ

**Jeffrey B. Simon, Esq.**  
Simon Greenstone Panatier, PC, Dallas, TX

### **Agenda Sponsor**



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**8:15 AM: Registration**

**8:45 AM: Welcome & Opening Remarks**

**Christopher R. Carroll, Esq.**, Kennedys CMK LLP, Basking Ridge, NJ  
**Jeffrey B. Simon, Esq.**, Simon Greenstone Panatier, PC, Dallas, TX

**9:00 AM: Overview of The Opioid Epidemic**

- What are Opioids and How Do They Affect the Brain?
- An Important Distinction: Addiction vs. Physical Dependence in The Opioid Context
- Developments in Pain Treatment
- Mental Illness Screening
- Community and Healthcare Impacts and Responses
- Recent and Expected Legislative Efforts to Combat the Opioid Epidemic
- Should we Expect an Increase in Regulatory Scrutiny on Abuse-Deterrent Opioids?

**Geralyn Datz, PhD**, Health & Pain Psychologist, Southern Behavioral Medicine Associates, PLLC, Hattiesburg, MS

**Matt Feehery, CEO**, Foundations Recovery Network, Divisional VP, Addiction Treatment Services, Brentwood, TN

**Thomas P. Scrivo, Esq.**, O'Toole Scrivo Fernandez Weiner Van Lieu, LLC, Cedar Grove, NJ

**Jonathan P. Zayle**, Professionals Liability Claims Supervisor, Athens Administrators, New York, NY

**10:00 AM: What's Happening in the Litigation?**

- Status of State Court vs. Federal MDL Opioid Litigation
- Recent Rulings on Motions to Dismiss in Various Jurisdictions
- Nuances of Public Nuisance Claims
- Discussion RICO Claims

**Jim M. Perdue, Jr. Esq.**, Perdue & Kidd, Houston, TX  
**Hunter Shkolnik, Esq.**, Napoli Shkolnik, New York, NY

## 11:00 AM: Break

## 11:15 AM: Nature of the Damages

- How Allocation and Abatement Issues Affect Damages Calculations
- What Damages Are Being Sought by The Plaintiffs?
- Types of Economic vs. Non-Economic Damages
- Punitive Damages – Do they apply?
- Liability & Defenses of Generic Manufacturers

**Charles D. Cowan, Ph.D.**, Analytic Focus LLC, San Antonio, TX

**Jay Henderson, Esq.**, Fibich, Leebron, Copeland & Briggs, Houston, TX

**Bethany W. Kristovich, Esq.**, Munger, Tolles & Olson LLP, Los Angeles, CA

## 12:15 PM: Lunch (on your own)

## 1:30 PM: Federal Drug Crime Perspective

- What can we expect in the future?

**Stacey Hail, MD, FACMT**, Associate Professor of Emergency Medicine and Medical Toxicology, University of Texas Southwestern Medical Center, Dallas, TX

## 2:00 PM: Part I: The Insurance Coverage and Allocation Issues

- What Challenges Are Insureds and Insurers Facing?
- Do the Lawsuits Seek Damages “on account of” or “because of” “bodily injury”?
- Whether the Lawsuits Allege An “Occurrence,” As Required Under (Most) Commercial General Liability Policies.
- Discussing the Application of Exclusions (intentional acts, product liability, etc.).
- How do Related Claim, Batch, or Integrated Occurrence Languages Operate?
- Discussing the Application of Exclusions (intentional acts, product liability, etc.).
- How do Related Claim, Batch, or Integrated Occurrence Languages Operate?

**Moderator: Monica T. Sullivan, Esq.**, Nicolaidis Fink Thorpe Michaelides Sullivan LLP, Chicago, IL

**John N. Ellison, Esq.**, Reed Smith LLP, Philadelphia, PA

**John Hatch**, Vice President, Director, PH Claims, The RiverStone Group, Manchester, NH

**Jenna A. Hudson, Esq.**, Gilbert LLP, Washington, DC

**Linda Kornfeld, Esq.**, Blank Rome LLP, Los Angeles, CA

**Thomas R. Orofino, Esq.**, Kennedys CMK LLP, New York, NY

**3:00 PM: Break**

**3:15 PM: Part II: The Insurance Coverage and Allocation Issues**

**Moderator: John N. Ellison, Esq.**, Reed Smith LLP, Philadelphia, PA  
**John Hatch**, Vice President, Director, PH Claims, The RiverStone Group, Manchester, NH  
**Jenna A. Hudson, Esq.**, Gilbert LLP, Washington, DC  
**Linda Kornfeld, Esq.**, Blank Rome LLP, Los Angeles, CA  
**Thomas R. Orofino, Esq.**, Kennedys CMK LLP, New York, NY  
**Monica T. Sullivan, Esq.**, Nicolaides Fink Thorpe Michaelides Sullivan LLP, Chicago, IL

**4:00 PM: Pharmacy, Retail and PBMs**

- Who are the Major Players?
- A Recent Debate: Should National Retail Pharmacies be Considered “Distributors?”
- What to Expect from Pharmacies in The Future (both in opioid litigation and in structural changes to retail pharmacy operations)?

**Joanne Cicala, Esq.**, The Cicala Law Firm, Dripping Springs, TX  
**Joseph Rice, Esq.**, Motley Rice, LLC, Mount Pleasant, SC

**5:00 PM - 6:00 PM: Networking Cocktail Reception**

*\*Speakers & Agenda are subject to change.*

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**Thursday, June 6, 2019**  
**Omni Dallas Hotel**  
**555 S. Lamar, Dallas, TX 75202**

Conference Details and Information:

## **REGISTRATION**

### **Registration Cost: \$895.**

All in-house counsel and insurance professionals receive complimentary registration at Perrin Conferences live programs.

Contact Bethany Corio (bcorio@perrinconferences.com) 610-220-1817 or Lynnsey Perrin (lperrin@perrinconferences.com) 610-804-6165 to register at the complimentary rate.

### **Register Online:**

<https://www.perrinconferences.com/conferences/the-opioid-litigation-conference-2019/>

### **Register by Mail/E-mail:**

Complete the Mail-In Registration Form at the end of brochure.

*Mail to:*

Perrin Conferences  
214 Orchard Way  
Wayne, PA 19087

*Scan & Email Form to:* bcorio@perrinconferences.com or lperrin@perrinconferences.com

### **Register by Phone:**

Lynnsey Perrin	610-804-6165	lperrin@perrinconferences.com
Bethany Corio	610-220-1817	bcorio@perrinconferences.com

Each registration includes private website access to course materials and admission to all networking events including breakfasts, refreshment breaks and cocktail receptions. *Group discounts available, please inquire.*

## **HOTEL ROOM BLOCK**

Omni Dallas Hotel  
555 S. Lamar  
Dallas, TX 75202

We have reserved a room block for conference attendees. Please call the reservations office at 1-800-THE-OMNI (1-800-843-6664) and reference Perrin Conferences. The group rate is \$219 per night. Please reserve your room by Friday, May 17, 2019.

## **CLE CREDIT INFORMATION**

This conference will be approved for 6.25 – 7.5 CLE credit hours, depending on the state. Please send requests for state specific accreditation to Katie Milnes [kmilnes@perrinconferences.com](mailto:kmilnes@perrinconferences.com).

## **CANCELLATION POLICY**

If you cannot attend the conference, please notify us prior to May 23, 2019 and we will refund your fee. Cancellations received after this date and no-shows are subject to a \$200 administrative fee. You may enroll a substitute at any time before the conference starts.

### FINANCIAL AID POLICY

Perrin Conferences is dedicated to providing high-quality continuing legal education to attorneys interested in course offerings. Program registrants who are unable to afford registration fees due to financial hardship may apply for a complete registration waiver or reduction in fee. Factors to be considered include employment status and annual income. Please send a written letter to Lynnsey Perrin addressing your financial situation for consideration. All requests must be submitted 14 days prior to the start of the program and are kept confidential.

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**Perrin Conferences – The Opioid Litigation Conference**

June 6, 2019 – Dallas, TX

Mail-in Registration Form

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**CIRCLE ONE:** Attorney Insurance Professional In-House Counsel Other \_\_\_\_\_

***Registration Fee: \$895 - \*All Insurance Professionals & In-House Counsel receive Complimentary attendance***

Name on Card \_\_\_\_\_

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***Please Mail Form to: Perrin Conferences, 214 Orchard Way, Wayne, PA 19087***

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