

# 2021 The Car Crash Seminar

## August 26-27, 2021 • Live Webcast

### Thursday Afternoon, Aug. 26, 2021

#### Presiding Officer:

**Quentin Brogdon**, Crain Brogdon Rogers, LLP - Dallas, TX

12:05 pm	<b>Welcoming Remarks</b>
12:15 pm 0.75 hr	<b>Texas Auto Policies</b>  Explore how to get the most from your coverage.  Henry L. Moore, Attorney at Law - Austin, TX
1:00 pm	<b>5-Minute Break</b>
1:05 pm 0.75 hr 0.25 hr ethics	<b>Important Cases in the Prosecution and Defense of UM / UIM Cases</b>  A review of recent cases impacting UM/UIM cases and the strategies for prosecuting and defending uninsured and under-insured motorist claims.  Thomas A. Herald, Thomas A. Herald, P.C. - Bedford, TX Melissa Lorber, Enoch Kever PLLC - Austin, TX
1:50 pm	<b>5-Minute Break</b>
1:55 pm 0.75 hr	<b>Negotiating with Insurance Adjusters</b>  Learn how to maximize case value through preparation and presentation of the demand package.  Matthew A. Ray, Warren Law Firm - West Lake Hills, TX
2:40 pm	<b>10-Minute Break</b>
2:50 pm 1.00 hr	<b>Courtroom Zoom</b>  Moderator: Donald H. Kidd, Perdue & Kidd - Houston, TX Panelists: Hon. Rabeea Sultan Collier, 113th Civil District Court - Houston, TX Hon. Karin Crump, 250th Civil District Court - Austin, TX Hon. Dale B. Tillery, 134th Civil District Court - Dallas, TX
3:50 pm	<b>5-Minute Break</b>

3:55 pm 0.75 hr	<b>Seatbelts and Police Opinions: Two Outcome-Determinative Issues</b>  Evidence about the wearing of seat belts and the investigating officer's opinions has the potential to be outcome determinative in a car crash case. When should the judge admit the evidence, and when should the judge exclude it?  Quentin Brogdon, Crain Brogdon Rogers, LLP - Dallas, TX
4:40 pm	<b>Adjourn</b>

## Friday Morning, Aug. 27, 2021

### Presiding Officer:

**Price Ainsworth**, Lorenz & Lorenz LLP - Austin, TX

8:30 am 0.50 hr	<b>Legislative Update: What Did They Do and What Does it Say?</b>  Various pieces of legislation have been considered and either passed or failed in the 2021 Legislative Session. Hear from the front lines about what the bills say and do that affect motor vehicle litigation and more.  Jim M. Perdue Jr., Perdue & Kidd - Houston, TX
9:00 am	<b>5-Minute Break</b>
9:05 am 0.75 hr	<b>Medical Specials: The Defendant's and Plaintiff's Perspective</b>  This presentation navigates the new changes and recent case law challenges regarding CPRC 18.001. Learn what to file and what to argue, including an overview of both the defendant's challenges and the plaintiff's defense of 18.001 affidavits.  Drew Gibbs, Gibbs & Crivelli, PLLC - Austin, TX Junella G. Reese, Meynier, Reese, Liber and Matte (Salaried Employees of Progressive) - San Antonio, TX
9:50 am	<b>5-Minute Break</b>
9:55 am 0.50 hr	<b>Chapter 18.001 Affidavits: History 101</b>  Jennifer Mauer Lee, Fee Smith Sharp & Vitullo LLP - Dallas, TX
10:25 am	<b>5-Minute Break</b>
10:30 am 0.75 hr	<b>Paid vs. Incurred Update</b>  An update on recent case law and potential legislative changes affecting proof and recovery of medical expenses in car crash cases—including the paid vs. incurred statute, Section 18.001 affidavits and counter-affidavits, and <i>In re North Cypress</i> -related discovery issues.  Morgan A. McPheeters, McPheeters Law, PLLC - Dallas, TX
11:15 am	<b>5-Minute Break</b>

11:20 am 0.75 hr 0.50 hr ethics	<b>Subrogation and Liens</b>  The choice is yours: go crazy trying to learn subrogation and liens on your own; commit malpractice by giving away your client's money; or learn Medicare, Medicaid, worker's comp, ERISA, hospital liens, child support liens, and self-funded vs insured in one relatively painless seminar. Choose door number 3!  Judy Kostura, Kostura & Putman, P.C. - Austin, TX
12:05 pm	<b>Break for Lunch (30-Minutes)</b>  Presentations resume at 12:35 p.m.

## Friday Afternoon, Aug. 27, 2021

### Presiding Officer:

**Chip Evans**, The Evans Law Firm - West Lake Hills, TX

### LUNCHEON PRESENTATION

12:35 pm 0.50 hr ethics	<b>What You Gotta Know to Combat Implicit Bias</b>  This presentation explores the threat implicit bias poses to the concept of equal justice under the law and the moral imperative for members of the legal profession to address it in our law firms, court hearings, and jury trials. It also covers how an implicit bias jury instruction can serve as a de-biasing tool.  Hon. Tonya Parker, 116th District Court - Dallas, TX
1:05 pm	<b>5-Minute Break</b>
1:10 pm 0.75 hr	<b>Trial Preparation 101</b>  Stressed in trial prep and at trial? Inevitable? Yes. Manageable? Absolutely. Learn tips and strategies from an experienced plaintiff and defense attorney for developing a case and preparing for trial.  Brian L. Mincher, Burrell Law PLLC - McKinney, TX Manpreet Kaur Singh, Fanaff, Hoagland, Gonzales & Baldwin - Houston, TX
1:55 pm	<b>10-Minute Break</b>
2:05 pm 0.75 hr	<b>Communication Across the Aisle: How to Work Effectively with Opposing Counsel</b>  Hear from two experienced litigators, who have had several cases against each other over the course of their practice. They explore how effective communication goes hand in hand with zealous advocacy.  William M. Toles, Fee, Smith, Sharp & Vitullo - Dallas, TX Paul Wingo, Hamilton Wingo, LLP - Dallas, TX
2:50 pm	<b>10-Minute Break</b>

3:00 pm 0.75 hr	<p><b>Stowers and Insurance Bad Faith in Car Crash Cases</b></p> <p>This presentation provides basic background and advanced practice tips on how to prepare and leverage <i>Stowers</i> and insurance bad faith claims in car crash cases.</p> <p>Moderator: Ray T. Khirallah Jr., Hamilton Wingo, LLP - Dallas, TX</p> <p>Panelists: Kenneth R. 'Kent' Chambers, Attorney at Law - Conroe, TX Chris Hamilton, Hamilton Wingo, LLP - Dallas, TX</p>
3:45 pm	<b>10-Minute Break</b>
3:55 pm 0.50 hr	<p><b>Assessing and Proving Mental Anguish Damages in Personal Injury Cases</b></p> <p>A practitioner's guide to assessing and presenting evidence of compensable mental anguish damages in deposition and trial.</p> <p>Daphny Ainslie, Psy.D., Ainslie Consulting, PLLC - Austin, TX Glenn W. Cunningham, Law Offices of Glenn W. Cunningham - San Antonio, TX</p>
4:25 pm	<b>5-Minute Break</b>
4:30 pm 0.50 hr	<p><b>Storytelling and Themes</b></p> <p>The power of a simple story, it can transform the room, transform your audience, transform you.</p> <p>Tyrone C. Moncriste, Tyrone C. Moncriste &amp; Associates - Houston, TX</p>
5:00 pm	<b>Adjourn</b>