



PRACTICE FOCUS

- > Workers' Compensation and OSHA
- > Workers' Compensation and OSHA Litigation
- > Labor and Employment
- > Labor and Employment Litigation
- > Health Care and Life Sciences

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REPRESENTATIVE CASES

Ohio Supreme Court

- > *State ex rel. M. Weingold & Co. v. Indus. Comm., et al.*, 97 Ohio St.3d 44, 2002.
- > *State ex rel. Williams v. Colasurd, et al.*, 71 Ohio St.3d 642, 1995.
- > *MTD Products, Inc. v. Robatin, et al.*, 61 Ohio St.3d 66, 1991.

Other Ohio Courts

- > *Estate of Merrell v. M. Weingold & Co.*, 8th Dist. No. 88508, 2007-Ohio-370.
- > *State ex rel. Benjamin Rose Inst. v. Indus. Comm.*, 10th Dist. No. 04AP-1194, 2005-Ohio-4818.
- > *State ex rel. Hicks v. Indus. Comm.*, 10th Dist. No. 04AP-47, 2005-Ohio-3272.
- > *Levback v. American Spring Wire Corp.*, 8th Dist. No. 81417, 2003-Ohio-435.
- > *State ex rel. Ignatious v. Indus. Comm.*, 10th Dist. No. 01AP-982, 2002-Ohio-4014.
- > *Hatfield v. Seville Centrifugal Bronze*, 106 Ohio Misc.2d 10, No. 00-CIV-0040, Ohio Com.Pl., April 25, 2000.
- > *Banks v. LTV Steel Co.*, 8th Dist. No. 66569, 100 Ohio App.3d 585, February 22, 1995.
- > *Demko v. Administrator, Bureau of Workers' Compensation*, 11th Dist. No. 93-P-0067, October 07, 1994.
- > *Peterson v. Red Riding Hood Registry, Inc.*, 9th Dist. No. 15964, February 02, 1994.
- > *Bevington v. Suburban-West Nurses Registry*, 8th Dist. No. 54670, November 17, 1988.
- > *State ex rel. Inn-Conn Health Care System, Inc. v. Lancaster*, 10th Dist. No. 87AP-141, May 03, 1988.
- > *Lengel v. Griswold, Inc.*, 8th Dist. No. 53054, November 25, 1987.

PUBLICATIONS

- > "Then and Now: One Hundred Years of Workers' Compensation Jurisprudence," *American Bar Association Section of Labor and Employment Law Tort, Trial and Insurance Practice Section*, April, 2011.
- > "The Kaminski Decision and Employment Intentional Torts: The End of the Saga?" *Calfee Update*, March, 2010.
- > "Ohio BWC's Last Minute Rate Reform," *Calfee Update*, April, 2009.
- > "Litigating Abatement of a Substantially Aggravated Condition: 'The Evans/Felty Asymmetry' Resurrected," *Workers' Compensation Journal of Ohio*, January/February, 2009.
- > "Is Retrospective Rating Returning to Fashion?" (with Darlene Evans McCoy, Esq.), *Workers' Compensation Journal of Ohio*, September/October, 2006.
- > "The Use of Private Investigators and Ohio Law: 'Investigating the Detective,'" *Workers' Compensation Journal of Ohio*, July/August, 2006. (Different version presented to National Workers' Compensation Defense Network).
- > "Coolidge: Complications and Consequences," *Calfee First Alert*, May, 2004.

- > “Employee Kills Co-Worker, Gets Comp Benefits,” *Calfee First Alert*, February, 2001.
- > “Oops! Where Does the Employer’s Premises End for Employee Slips and Falls,” November, 2000.
- > “Are Injuries to Employees at Company Recreational Activities Compensable?” May, 2000.

PRESENTATIONS

- > “Employer Liability at the Centennial, Update on Workers’ Compensation and Related Issues” *Benefits 1 Seminar*, October 13, 2011.
- > “Tips for Surviving The Alternate Universe of Cleveland Hearing Room 8 (and Similar Worlds),” *Benefits 1 Group*, May, 2011.
- > “Manifestations of the Coming and Going Rule,” *Cleveland Metropolitan Bar Association Workers’ Compensation Committee*, January, 2011.
- > “Non Workers’ Compensation Considerations in Workers’ Compensation Settlements,” *National Workers’ Compensation Defense Network*, June, 2008.
- > “Medical Clues to Legal Concepts in Workers’ Compensation Cases” *SEAK National Workers’ Compensation and Occupational Medicine Conference*, July, 2007. (Different versions presented to Northeast Ohio Medical Directors Association, Northeast Ohio Case Management Network.)
- > “Employee Misconduct Defenses,” *Calfee Seminar*, January, 2006.
- > “What’s New? Cases With Potential Day to Day Impact,” *CareWorks*, Dublin, Ohio, March, 2005.
- > “‘Other Peoples’ Money’: Settlement Strategies in Multi-Issue Cases,” *Advanced Workers’ Compensation Seminar*, July, 2003.
- > “Intentional Tort Twists and Turns,” *Calfee Seminar*, August, 2002.
- > “When Is Injured Worker Misconduct a Defense to Temporary Total Compensation?” March, 2002.
- > “Practical Effects of New Employer Liability Court Decisions,” *Lorman Education Services Workers’ Compensation Seminar*, November, 2001.

PROFESSIONAL ASSOCIATIONS AND POSITIONS

- > Case Western University School of Law, Adjunct Professor, *Workers’ Compensation Law and Theory* Course
- > Ohio State Bar Association’s Workers’ Compensation Specialty Board, Academic Advisor
- > American, Ohio, and Cleveland Metropolitan Bar Associations

AWARDS/HONORS

- > Fellow of the College of Workers’ Compensation Lawyers, 2011
- > The Best Lawyers in America, 1995-present
- > Ohio Super Lawyer, 2004-present

IN THE COMMUNITY

- > Cleveland Committee on Foreign Relations