



NOTICE OF DINNER MEETING

DATE: THURSDAY, MARCH 15, 2012

TIME: 6 PM NO-HOST BAR
7 PM DINNER

PLACE: TERMINAL CITY CLUB
837 West Hastings Street
Vancouver

COST: \$65 Members
\$75 Non-Members

c/o Bull, Housser & Tupper LLP
3000 – 1055 West Georgia Street
PO Box 11130, Royal Centre
Vancouver, BC
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PAYMENT IN ADVANCE ONLY, WE ARE UNABLE TO ACCEPT PAYMENT AT THE DOOR FOR THIS MEETING.

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OBLIGATIONS & LIABILITIES ASSOCIATED WITH A PHYSICIAN ACTING AS AN EXPERT

GUEST SPEAKER – MICHAEL THOMAS

This topic will be presented by Michael Thomas a partner at Harper Grey LLP. Mr. Thomas defends physicians and lawyers, represents people who have suffered injuries that have had a significant impact on their life, and most recently filed a class action challenging the manner in which the new impaired driving legislation has been enforced by the provincial police departments and the RCMP. He has a blog on insurance law and an interest in competition law.

He will discuss to whom a physician expert owes a duty to and the extent of his or her liability. Four cases where physicians experts have been sued will be summarized: Worthman v. AssessMed Inc [2006] O.J. No. 925, Mund v. Sovio 2010 BCSC No. 334, Small v. Lohrasbee 2011 Chilliwack Registry No. 022219 and Zhang v. Wong 2009 BCSC 1741. Michael will then open a general discussion on whether a physician expert is practicing medicine and why this issue might be of some importance. Some of the safeguards in place to prevent the entry of pseudo science in the courtroom will be mentioned. He will discuss the exclusion of neuropsychologists diagnosing post concussion syndrome by B.C. courts, and how these safeguards have fared in the context of trauma induced M.S. and inoculant induced autism. Time permitting, we will discuss the extent to which a medical expert provides a medical opinion v. the extent to which a medical expert is a fact finder; and/or whether there is an obligation on a physician to provide an opinion outside of the specific question posed to him or her by counsel.

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Please forward your cheque payable to "The Medical Legal Society of B.C." before **March 12, 2012** to:

Ms. Carol Gielens
Bull, Housser & Tupper LLP
3000 - 1055 West Georgia Street
PO Box 11130

We have requested that this course be approved by The Law Society of British Columbia as part of the selection of approved CPD courses and group studies. We will advise you at the meeting whether the course has been approved.

This program has been accredited by:

The College of Family Physicians of Canada and the British Columbia Chapter for up to 1.5 Mainpro-M1 credits; and The Royal College of Physicians and Surgeons of Canada. Physicians may claim credit for time spent in the activity. Letters certifying your attendance will be available at the meeting.