



Mental Illness Clauses in Disability Income Insurance Policies



WEDNESDAY, MAY 21, 2008 • 1:00 P.M. - 2:30 P.M. EDT

A 90-MINUTE TELECONFERENCE

Program Description:

Speakers will examine the law surrounding mental disability provisions, exclusions, and limitations in disability income insurance policies, the law's relationship to and interaction with the ADA and discrimination law, and arguments that some mental disabilities are really physical in nature. The program will explore proposed Congressional bills related to these issues.

Through this program, our listeners will:

1. Learn what mental illness clauses in disability income policies are, and about their limiting and preclusive effects on benefit collection.
2. Be exposed to cases in which defendant insurers and individual plaintiffs have prevailed in court under traditional and unorthodox treatments of mental illness limitation clauses.
3. Hear medical and science-based explanations on why conditions traditionally viewed as mental illnesses have been characterized as physical or "organic" and how federal courts have reacted to such arguments.
4. Become more familiar with this facet of disability insurance benefit litigation.

Program Chair:

Ian O. Smith, Moukawsher & Walsh, LLC
Hartford, CT

Speakers:

Mark DeBofsky, Daley, DeBofsky & Bryant, Chicago, IL

Vaughan Finn, Shipman & Goodwin LLP
Hartford, CT

David Kalib, Berkshire Life Insurance Company, Dalton, MA (retired)

Earn MCLE Credit:

1.5 MCLE credit hours from 60-minute states/1.8 MCLE credit hours from 50-minute states have been requested from states accrediting teleconferences. For NY licensed attorneys – 1.5 NY non-transitional credit hours have been requested. If you have questions regarding MCLE please contact the ABA Service Center at 800-285-2221.

*States currently not accrediting ABA Teleconferences: DE, IN, PA, KS, OH

Cost:

TIPS, Young Lawyers and General Practice, Solo & Small Firm Section Members pay only: \$95 for primary and \$45 for additional registrants. ABA Members: \$125 for primary and \$70 for additional registrants. Law Students: \$50. General Public: \$150 for primary and \$80 for additional registrants. Secondary registrants must register with the primary registrant. All participants must register for the program.

Cancellation Policy:

5 business days or more, 100% minus a \$25 administrative fee; 4 to 2 business days, 50%; 1 day substitution only. *Confirmation with access information for written materials and teleconference will be e-mailed.

To Register, make checks payable to: ABA-TIPS, and mail to the American Bar Association, Attention: Debra Dotson, 321 N. Clark St., Chicago, IL 60610 or fax this form with credit card info to: 312-988-6230.

Name _____ Organization _____

Address _____ Phone _____

City _____ State _____ Zip _____ E-mail _____

Credit Card No. _____ Exp. Date _____

MasterCard Visa American Express

Signature _____ Total \$ _____



Register Online:

<https://www.abanet.org/tips/healthtelereg08.html>



This teleconference is sponsored by the American Bar Association Tort Trial & Insurance Practice Section's Health & Disability Law Committee