

GRAY AREAS IN WORKERS' COMPENSATION

Presenters: Sandra L. Voss, Esquire

Honorable Robert J. Steiner

Brian J. Lenahan, Esquire

I. COURSE AND SCOPE OF EMPLOYMENT CASES

- A. Parking Lot Cases
- B. The Going To and Coming From Work Rule

II. ACTS OF VIOLENCE

- A. Employee on Employee Violence
- B. Criminal Acts Against Employees
- C. Acts of Terrorism and/or Hostile Attacks

III. TEMPORARY EMPLOYEES/STATUTORY EMPLOYEES

- A. Right of Control
- B. Indemnification and Subrogation
- C. UEGF Issues

IV. COMPROMISES AND RELEASES WITH RESIGNATIONS

- A. Separation Agreements and/or Letters of Resignation
- B. Impact on Mediation
- C. Additional Consideration and Tax Consequences
- D. Workers' Compensation Attorneys Giving Employment Advice

V. CATCH ALL TOPICS

- A. Protz I; Protz II
- B. Medical Marijuana
 - 1. But for Defense
 - 2. Employer Policy of Zero Tolerance
 - 3. Collective Bargaining Agreements
 - 4. Federal Pre-emption
 - 5. Level of Intoxication