

INVITE YOU TO AN EDUCATIONAL
BREAKFAST SEMINAR

“Frankly Scarlett, We Should Talk”

Why the MIG Arbitration Should Concern Us

Alexander Voudouris and Eva Campbell will explain and discuss from their different perspectives, the decision on his appeal of Scarlett and Belair. Nadia Perruzza will identify the pitfalls to avoid when documenting the needs of the seriously injured.

On November 28, a Delegate in the Office of the Director of Arbitrations with Ontario’s auto insurance regulator rescinded a decision made earlier this year related to the Minor Injury Guideline in the accident benefits legislation, and ordered a new arbitration hearing. This recent appeal decision has profound implications for claimants, providers and insurers.

The case represented the first arbitral or judicial decision considering the definition and applicability of the Minor Injury Guideline. It came more than two years after the introduction of the Minor Injury Guideline along with

sweeping changes to the Statutory Accident Benefits Schedule. The changes have dramatically reduced the accident benefits available to motor vehicle accident victims and have correspondingly resulted in dramatic increases to insurance company profits.

The decision at issue involved Lenworth Scarlett and Belair Insurance Company Inc. In it, Arbitrator John Wilson forcefully sided with Scarlett, the Applicant, in finding his injuries did not fall within the Minor Injury Guideline and thus allowed him to claim up to \$50,000 in medical and rehabilitation benefits rather than the paltry \$3,500 limit that would otherwise apply. As Scarlett’s matter did not fall under the Minor Injury Guideline, he could also claim attendant-care benefits. This decision has now been rescinded but remains under appeal to the Provincial Court of Ontario.

Monday, March 31, 2014

8:30 registration and breakfast

**9:00am to 10:45am
presentations and networking**

**Delta Meadowvale Hotel
and Conference Centre**

South Studio 2 room
6750 Mississauga Road,
Mississauga, ON
(Mississauga Rd. and Hwy. 401)

Our speakers:

Alexander Voudouris

LLB, Pace Law Firm (keynote)

The Scarlett appeal’s implications

Eva Campbell

C.I.P., Claims Adjuster, Legal Department, Toronto Transit Commission

**An adjuster’s perspective on the
adjudication of MIG disputes**

Nadia Perruzza

(OT Reg.), Clinical Practice Leader, Rehab First

**Minor injury/Serious injury:
The health professional’s perspective**

Admission is complimentary to confirmed guests
and breakfast will be provided.

Please RSVP to Janina Commisso by January 20, 2014 at
jcommisso@pacelawfirm.com

**All inquiries are welcome.
Please note that space
is limited.**