

2023 UT Law CLE 2023 Crash Seminar

A DIVINE COMEDY REDUX: Discovery and Use of Healthcare Information (Records, Bills, and Beyond)



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OVERVIEW

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MYTHS & REALITY

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ANCHORS AWEIGH

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GREGORY v. CHOCHAN

“the possibility that economic and noneconomic damages may correlate or inform one another in certain situations does not mean that they are necessarily connected in all cases or that the ratio between the two is always a useful tool. Like other unsubstantiated anchors, unexamined use of the ratio between economic and noneconomic damages—without case specific reasons why such analysis is suitable— cannot provide the required rational connection between the injuries suffered and the amount awarded.”

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"Discovery: Beyond Bullet Points"