STATE BAR
OF WISCONSIN
P.O. Box 7158, Madison, WI 53707-7158

49th Annual Torts Update

CREDIT HOURS: 4 CLE/1 EPR credits

IN-PERSON SEMINAR: Friday, September 11, 2026 – Madison

LIVE WEBCAST: Friday, September 11, 2026

WEBCAST REPLAYS: Tuesday, September 22, 2026
Monday, September 28, 2026
Saturday, October 3, 2026
Wednesday, October 7, 2026
Thursday, October 15, 2026
Friday, October 23, 2026
Wednesday, October 28, 2026
Monday, November 9, 2026
Tuesday, November 17, 2026
Friday, November 27, 2026
Thursday, December 10, 2026
Friday, December 18, 2026
Thursday, January 14, 2027



49th Annual Torts Update



From AI ethics to UIM gaps, this year's torts decisions, unpacked

The ***49th Annual Torts Update*** delivers focused, case-based insights on the issues shaping Wisconsin tort practice today. Drawing from recent decisions, it highlights key developments across a range of recurring topics, including liability, coverage, damages, and emerging questions around expert testimony and the use of AI.

Each segment is anchored in real cases and designed to provide practical takeaways for civil litigators, insurance counsel, and personal injury practitioners. **Register now!**

HOW YOU'LL BENEFIT

- Understand the legal issues emerging in Wisconsin tort practice so you're prepared for the cases that land on your desk
- Get an overview of recent major court decisions on tort matters and receive the information you need to represent your clients with confidence
- Explore current ethics topics in legal practice, including the use of AI, through case studies drawn from real courtroom decisions
- Stay current on insurance coverage developments across UIM, criminal act exclusions, and emerging areas like food delivery service liability

DATES & LOCATION

IN-PERSON SEMINAR — MADISON

Friday, September 11, 2026
State Bar Center
5302 Eastpark Blvd.
Madison, WI
(608) 257-3838

LIVE WEBCAST

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SCHEDULE

8:00 AM **Registration**

8:30 AM **Coverage issues involving Door Dash and Other Food Delivery Services**

- *Ramirez v. Voyager Indemnity Insurance Co.*
- Food delivery drivers and when automobile insurance has a delivery exclusion
- Common exclusions in automobile policies

Lawrence J. Drabot

8:55 AM **Medical Malpractice Update**

- *Wren v. St. Mary's Hospital*
- Constitutionality of the COVID-19 Immunity Statute's prohibition of a jury trial

9:10 AM **UIM Coverage Update**

- *Gohlke v. West Bend Mutual Insurance Co.*
- *Fredrich v. Farmers Group Property & Casualty Insurance Co.*
- Limits when the individual is not "occupying" the vehicle
- Insurers UIM exclusion and if it is permissible

Ashley M. Schutt

9:30 AM **Criminal Act Exclusions**

- *Westbrook v. American Family Mutual Insurance Co.*
- Homeowners insurance exclusions for criminal behavior
- Minor-involved injury

Matthew J. Van Keulen

9:50 AM **Break**

10:05 AM **Negligent Hiring Claims Against Interstate Trucking Brokerage Companies**

- *Montgomery v. Caribe Transport II, LLC*
- Preemption and state tort law claims against trucking brokers

Edward E. Robinson

10:30 AM **Safe Place Law and Punitive Damages**

- *Lorbiecki v. Pabst Brewing Company*
- Understand what was affirmed and what was reversed

David J. Turek

10:55 AM **Letters of Protection and Expert Testimony**

- *Kyllonen v. Artisan and Truckers Casualty Co.*
- Treating physician opinions and whether they are barred in a personal injury case

Amy Hetzner

11:05 AM **The Ethics of Using AI**

- *Mata v. Avianca, Inc. (S.D.N.Y. June 22, 2023)*
- *United States v. Heppner (S.D.N.Y. Feb. 17, 2026)*
- *Tremblay v. OpenAI, Inc. (N.D. Cal. Aug. 8, 2024)*
- *Warner v. Gilbarco, Inc. (E.D. Mich. Feb. 10, 2026)*
- Filing briefs with fabricated ChatGPT cases
- Claude AI and whether the output is work-product
- Are counsel's LLM prompts protected work-product?
- Are a pro se litigants AI searches protected work-product?

Sarah E. Peterson

12:05 PM **Program Concludes**

Following start time, schedule will vary slightly from above. All times are Central Time Zone.

FACULTY

PROGRAM CHAIRS

Michael P. Crooks, von Briesen & Roper, S.C., Madison

Edward E. Robinson, Cannon & Dunphy, S.C., Brookfield — ***Also Presenting***

PRESENTERS

Lawrence J. Drabot, Ratzel & Associates, LLC, Brookfield

Amy Hetzner, Schmidt, Rupke, Tess-Mattner & Fox, S.C., Brookfield

Sarah E. Peterson, State Bar of Wisconsin, Madison

Ashley M. Schutt, Habush, Habush & Rottier, S.C., Waukesha

David J. Turek, Gass Turek, LLC, Milwaukee

Matthew J. Van Keulen, von Briesen & Roper, S.C., Madison

CREDITS

CREDIT HOURS: This program will be submitted to the Wisconsin Board of Bar Examiners for **4 CLE credits including 1 Ethics and Professional Responsibility credit.**

TUITION

	IN-PERSON	WEBCAST
State Bar Member	$239	$269
Nonmember	$319	$349
Ultimate Pass Gold/Silver	$0	$0
Ultimate Pass Bronze	$239	$0
Passbook Certificate	1 Certificate	1 Certificate

REGISTRATION & GENERAL INFO

ONLINE: **wisbar.org/seminars**

PHONE: **(800) 728-7788**

MAIL/FAX: Visit **wisbar.org/regform** for registration form

PINNACLE PASSBOOK REGISTRATIONS: PINNACLE Passbook certificates must be received by the State Bar at least one business day prior to the event. For in-person seminars, walk-in registrations using Passbook certificates are also welcome.

COURSE MATERIALS: Course materials are provided to seminar attendees in PDF format and are downloadable from myStateBar on wisbar.org up to two days prior to and 90 days after your seminar.

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ACCOMMODATIONS: If you need special accommodations, please contact us at (800) 728-7788, ext. 6142 at least three weeks prior to the program date so we can make appropriate arrangements.

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CREDITS: 1 CLE | **CLE ONDEMAND™:** CA3955D

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