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Carol Wershoven is the author of 'Along These Lines: Writing Sentences and Paragraphs (5th Edition)', published 2011 under ISBN 9780205110209 and ISBN 0205110207.

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ERISA and Health Insurance Subrogation In All 50 States is the most complete and thorough treatise covering the complex subject of ERISA and health insurance subrogation ever published. NEW TO THE FIFTH EDITION! ¶ Updated To Include All The Newest Case Law! ¶ Updated To Include Medicaid Subrogation and Preemption of FEHBA ! ¶ New Plan Language Recommendations! ¶ Complete Health Insurance Subrogation Laws In All 50 States ! Covers The Application of ERISA In Every Federal Circuit The Fifth Edition of ERISA and Health Insurance Subrogation In All 50 States has been completely revised, edited, and reorganized. This was partly to reflect the new direction recent case decisions have taken regarding health insurance subrogation as well as the crystallization of formerly uncertain and nebulous areas of the law which have now received some clarity. An entirely new chapter entitled, ¶What Constitutes Other Appropriate Equitable Relief?¶ has been added and replaces the old Chapter 9, which merely dealt with Knudson and Sereboff. The new edition introduces new state court decisions addressing the issue of causation and whether and when a subrogated Plan seeking reimbursement must prove that the medical benefits it seeks to recover were causally related to the original negligence of the tortfeasor. An entirely new section was added concerning the subrogation and reimbursement rights of Medicare Advantage Plans, a statutorily-authorized Plan which provides the same benefits an individual is entitled to recover under Medicare. This includes recent case law which detrimentally affects the rights of such Plans to subrogate. Also added to the new edition is additional law and explanation regarding Medicaid subrogation, including the differentiation between ¶cost avoidance¶ and ¶pay and chase¶ when it comes to procedures for paying Medicaid claims. Significant improvements have been made to suggested Plan language which maximizes a Plan's subrogation and reimbursement rights. The suggested language stems from recent decisions and developments in ERISA and health insurance subrogation from around the country since the last edition. The new edition has been completely reworked both in substance and organization. Recent case law has necessitated consolidation of several portions of the book and elimination or editing of others. A new section entitled ¶Liability of Plaintiff's Counsel¶ has been added, which provides a clearer exposition on the laws applicable and remedies available when plaintiff's attorneys and Plan beneficiaries settle their third-party cases and fail to reimburse the Plan. Also new to the book are recently-passed anti-subrogation measures such as Louisiana's Senate Bill 169, § 1881, which states that no health insurer shall seek reimbursement from automobile Med Pay coverage without first obtaining the written consent of the insured. The new edition also goes into much greater detail on the procedures for and law underlying the practice of removal of cases from state court to federal court, and the possibility of remand back to state court. This includes the Federal Courts Jurisdiction and Venue Clarification Act of 2011, effective Jan. 6, 2012, which amended federal removal, venue, and citizenship determination statutes in very significant ways. The new edition also delves into, for the first time, the role which the federal Anti-Injunction Act plays when beneficiaries sue in state court to enforce the terms of an ERISA Plan, while the Plan files suit in federal court seeking an injunction against the state court action. New case law and discussion on preemption of FEHBA subrogation and reimbursement claims have been added to Chapter 10 in the wake of new decisions regarding same.

In recent years, equity cases have accounted for roughly one quarter of the workload of Virginia's circuit courts. With the General Assembly having directed family law, mechanics' lien law, and other types of cases to proceed "as in equity," and with tort reform poised to make damages at law less attractive to many parties, still greater numbers of plaintiffs are likely to seek the more direct - and often more practical - remedies offered by equity. Yet, until now, the only guides to equity remedies and practice in Virginia were last supplemented several decades ago.

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This is a thoroughly updated and revised edition of our highly acclaimed university textbook on the science of parapsychology. The objective of this book is to provide an introductory survey of parapsychologists' efforts to explore the authenticity and bases of anomalous, apparently paranormal phenomena. It outlines the origins of parapsychological research and critically reviews investigations of extrasensory perception, psychokinesis, poltergeist phenomena, near-death and out-of-body experiences, and the evaluation of parapsychology as a scientific enterprise. Instructors considering this book for use in a course may request an examination copy here.

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