

April 6, 2009

To: Edie
From: Alfred Gilchrist
Re: CTLA Outreach

In response to your request, here is a chronology of meetings between John Sadwith and me and between CTLA and CMS leaders since the last session of the Legislature. This does not take into account the outreach in 2007.

- May 9, 2008: Lunch. Purpose. Relationship building. First meeting one-on-one.
- May 23, 2008: Lunch to follow-up on May 9 meeting by starting discussions on how we work together and what we can do to promote conversations between CTLA and CMS.
- May 25, 2008: Social outing at John's invitation.
- June 25, 2008: Lunch with John to further discuss optimal ways to promote dialogue.
- September 16, 2008: Lunch with John to prepare for CMS/CTLA attorney/physician leadership dinner.
- October 7, 2008: CMS/CTLA Leadership Dinner. Purpose: Attorney/Physician relationship building; discussion on moving forward together and scope of work for a facilitator/mediator. Concluded with an agreement that John and I work to find several facilitators for the CTLA/CMS leaders to interview. John contacted me several days after the meeting to clarify that CTLA, while agreeing to work through a mediator, will keep options open to file legislation in 2009.
- October, 2008 through January, 2009: John and I trade names of facilitators/mediators through emails.
- January 2009: Received email from John that two facilitators were acceptable. We rejected one and agreed to the other. This individual subsequently was rejected by CTLA on the basis of a further background search.
- March 17, 2009: CTLA/CMS attorney/physician leadership meet to discuss next steps. The discussion centered on philosophical and communication issues. CMS offered continued work on finding acceptable facilitator/mediator. CTLA asks CMS to agree to increase in non-economic damage cap and other changes in 2009 legislative session, saying that it would demonstrate good faith. CMS stated that it was unreasonable to expect CMS to agree to tort law changes in advance of a mediation. CTLA asks CMS position on cost bond legislation they support and CMS subsequently took a position of monitor and so notified CTLA.
- April 1: CMS notified of the intent to file an increase in the non-economic damage cap in a meeting with state officials.