



30th ANNUAL FALL RETREAT

RETREAT FACULTY

Laura Guidry-Grimes, PhD, HEC-C
Associate Staff Bioethicist, Center for
Bioethics
Clinical Assistant Professor, Learner
College of Medicine
Cleveland Clinic

Marta Kolthoff, MD, MA
Director of Clinical Genetics
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David M. Korman, JD
Adjunct Professor
Law, Criminal Justice, and Society
(LCJS), College of General Studies
University of Pittsburgh

Alex John London, PhD
Clara L. West Professor of Ethics and
Philosophy
Director, Center for Ethics & Policy
Carnegie Mellon University

Sarah Stockey, DHCE, NCG
Co-Director and Medical Guardian
Federated Guardians

Amy VanDyke, MSW, LSW, PhD
Vice President of Programs
Catholic Social Services

Jamie Watson, PhD, HEC-C
Associate Staff Clinical Ethicist
Cleveland Clinic

John Welch, MDiv, PhD
Theologian, Medical Ethicist,
Community Engagement
Consultant

CEP PERSONNEL

Michael Deem, PhD
Director

Jody Stockdill
Administrator

ETHICAL ISSUES AND PROFESSIONALISM IN CLINICAL PRACTICE FOUNDATIONS, COMMUNICATION, AND CONFLICT RESOLUTION



September 23-25, 2022

Seven Springs Mountain Resort Champion, PA

Co-sponsored by the University of Pittsburgh Consortium Ethics Program and University of Pittsburgh School of Medicine Center for Continuing Education in the Health Sciences.

The Consortium Ethics Program is a regional clinical ethics education network funded by its member institutions and supported by the University of Pittsburgh's Department of Medicine, Division of General Internal Medicine, and Center for Bioethics & Health Law.

ETHICAL ISSUES AND PROFESSIONALISM IN CLINICAL PRACTICE: FOUNDATIONS, COMMUNICATION, AND CONFLICT RESOLUTION

DATE: September 23-25, 2022

TIME: Starts: Friday, September 23, 2022

11:00 AM Registration / Lunch

11:45 AM General Welcome

12:00 PM Opening Session

Ends: Sunday, September 25, 2022

12:00 PM Adjournment

LOCATION: Seven Springs Mountain Resort,
777 Waterwheel Drive
Seven Springs, PA 15622

AUDIENCE: Physicians, Nurses, Social Workers, Pastoral Care and other Health Care Professionals with an interest in healthcare ethics.

PROGRAM OVERVIEW: This conference will focus on current and cutting-edge issues that arise in the health care environment today. It is aimed at providing health care professionals with the frameworks and skills needed to identify and address ethical issues and concerns surrounding professionalism within their clinical practice. A series of didactic and case-based presentations and discussions will be facilitated by prominent clinicians, bioethicists, and philosophers from the region.

OVERALL OBJECTIVES: At the end of this conference, participants should be able to:

1. Identify the frameworks and skills needed to identify and address ethical issues as they arise in the clinical setting;
2. Describe various methods used in biomedical ethics, e.g., theory, principle-based methods and case-based methods to resolve ethical issues at the bedside;
3. Apply the frameworks of autonomy, informed consent, decision making capacity and end of life decisions when working through ethical issues with a team and within their own clinical practice;
4. Recognize how their own personal moral values and judgment can affect professional practice and interaction with patients, families and team members.

In support of improving patient care, the University of Pittsburgh is jointly accredited by the Accreditation Council for Continuing Medical Education (ACCME), the Accreditation Council for Pharmacy Education (ACPE), and the American Nurses Credentialing Center (ANCC), to provide continuing education for the healthcare team.

Physician (CME)

The University of Pittsburgh designates this live activity for a maximum of 12.5 *AMA PRA Category 1 Credits*[™]. Physicians should claim only the credit commensurate with the extent of their participation in the activity.

Nursing (CNE)

The maximum number of hours awarded for this Continuing Nursing Education activity is 12.5 contact hours.

Social Work

As a Jointly Accredited Organization, University of Pittsburgh is approved to offer social work continuing education by the Association of Social Work Boards (ASWB) Approved Continuing Education (ACE) program. Organizations, not individual courses, are approved under this program. State and provincial regulatory boards have the final authority to determine whether an individual course may be accepted for continuing education credit. University of Pittsburgh maintains responsibility for this course. Social workers completing this course receive 12.5 continuing education credits.

Other health care professionals will receive a certificate of attendance confirming the number of contact hours commensurate with the extent of participation in this activity.

DISCLAIMER STATEMENT

The information presented at this CME program represents the views and opinions of the individual presenters, and does not constitute the opinion or endorsement of, or promotion by, the UPMC Center for Continuing Education in the Health Sciences, UPMC / University of Pittsburgh Medical Center or Affiliates and University of Pittsburgh School of Medicine. Reasonable efforts have been taken intending for educational subject matter to be presented in a balanced, unbiased fashion and in compliance with regulatory requirements. However, each program attendee must always use his/her own personal and professional judgment when considering further application of this information, particularly as it may relate to patient diagnostic or treatment decisions including, without limitation, FDA-approved uses and any off-label uses.

FACULTY DISCLOSURE

No members of the planning committee, speakers, presenters, authors, content reviewers and/or anyone else in a position to control the content of this education activity have relevant financial relationships with any entity producing, marketing, re-selling, or distributing health care goods or services, used on, or consumed by, patients to disclose.

**Ethical Issues and Professionalism in Clinical Practice:
Foundations, Communication, Conflict Resolution**

FRIDAY, SEPTEMBER 23, 2022

11:00 AM	Registration / Lunch	Sunburst Room
11:45 AM–12:00 PM	General Welcome and Introductions Michael Deem and Jody Stockdill	Sunburst Room
12:00 PM– 1:00 PM	Professionalism and Ethical Communication Jamie Watson, PhD, HEC-C Abstract: Too often, what it means to be a medical professional is spelled out in policy language as part of compliance requirements. But medical professionalism has a rich ethical history, and in this presentation, I explain some key ethical implications of professionalism for health communication. I explain how health literacy research has revealed significant barriers to effective communication and how traditional communication problems grounded in disagreement and cultural differences have eroded the trust necessary for a healthy provider-patient relationship. I close with a discussion of how health literacy best practices and insights from bioethics can improve communication and help foster trust both at the bedside and in the communities we serve.	Sunburst Room
1:00 PM–1:05 PM	Break	
1:05 PM–2:05 PM	The Ethics and Art of Chart Noting Laura Guidry-Grimes, PhD, HEC-C Abstract: The medical chart documents a particular story about the patient and their family, and the chart note author makes numerous decisions and value judgments in the process of prioritizing (and deprioritizing) certain information and choosing some language over others. The chart note is a powerful communication tool, and especially since the 21st Century Cures Act, it has important implications for the therapeutic relationship with the patient. This talk offers insights and techniques for minimizing bias, addressing patient vulnerability, and building a stronger therapeutic alliance through chart noting.	Sunburst Room
2:05 PM–2:20 PM	Break	
2:20 PM–3:40 PM	Understanding the Theory and Practice of Clinical Bioethics: The Dax Cowart Legacy Amy VanDyke, MSW, LSW, PhD Abstract: this talk will explore the case of Dax Cowart—pivotal to the emerging field of bioethics and analyze the theoretical frameworks of bioethics which predated Dax’s case and discuss how those frameworks have evolved in current medical and bioethics practice.	Sunburst Room
3:40 PM–3:50 PM	Break	
3:50 PM–5:00 PM	The Tension of Truth-telling and the Awkwardness of Apology John Welch, MDiv, PhD Abstract: Patient transparency has been promoted by patient advocacy groups since the beginning of the 21st century. The balance of litigation and full disclosure has practically been the proverbial tightrope. How are medical professionals sacrificed and how is patient care compromised when disclosure is limited, and apologies are absent?	Sunburst Room
5:00 PM	Adjourn for the Day	
7:00 PM–10:00 PM	OPTIONAL: CEP welcome gathering	Courtyard 1 Pavilion

SATURDAY, SEPTEMBER 24, 2022

8:00 AM	Continental Breakfast	
8:30 AM—9:30 AM	<p>Implicit Bias and How it Affects Healthcare Delivery John Welch, MDiv, PhD</p> <p>Abstract: Our thoughts and habits are informed by numerous external factors some of which lead to both conscious and unconscious biases. When we know better, we do better. But when we're not aware, sometimes our actions can create irreparable harm, which is what medical professionals want to avoid.</p>	Sunburst Room
9:30 AM—10:30 AM	<p>CONCURRENT SESSIONS:</p> <p>Session 1A: Guardianship—What it Means and How it Works Sarah Stockey, DHCE</p> <p>Abstract: During the session we will review the NGA guidelines and ethical standards of practice for guardians, we will review and discuss when guardianship is necessary or appropriate and discuss the role and limitations of a guardian</p>	Sunburst Room
	<p>Session 1B: Duty to Treat or Duty to Others? A Hobson's Choice David M. Korman, JD</p> <p>Abstract: The conflicting mandates of maintaining client privacy and mandatory reporting of credible, significant harm to third parties place clinicians in a difficult ethical and legal position. Recent cases in Pennsylvania expand the clinician's liability for not "warning about such dangers to third parties." We will explore if there may be means other than disclosing a patient's identity that might be appropriate, clinically efficacious, and limit legal exposure and liability.</p>	Snowflake Room
10:30 AM—10:50 AM	Break	
10:50 AM—12:15 PM	<p>CONCURRENT SESSIONS:</p> <p>Session 2A: Ethics Simulation Training: Goals of Care—Intellectual Disability and Guardianship Laura Guidry-Grimes, PhD, HEC</p> <p>Abstract: In this simulation, participants will serve as the clinical ethics team that is consulted to assist with goals of care discussions by an ICU team. The patient, who is currently unconscious, has a lifelong intellectual disability and court-appointed guardian for decision-making. The patient has developed end-stage renal disease and there are questions regarding the patient's continued course of treatment. The participants in this simulation will work together on the initial intake and conversations in this scenario and debrief with the facilitators.</p>	Sunburst Room
	<p>Session 2B: Ethics Simulation Training: Refusal of Life-Saving Interventions Jamie Watson, PhD, HEC-C</p> <p>Abstract: In this simulation, participants will serve as the team of ethics consultants who are meeting with a patient who is refusing a life-saving intervention. While the physician would like to perform the intervention, the patient has decisional capacity and is adamantly refusing and wanting to leave the hospital. Participants will work together to identify the ethical concerns, lead a conversation to reveal relevant information, and formulate a care plan that respects both the physician's responsibility to the patient and the patient's right to refuse treatment.</p>	Snowflake Room
12:15 PM—12:45 PM	LUNCH	
12:45 PM—2:00 PM	<p>Sticks, Carrots and Autonomous Choice: Ethical Issues in Influencing Patient Choice Alex John London, PhD</p> <p>Abstract: During this talk we will discuss ethical issues that arise from the project of trying to influence the choices that patients make while respecting their autonomy and avoiding the pitfalls of unjustified medical paternalism.</p>	Sunburst Room
2:00 PM	Adjourn for Day	

SUNDAY, SEPTEMBER 25, 2022

8:00 AM	Continental Breakfast	
8:30 AM—9:30 AM	CONCURRENT SESSIONS Session 3A: Personal Responsibility for Health: What Is Fair? Alex John London, PhD Abstract: During this session we will discuss a range of ethical issues that arise from proposals to use personal responsibility as a criteria for allocating health care resources.	Sunburst Room
	Session 3B: Privacy & Confidentiality in the Healthcare Setting: Are They Possible in the Era of Tablets, Texts, and Tweets: Amy VanDyke, LSW, PhD Abstract: During this session we will explore the concepts of privacy and confidentiality within the clinical setting and explore the challenges to protecting patient privacy as well as potential exceptions to the obligation to keep patient information confidential within the healthcare setting.	Snowflake Room
9:30 AM—9:40 AM	Break	
9:40 AM—10:40 AM	CONCURRENT SESSIONS Session 4A: Assessing Decisional Capacity: How to Decide Who Decides Sarah Stockey, DHCE Abstract: Healthcare decision making can often be overwhelming for patients, families and medical providers. In this session we will compare and contrast capacity v. competency; discuss the role each plays in the decision making process and the conditions for deciding when a surrogate is/is not required and review the standards that a surrogate should follow in the decision making process.	Sunburst Room
	Session 4B: Ethical Challenges in Palliative Care Across the Life Span Marta Kolthoff, MD, MA Abstract: This talk will explore ethical issues in palliative care through a comparison of the perinatal period and the end of adult life. Adult palliative care and principle-based ethics will be reviewed. Adult palliative care will be then compared to palliative care provided when there is a life-limiting fetal diagnosis. Limitations of principle-based ethics, clinical uncertainty, & impact of language will be addressed. Perinatal palliative care will be introduced and insights provided that may aid in ethical decision-making in adult palliative care.	Snowflake Room
10:40 AM—10:50 AM	Break	
10:50 AM—11:50 PM	Law, Ethics and Moral Reasoning as an Instrument to Reconciliation David M. Korman, JD Abstract: Legal and ethical issues have always had a relationship with each other that everyone recognizes are not 100% identical. Perspectives on ethical and moral issues are increasingly diverse for a variety of sociological and demographical reasons. However, the laws of a democratic society are usually to be applicable to all members of society. The incongruence of individual moral positions with provisions of particular laws often leads to contention. We will examine some medical care issues where that debate has been very contentious and investigate how we might be able to tolerate the incongruence, even where we cannot reconcile the differences. "If tolerance is a virtue, should we be tolerant of those who we think are intolerant?"	Sunburst Room
11:50 PM—12:00 PM	Wrap up and Evaluation	Sunburst Room
12:00 PM	Conference Adjournment	Sunburst Room

FACULTY BIOGRAPHIES

FACULTY:

Laura Guidry-Grimes PhD, HEC-C is an Associate Staff Bioethicist at Cleveland Clinic with regional responsibilities at Lutheran and Marymount Hospitals in northeast Ohio. She is also a Clinical Assistant Professor at Cleveland Clinic Lerner College of Medicine. Previously, she worked as faculty and as a clinical ethicist for the University of Arkansas for Medical Sciences and Arkansas Children's Hospital in Little Rock, AR, and she started her career at MedStar Washington Hospital Center in Washington, DC. Her research interests focus on how patients can be rendered vulnerable in clinical settings, disability bioethics, and psychiatric ethics. She received her PhD in Philosophy from Georgetown University in 2017.

Marta Koltzoff, MD, MA is a trained bioethicist specializing in genetic problems related to the fetus or the mother during pregnancy. Currently the Director of Clinical Genetics in the Division of Maternal-Fetal Medicine at AHN West Penn Hospital and the Director of Olivia's Angels Perinatal Palliative Care Program for Allegheny Health Network. She received her undergraduate degree in biology from Cornell, an MD from SUNY at Buffalo - School of Medicine and an MA in Bioethics from the University of Pittsburgh.

David M. Korman, JD has been an adjunct Professor of Legal Studies and Administration of Justice at the University of Pittsburgh since 1987. He worked with the MidAtlantic AIDS Education and Training Center at the Graduate School of Public Health from 1991 to his retirement in 2020. He has been a lawyer since 1978 but wants to reassure everyone that the bar admission standards have been raised significantly since then.

A co-founder of the Legal Committee of the Pittsburgh AIDS Task Force in the 1980s, David has frequently lectured and trained on Pennsylvania's Act 148 of 1990, The Confidentiality of HIV-Related Information Act, and other legal issues concerning HIV testing, confidentiality, and discrimination. In the past, he served as a hearing officer in the Court of Common Pleas of Allegheny County (Family Division) for ten years. In addition, he directed various public interest law projects in Allegheny County, including the Indigent Divorce Program, Project Challenge, United Mental Health Legal Services, and the Legal Project for the Deaf and Hearing Impaired.

He is the author of the text, *Breaking Them Up is not Hard to Do (A Guide to Pennsylvania's Divorce Code)* and the co-author of the textbook, *That's Interesting But What's the Law in Pennsylvania?* Both are, mercifully, out of print.

David and his wife are the parents of two adults. In his spare time, he often wonders why men are so rarely asked about how they manage to balance work and family.

Alex John London PhD Alex John London, PhD is Clara L. West Professor of Ethics and Philosophy and Director, Center for Ethics and Policy at Carnegie Mellon University.

An elected fellow of the Hastings Center, he has written extensively on problems in bioethics and ethical theory relating to uncertainty, risk, fairness, equality and justice. He also works on methodological issues in both theoretical and applied ethics. His book, *For the Common Good: Philosophical Foundations of Research Ethics* was published by Oxford University Press in 2022 and is available in hard cover or as an open access electronic version. His papers have appeared in *Mind*, *Science*, *The Lancet*, *PLoS Medicine*, *Statistics In Medicine*, *The Hastings Center Report*, and numerous other journals and collections. He is co-editor of *Ethical Issues in Modern Medicine*, one of the most widely used textbooks in medical ethics and recipient of the Elliott Dunlap Smith Award for Distinguished Teaching and Educational Service in the Dietrich College of Humanities and Social Sciences at Carnegie Mellon University.

Sarah Stockey, DHCE Sarah earned her Bachelor of Arts in Theology from the Franciscan University of Steubenville. She continued her education at Duquesne University where she achieved her Doctor of Healthcare Ethics degree. Sarah spent one year in Hampton Roads, Virginia where she served as the clinical ethicist for 3 community hospitals in the Bon Secours health system. Currently, she is Co-Director of Federated Guardians in Beaver, Pennsylvania; before that she was a medical guardian for River Communities Fiduciary Services, Inc. Previously, she worked at Duquesne University as the Clinical Instructor for the healthcare ethics doctoral students, worked as an ethics consultant for UPMC Mercy, and taught medical ethics at the UPMC School of nursing.

Amy VanDyke, MSW, LSW, PhD serves as the Vice President of Programs for Catholic Social Services in Columbus, Ohio—focusing on ethics and justice issues in the care for the poor and vulnerable. Dr. VanDyke also serves as a member of a national workgroup developing ethics education and consultation services for 163 Catholic Charities Organizations across the United States.

Formerly the System Ethicist for Mount Carmel Health System, also in Columbus Ohio, Dr. VanDyke was responsible for the development and implementation of all ethics services and programs for the multiple hospital system. Dr. VanDyke was also previously employed by Kaiser-Permanente as the Director of Bioethics in the West Los Angeles Region of Southern California and as the Consulting Ethicist at UPMC Mercy Hospital in Pittsburgh.

Dr. VanDyke earned her PhD in healthcare ethics from Duquesne University in Pittsburgh and her Master's degree and undergraduate degrees from the University of Pittsburgh. Dr. VanDyke is a member of the American Society for Bioethics and Humanities (ASBH), National Association of Social Workers (NASW), and the European Society on the Philosophy of Medicine and Health Care (ESPMH).

Jamie Watson, PhD, HEC-C is Associate Staff Ethicist at Cleveland Clinic whose primary research interests are in expertise studies, health literacy, and moral distress. Dr. Watson has extensive experience as a clinical ethics consultant in both adult and pediatric settings, teaching health care staff and students, and working as a plain language writer for health information. In addition to a number of articles and books on expertise and the profession of clinical ethics, he is the author of "Talking the Talk: Enhancing Clinical Ethics with Health Literacy Best Practices" (HEC Forum, 2019) and "COVID-19 Consumer Health Information Needs Improvement to Be Readable and Actionable by High-Risk Populations" (with Alison Caballero and Katherine Leath, *Frontiers in Communication*, 2020), and he is co-editor of *Moral Expertise: New Essays from Theoretical and Clinical Bioethics* (Springer 2018) with Laura Guidry-Grimes.

John C. Welch, M.Div., PhD comes with a wide variety of experience in corporate, ecclesial, and higher education environments. Currently, Dr. Welch is the Senior Pastor of the Sixth Mount Zion Missionary Baptist Church, and the Director of Strategic Partnerships and Program Development for the Pittsburgh Pastoral Institute. Prior to this he spent almost 14-years as Vice President for Student Services, Community Engagement and Dean of Students at Pittsburgh Theological Seminary.

Beyond this work, Dr. Welch has done strategic business planning and conducted seminars and trainings to church leaders, physicians, nurses, and other healthcare professionals in the areas of ethics, burnout, moral distress, long term care, implicit bias, and institutional racism.

Dr. Welch has served as an adjunct professor of Business Ethics at the University of Pittsburgh's Katz Graduate School of Business and the University of Pittsburgh's Consortium Ethics Program as well as an adjunct professor of Theology at Carlow University. Currently, he sits on the Ethics Committees for a major health network and has offered his expertise in response to Covid-19 infections by designing engagement strategies to low-income communities of color and other marginalized populations including immigrants and LGBTQ, addressing vaccination hesitancy and community spread.

Furthermore, Dr. Welch has led several nonprofit boards and currently is Chair of the Board of Directors for the Gamaliel Network, an international organization specializing in faith-based community organizing, with several organizations in the metro-Chicago area. Dr. Welch has over 22-years of experience as a consultant in the field of Information Technology, 27-years in ordained ministry serving Presbyterian and Baptist congregations.

A native of Pittsburgh, John holds a Bachelor of Science Degree in Chemical Engineering & Economics, a Master of Divinity degree, and a PhD in Healthcare Ethics. He and his wife are the parents of four adults and the grandparents of three.