



MITIGATING LEGAL RISK

NOLS WRMC 2017

**“Top 10” – Current Trouble
Spots in the Recreation
Industry – Let’s Get Some
“Perspective”**

1. Your Perspective

YOUR PRINCIPLES

- Can you define your principles? These are what will guide you....

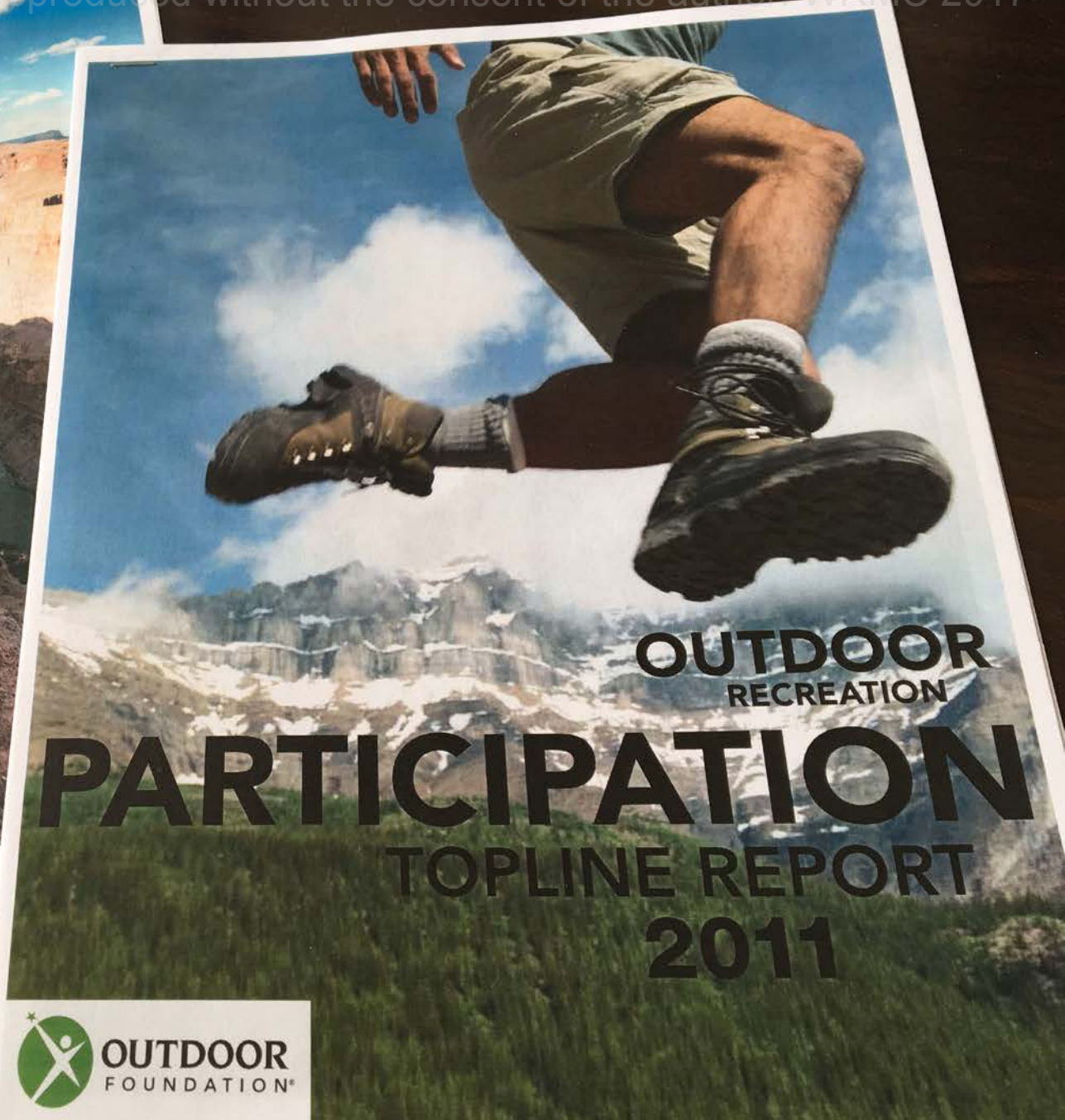
Time is like a river that carries us forward into encounters with reality that require us to make decisions. We can't stop our movement down this river and we can't avoid those encounters. We can only approach them in the best possible way.





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TOPLINE REPORT
2011



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1. Information Management

- Administering, using, saving and accessing documents and information



2. Insurance

- Incredible relationship between you/your business and the insurer



3. Third Party Vendors

- Relationships to/with 3rd part vendors, control & allocating fault out front.

3. Employee Issues

OSHA

Relationship to
employees – their files,
training, qualifications
and documentation.



4. Client/Participant

Relationship with
client/participant.
'Sharing' fault or
responsibility.

5. ERP

- Do you know what this is? Can you document that employees have the training and qualifications?



6. Risks

Your relationship with risks – inherent and simply negligent risks.



7. Marketing

- Relationship of your marketing to.... reality.



8. Release/Waiver

- Relationship of your product to your actual Release/Waiver.



9. Overall industry.

Relationship of your
entity to larger industry.
Inconsistencies and
standards.

10. Return to Perspective

- Litigation more frequent and more hostile. It is tactical...
- Can't (shouldn't) act in ignorance of the whole.

Action Items

1. Use the above list to do roundtables with your staff and oversight (IE – managers and BOD's) to look at where your organization needs work and focus. Make a calendar over next 6-18 months to accomplish your changes.
2. Use the above list to specifically examine your organization's existing policies and procedures and see if they reflect the philosophy and capabilities of your organization.
3. Use the above list to accomplish internal trainings for your staff and periodically review trainings, philosophy, record keeping and organization goals.

THE END

THANK YOU



Attorneys at Law

P.O. Box 3504

Homer, AK 99603

PH: 907-264-6610

Fax: 907-235-2028

tracey.knutsonlaw@alaska.net

www.traceyknutson.com