Ross M. Goren





Philadelphia

2000 Market Street Suite 1300 Philadelphia PA 19103 D: 267.765.4134 F: 215.564.7699 rgoren@wglaw.com

Ross counsels employers, businesses, and insurance companies on managing workers' compensation risk and represents them in the course of workers' compensation litigation throughout Pennsylvania and New Jersey.

Ross strives to reduce his clients' exposure and claim frequency by tailoring processes and strategies to manage and control all workers' compensation matters for the clients' respective industries. Ross uses his innovative risk analysis and safety assessment processes to build an actionable plan that helps clients control exposure and settle matters for a fraction of the cost.

To fully understand and represent the best interest of his clients, Ross works closely with them to gain a better understanding of their business and risks, and focuses on helping his clients understand how to manage their claims, build better relationships with their employees, and maintain a favorable view of the bench. By employing Ross' methods, his clients have seen a decrease in their risk exposure, claim frequency and an increase in claims management success.

Ross has represented his clients before workers' compensation judges in both Pennsylvania and New Jersey as well as the Pennsylvania Workers' Compensation Appeal board and the Court of Common Pleas. He has also handled medical set-aside cases.

While in law school, Ross was on the Villanova Moot Court Board and served as a certified legal intern in the Villanova Health Law Clinic. He worked at a Philadelphia firm as a summer associate and law clerk specializing in medical malpractice.

Since 2022, Ross has been included in the Pennsylvania edition of Super Lawyers magazine as a "Rising Star," an honor given to the top 2.5 percent of attorneys in the Commonwealth. *For more information regarding methodology for this accolade, pursuant to New Jersey Lawyer Advertising guidance, please see*

Assistant

Paula M. Tesler 215.972.7900 ext. 7803 ptesler@wglaw.com

Industries

Gaming Cannabis and Opioids Food, Beverage & Hospitality Manufacturing Staffing Companies, Employment Agencies and PEOs Construction Healthcare Insurance Pharmaceutical Public Entities Transportation

Practices

Workers' Compensation

Education

Villanova University Charles Widger School of Law, J.D., 2014

Drexel University, B.S., 2010

Bar Admissions

Pennsylvania New Jersey

Court Admissions

Supreme Court of Pennsylvania Supreme Court of New Jersey

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here: <u>https://bit.ly/WGSuperLawyers</u>. No aspect of this advertisement has been approved by the Supreme Court.

Experience

- Results may vary depending on your particular facts and legal circumstances.
- Successfully defended against a Claim and Penalty Petition for a significant low back injury wherein the claimant underwent surgery during the litigation and before the IME. The Workers' Compensation Judge denied the Claim and Penalty Petitions outright finding the claimant not credible. The judge relied heavily on the inconsistencies noted during cross-examination of the claimant and believed the employer's theory that this was an incident, not a disabling injury, which was supported by fact witness testimony. The judge also found the claimant's expert not credible, noting the expert's opinion was based upon an inaccurate understanding of the medical history. As a result, our client was not responsible for any wage loss benefits, medical bills including surgery, or litigation costs, resulting in savings of well over \$150,000.00 in back-due benefits.
- Defended against a Claim and Penalty Petition and prevailed on a Termination Petition involving an upper extremity injury, surgical treatment and serial bureau documents. The Workers' Compensation Judge found the claimant not credible, outright, noting the inconsistencies between the claimant's testimony on cross-examination and the objective medical and gym records. The Workers' Compensation Judge also found the claimant's expert not credible, outright, also noting that the expert's opinion was based upon inaccurate understanding of the medical history. As a result, our client was not responsible for any wage loss nor the surgery the claimant underwent and was able to avoid potentially significant medical exposure moving forward.
- Successfully defended a Claim Petition, alleging a low back and right arm injuries with ongoing disability. The case involved factual, legal, and medical issues. The Workers' Compensation Judge denied the Claim Petition outright finding that the claimant was not credible and did not sustain a work injury. Specifically, the Judge found the claimant's allegations incredulous when considering the inconsistencies between his testimony and the fact witnesses as well as his evasiveness on cross-examination. As a result, the employer was not responsible for any wage loss benefits, medical bills, or litigation costs, resulting in savings of nearly \$100,000.00.
- Successfully defended a Claim Petition involving significant

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wage loss and medical exposure due to multiple trauma surgeries and post-surgical complications. The case was bifurcated to address a course and scope issue. The Workers' Compensation Judge found that the claimant was not in the course and scope of employment and denied the Claim Petition. As a result, the employer was not responsible for over \$150,000.00 of hospital bills as well as significant ongoing medical and wage loss exposure.

- Successfully prosecuted a Termination Petition and defended against a Review Petition for a more expansive description of the injury and surgical treatment that the claimant underwent during the litigation. The Workers' Compensation Judge granted the Termination Petition and denied the Review Petition on the basis that the claimant was not credible and that employer's medical experts were more credible than the claimant's treating surgeon. The Workers' Compensation Judge stopped all medical and wage loss benefits related to the accepted injury and found that the employer was not responsible for any medical benefits related to the Review Petition including the surgery the claimant underwent during the course of the litigation. The employer obtained a sizeable supersedeas fund recovery and did not have to pay any of the outstanding medical bills.
- Successfully defended a Claim Petition, alleging a head injury and psychological injuries with ongoing disability. The Workers' Compensation Judge denied the Claim Petition finding that Claimant was not credible and did not sustain a work-related injury. As a result, the employer was not responsible for any of the medical bills or wage loss benefits.
- Successfully obtained multiple Petitions to Enforce Subpoenas of various pharmacies in the Court of Common Pleas in connection with various Penalty Petitions and Fee Reviews involving suspected physician self-referral issues. Enforcement of these subpoenas has often time led to various successful outcomes in those settings resulting in significant savings with respect to potential medical exposure.

Professional & Community Involvement

The Risk Management Society (RIMS), Member

The Friends of Bancroft - Executive Board-Secretary

Goren Family Foundation — Board Member