



FUNK & BOLTON

ATTORNEYS AT LAW

A PROFESSIONAL ASSOCIATION  
TWELFTH FLOOR  
36 SOUTH CHARLES STREET  
BALTIMORE, MARYLAND 21201-3111  
PHONE: 410.659.7700  
FAX: 410.659.7773  
[www.fblaw.com](http://www.fblaw.com)

DAVID M. FUNK - MD  
BRYAN D. BOLTON - MD, PA  
REN L. TUNDERMANN - MD  
CHARLES D. MACLEOD - MD  
TIFFANY HANNA ANDERSON - MD  
DARYN RUSH - PA, NJ  
STEPHEN Z. MEEHAN - MD  
DEREK B. YARMIS - MD, DC  
JEFFERSON L. BLOMQUIST - MD  
LINDSEY A. RADER - MD  
JAMES F. TAYLOR - MD  
MICHAEL P. CUNNINGHAM - MD, DC  
MICHAEL R. MCCANN - MD  
HUGH M. BERNSTEIN - MD  
CHERYL A. C. BROWN - MD

SENIOR COUNSEL  
PETER C. ISMAY - MD, VA

ASSOCIATES  
AMY L. STRACHAN - PA, NJ  
HISHAM M. AMIN - MD  
THOMAS KLEMM - MD, DC, PA  
TAMAL A. BANTON - MD  
DESIRÉE S. WILLIAMS - MD, IL  
SEIGRID T. RICH - MD  
MARYAM ZAFAR - MD  
M. DAVID MALONEY - MD, DC  
PATRICK W. THOMAS - MD  
SALEEL V. SABNIS - MD, NJ, PA  
NICOLE M. SANDUSKY - MD

OF COUNSEL  
STEPHEN P. CARNEY - MD  
AMANDA STAKEM CONN - MD  
ERNEST A. CROFOOT - MD  
CHRISTOPHER E. DUNNE - PA, NY, DC  
GARY C. HARRIGER - MD  
DONNA B. IMHOFF - MD  
DEBORAH R. RIVKIN - MD  
RONALD L. SOUDERS - PA, DC  
JOHN R. STIERHOFF - MD  
GERALD I. H. STREET - DE  
JOSEPH B. TETRAULT - MD  
PAULINE K. WHITE - MD

## INSURANCE LAW BULLETIN

### Re: **Computer Training Is Not Required By Rehabilitation Provision In ERISA Disability Plan**

The United States District Court for the District of Maryland recently ruled that a rehabilitation provision in a group long-term disability plan did not create a right to computer job training.

The insurer terminated disability benefits because the participant's physician concluded the participant was capable of performing sedentary work, including computer processing and data entry. The participant sued, but ultimately conceded he was not entitled to disability benefits. Instead, the participant claimed the rehabilitation provision obligated the insurer to provide the computer training necessary to obtain the type of employment suggested by his physician.

Granting the insurer's motion for summary judgment, the Court found the rehabilitation provision did not create a right to computer training. Although the plan's rehabilitation provision was intended to facilitate the participant's return to work in an occupation consistent with his physical limitations, education, training, and experience, the insurer was not obligated to provide specific job training.

For further information or a copy of the Court's ruling, please contact Michael P. Cunningham, who represented the insurer in this matter, at 410.659.4979 or [mcunningham@fblaw.com](mailto:mcunningham@fblaw.com). Please visit our website at [www.fblaw.com](http://www.fblaw.com).

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