

**QUESTION 3 THE ANSWER TO THIS QUESTION SHOULD GO IN BLUEBOOK I
OR IN EXAMPLIFY ANSWER SCREEN 3**

Jeb is a loan officer employed by Pleasantville Bank in Michigan. Pleasantville Bank advised him and his fellow loan officers of the upcoming Michigan Banking Conference in Traverse City, Michigan. This three-day conference affords loan officers the opportunity to network with one another and attend breakout sessions updating them on recent developments in federal banking regulations. Pleasantville Bank told its loan officers to attend the conference because the bank would benefit from the education the loan officers would receive. The bank also explained how its relationship with federal banking regulators would be enhanced by their attendance. The loan officers were informed their attendance or non-attendance at the conference would be a factor in their salary reviews. Pleasantville Bank would provide paid leave for them to attend the conference, pay their conference registration fees, and pay for their hotel rooms where the conference would be held.

Jeb attended the conference. He went to breakout sessions and also mingled with other loan officers and bank regulators. The second day of the conference ended with a dinner in the hotel for the attendees. After the dinner, Jeb was returning to his hotel room when he passed a bar in the hotel lobby. He decided to go in the bar for a drink. Over the next half hour, Jeb consumed a beer and talked with the bartender and others at the bar about an important football game taking place the next day. No other conference attendees were at the bar. As Jeb was conversing about the upcoming football game, he twisted and seriously injured his back.

Jeb thinks his injury should be covered by workers' compensation. Pleasantville Bank disagrees. Jeb visits an attorney who files a formal claim for workers compensation with the state.

Applying Michigan workers' compensation law, answer the following:

1. What is Jeb's best argument that his injury is covered by the workers' compensation statute?

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2. What is Pleasantville Bank's best argument that Jeb's injury is not covered by the workers' compensation statute?

3. What is the most likely outcome of litigation of this issue?

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