
Related Practices & Industries

Business

Litigation

ERISA, Life, Health & Disability

Wage & Hour

October 9, 2017 Blog

ERISA: Can a Court Invalidate the Social Security Offset Provision Because Benefits Were "Wrongfully Denied"?

[Boom: The ERISA Law Blog](#)

You know that most ERISA plans, and most supporting insurance policies, have provisions that allow for an offset of Social Security disability benefits. Can the court invalidate these offset provisions because of "unconscionable" conduct? It depends. Here's the case of *Hart v. Unum Life Insurance Co. of America Catholic Healthcare West LTD Disability Plan*, 2017...