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INSURANCE INDUSTRY INSTITUTE

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NOVEMBER 8 - 10, 2023 | SHERATON TIMES SQUARE HOTEL | NEW YORK CITY, NY

REGISTRATION NOW OPEN



The Federation of Defense and Corporate Counsel ("FDCC") is excited to provide you with an unparalleled opportunity to engage with today's insurance industry leaders and subject matter experts at the Insurance Industry Institute on November 8-10, 2023, at the Sheraton Times Square Hotel, in New York City. The Insurance Industry Institute ("I-3") is packed with a forward-looking agenda of substantive information on developments and trends in the domestic and international insurance industry. We have assembled a stellar array of senior insurance industry leaders, regulators, and thought leaders to offer their expertise and insight on issues tailored to senior level insurance company representatives, their outside counsel, and officers and directors. This program is designed to address the challenges and solutions presented by changes in the industry, as well the impact of these changes on underwriting and claims in the coming decade.

In addition to the substantive content comprising the day and a half session, the I-3 will provide participants with the opportunity to network with top insurance industry leaders and others attending the conference from across the country.

All FDCC members are welcome to attend and encouraged to bring a client or colleague. We are looking forward to seeing you to share knowledge, experience and opportunities as we work together to meet the challenges of the insurance industry.

What Will Be Covered? The Insurance Industry Institute brings together subject matter experts from domestic and international insurance entities, companies, syndicates and law firms to provide relevant and informative content that you will be able to use immediately upon returning to the office. Some of the highlights include:

- discussion of industry trends with chief claims officers;
- regulatory perspective and insights regarding increasingly frequent catastrophic losses and coverage challenges responding to the same;
- preparing corporate witnesses and successfully defending these critical depositions with litigation skills and strategies;
- evolving coverage and litigation challenges and cutting-edge responses, including artificial intelligence, MDLs, class actions, public nuisance coverage issues, and more; and
- practical and substantive tools and resources, together with access to industry leaders, to continue building your knowledge base and network.

Who Should Attend? The Institute is open to all FDCC members, insurance professionals, as well as any colleagues and clients within their firms and companies. Individuals who are not members of the Federation may attend if hosted by an FDCC member. The program is designed for:

- Insurance company underwriters, claim adjusters, actuaries, agents, brokers, third-party administrators and program administrators/managers;
- FDCC members and non-members who are either insurance professionals or insurance coverage and defense attorneys; and
- Clients and colleagues of FDCC members and non-members.

Hotel Reservations

An email confirmation of your reservation will include a link to make your hotel reservation.

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NOVEMBER 8, 2023

4:30pm - 6:00pm Opening Reception

Join us for drinks and light appetizers before heading out for a night on Times Square.

NOVEMBER 9, 2023

8:00am - 8:30am Breakfast

8:30am - 8:35am Welcome Remarks

Micalann C. Pepe, Insurance Industry Institute
Co-Chair, Jaburg Wilk

Alycen A. Moss, Insurance Industry Institute
Co-Chair, Cozen O'Connor

Craig P. Marvinney, President, Federation of
Defense and Corporate Counsel, Bricker &
Eckler LLP

8:35am - 9:25am Current State of the Insurance Marketplace

Carey Bond, Head of US Claims, Americas
at Lloyd's

Hank Watkins, Regional Director & President,
Americas at Lloyd's

As we move through 2023 in increasingly risky times, Lloyd's remains focused on facilitating the growth of resilient, sustainable communities in the US, our largest market, and throughout the world. Join us for an update on the Lloyd's market, our perspective on the challenges and opportunities ahead and exciting new developments from the Lloyd's Lab, our five-year old innovation accelerator in London.

9:25am - 10:15am Insurance Trends & Hot Topics – The Chief Claims Officer Perspective

Alexia E. Cruz, Senior Vice President and Claim
General Counsel, The Travelers Companies, Inc.

Michele L. Fenice, Vice President, EPLI Claim
Leader, Chubb North America Claims

Krista L. Glenn, Executive Vice President & Chief
Claims Officer, Westfield Specialty

Kevin M. Rampe, Executive Vice President,
Head of North America Claims, Chubb Group

Meg Weist, Senior Vice President, SVP, Chief
Claims Officer, EMC Insurance Companies

We are bringing back industry claim leaders from top insurance carriers to discuss current trends, hot topics and what keeps them up at night. Please join us for a lively discussion along with audience participation.

10:15am - 10:30am Refreshment Break

10:30am - 12:00pm The Art of Preparing and Defending Corporate Witnesses

Jennifer E. Johnsen, Partner, Gallivan
White & Boyd, P.A.

Rachel H. Kim, Vice President, Excess Casualty,
Senior Claims Counsel, Sompco International

Meredith L. Murphy, Staff Vice President,
Litigation Senior Counsel, FM Global

Terence M. Ridley, Partner, Spencer Fane

The stakes are high in presenting Rule 30(b)(6) deponents for corporate depositions. This panel will discuss objections to the deposition notice, including seeking a protective order when necessary, witness selection, preparation of the deponent, and offensive strategies to defend the company through this deposition. Hone your witness preparation and delivery skills with this panel of experts, as they help you avoid common traps, prepare early and often, and develop anchors and lifeboats for your witness.

12:00pm - 1:00pm Lunch

1:00pm - 1:15pm Sponsorship Recognition

Micalann C. Pepe, Insurance Industry Institute
Co-Chair, Jaburg Wilk

Alycen A. Moss, Insurance Industry Institute
Co-Chair, Cozen O'Connor



1:15pm - 2:05pm Emerging Public Nuisance Theories and Coverage Issues

Jennifer E. Adams, Partner, Deutsch
Kerrigan, L.L.P.

Lee M. Hall, Partner, Jenkins
Fenstermaker, PLLC

Martin P. Lavelle, Associate Group General
Counsel, Claim Legal-SRG & Reinsurance, The
Travelers Companies, Inc.

Public nuisance theories have spawned an entire era of litigation from attorney generals, private citizens and shareholders in environmental, pharmaceutical, and financial industries. This presentation explores the evolution of public nuisance theories into

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the current backbone of the opioid and environmental litigation, and will address the judicial, regulatory, legislative and industry efforts to combat this theory by restoring the fundamental concepts of duty, breach, causation and individual injury to tort claims. The panel will also review some of the insurance coverage issues and disputes generated by public nuisance litigation.

2:05pm - 2:55pm Regulatory Impact on Evolving Insurance Issues and Catastrophic Losses: Commissioner Round Table

Amy L. Beard, Insurance Commissioner, Indiana Department of Insurance Leadership

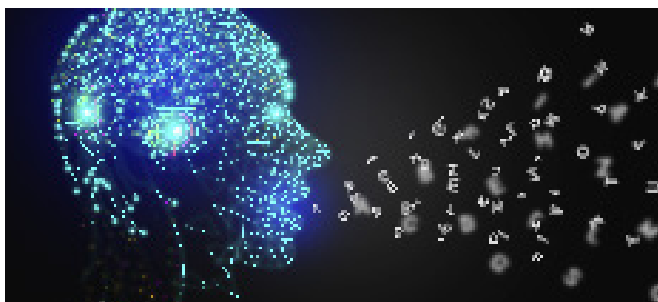
James Dodrill, Business Leader of Government Affairs, Progressive Insurance and Former Commissioner of Insurance for West Virginia

John F. King, Georgia Insurance and Safety Fire Commissioner

Kevin M. McCarty, Former Commissioner of the Florida Office of Insurance Regulation, Manager & Founder, Celtic Global Consulting

John C. Trimble, Partner, Lewis Wagner, LLP

Back by popular demand after a two-year absence! Join our panel of insurance commissioners and regulatory experts as they explore the most pressing regulatory issues in the property and casualty market today. Topics include climate change, artificial intelligence, data privacy and security, consumer protection, and other cutting-edge issues.



2:55pm - 3:10pm Refreshment Break

3:10pm - 4:05pm The Impact of Artificial Intelligence on the Insurance Industry

Carey Bond, Head of US Claims, Americas at Lloyd's

Kate Browne, Chief Product Counsel P&C, Berkshire Hathaway Specialty Insurance

James Chapman, CEO, eSumry

Sarannah L. McMurtry, SVP, General Counsel, Acceptance Insurance

Curious about the latest in artificial intelligence? Do you want to learn more about how technology is transforming the insurance industry and the potential impact on the lawyers and firms who support

carriers, brokers, and consumers? This compelling panel will answer these questions (and more) and discuss the impact of artificial intelligence on the insurance industry.



4:05pm - 5:00pm In Search of Gold: The Quest for Lost Policies

Dan D. Kohane, Senior Member, Hurwitz Fine, P.C.

Cori Cable, Corporate Counsel – Claims Litigation, Brotherhood Mutual Insurance Company

William J. McGee, Jr., Senior Vice President, Chief Legal Officer and Corporate Secretary, Encova Mutual Insurance Group

Gena L. Sluga, Partner, Christian, Dichter & Sluga, P.C.

The quest for finding lost insurance policies is becoming more frequent for insurers and defense counsel. Insurers can face challenges identifying and locating all relevant insurance policies in the context of long tail exposure claims (i.e. pollution, asbestos, abuse and repressed memory claims, etc.). This panel will discuss burdens of proof relative to proving coverage, rebutting coverage, handling lookback claims, and other concerns associated with lost policies.

5:00pm - 5:05pm Closing Remarks

Micalann C. Pepe, Insurance Industry Institute Co-Chair, Jaburg Wil

Alycen A. Moss, Insurance Industry Institute Co-Chair, Cozen O'Connor

5:05pm - 6:15pm Cocktail Reception & Networking

7:00pm Dine Arouds

NOVEMBER 10, 2023

8:00am - 8:30am Breakfast

8:30am - 8:35am Morning Remarks

Micalann C. Pepe, Insurance Industry Institute Co-Chair, Jaburg Wilk

Alycen A. Moss, Insurance Industry Institute Co-Chair, Cozen O'Connor

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8:35am - 10:00am **Litigation Townhall: From High Exposure to Technology - Emerging Issues in Insurance Litigation**

Michael J. Baumel, Chief Claims Officer, Old Republic General Insurance Group, Senior Vice President, Old Republic International

Jeffrey F. Chen, Vice President Property & Casualty Business Management, Swiss Re America Holding Corporation

Sara U. Gattie, Vice President, Enterprise Major Case, Strategic Resolution Group, The Travelers Companies, Inc.

Sean B. McSweeney, Executive Vice President, Deputy General Counsel - Litigation & Coverage, Liberty Mutual Group

Stuart Simon, President, American Jury Centers

This panel, which includes the unique perspectives of claims representatives, insurance executives, as well as a jury consultant with nationwide presence, will present a discussion on emerging issues, including:

- Managing high exposure claims litigation,
- Balancing the time and expense involved in handling significant claims with the continued drive for efficiencies,
- The impact of new technologies on claims litigation, and
- What issues keep them up at night.

This discussion will address not only today's emerging issues, but also the future considerations that are critical for the industry to proactively address before problems emerge.

10:00am – 10:15am **Refreshment Break**

10:15am – 11:05am **Coverage-Related Class Actions and MDLs: Recent Developments and What Is on the Horizon**

Wystan M. Ackerman, Partner, Robinson+Cole

Jonathon C. Held, President & Chief Executive Officer, J.S. Held, LLC

Harold H. Kim, Chief Legal Officer & Executive Vice President, U.S. Chamber of Commerce

Daniel K. Steen, Executive Director, Lawyers for Civil Justice

The panel will discuss recent "hot" issues in class actions against insurers and their insureds, the use of MDLs (or mini-MDLs) in coverage litigation, the evolving class action and MDL landscape, and efforts to address this growing area of litigation, including proposals to amend MDL and class action rules impacting insurers.

11:05am – 11:55am **Explosive Rise of Nuclear Verdicts: Identifying Potential Triggers, Managing Risks & Controlling Outcomes**

Maxwell Brusky, Director, Claims Management, Bulkmatric Transport Company

Evan H. Jenkins, Senior Vice President Government Affairs, U.S. Chamber of Commerce

Toyja E. Kelly, Partner, Locke Lord LLP

Larry D. Smith, Of Counsel, Rumberger | Kirk

Nuclear verdicts have been a growing concern for insurance professionals, defense lawyers, and risk managers. The pre-Covid increase in such verdicts has escalated at a rapid pace in the last three years. This panel, consisting of professionals in public policy, claims professionals, and defense counsel, will discuss the trends and factors that contribute to nuclear verdicts, particular jurisdictions of concern, the techniques to identify high risk claims, effective management risky claims, and the psychology of the modern juror.

11:55am **Closing Remarks**

Micalann C. Pepe, Insurance Industry Institute Co-Chair, Jaburg Wilk

Alycen A. Moss, Insurance Industry Institute Co-Chair, Cozen O'Connor

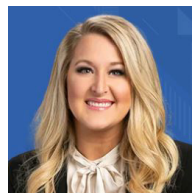
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I-3 SPEAKERS

Wystan M. Ackerman	Partner, Robinson+Cole
Jennifer E. Adams	Partner, Deutsch Kerrigan, L.L.P.
Michael J. Baumel	Chief Claims Officer, Old Republic General Insurance Group, Senior Vice President Old Republic International
Amy L. Beard	Insurance Commissioner, Indiana Department of Insurance Leadership
Carey Bond	Head of US Claims, Americas at Lloyd's
Kate Browne	Chief Product Counsel P&C, Berkshire Hathaway Specialty Insurance
Maxwell Brusky	Director, Claims Management, Bulkmatix Transport
Cori Cable	Corporate Counsel – Claims Litigation, Brotherhood Mutual Insurance Company
James Chapman	CEO, eSumry
Jeffrey F. Chen	Vice President Property & Casualty Business Management, Swiss Re America Holding Corporation
Alexia E. Cruz	Senior Vice President and Claim General Counsel, The Travelers Companies, Inc.
James Dodrill	Business Leader of Government Affairs, Progressive Insurance and Former Commissioner of Insurance for West Virginia
Michele L. Fenice	Vice President, EPLI Claim Leader, Chubb North America Claims
Sara U. Gattie	Vice President, Enterprise Major Case, Strategic Resolution Group, The Travelers Companies, Inc.
Krista L. Glenn	Executive Vice President & Chief Claims Officer, Westfield Specialty
Lee M. Hall	Partner, Jenkins Fenstermaker, PLLC
Jonathon C. Held	President & Chief Executive Officer, J.S. Held LLC
Evan H. Jenkins	Senior Vice President Government Affairs, U.S. Chamber of Commerce
Jennifer E. Johnsen	Partner, Gallivan, White & Boyd, P.A.
Toyja E. Kelly	Partner, Locke Lord LLP
Harold H. Kim	Chief Legal Officer & Executive, Vice President, U.S. Chamber of Commerce
Rachel H. Kim	Vice President, Excess Casualty, Senior Claims Counsel, Sompco International
John F. King	Georgia Insurance and Safety Fire Commissioner
Dan D. Kohane	Senior Member, Hurwitz Fine, P.C.
Martin P. Lavelle	Associate Group General Counsel, Claim Legal-SRG, The Travelers Companies, Inc.
Kevin M. McCarty	Former Commissioner of the Florida Office of Insurance Regulation, Manager & Founder, Celtic Global Consulting
William J. McGee, Jr.	Senior Vice President, Chief Legal Officer and Corporate Secretary, Encova Mutual Insurance Group
Sarahannah L. McMurtry	SVP, General Counsel, Acceptance Insurance
Sean B. McSweeney	Executive Vice President, Deputy General Counsel - Litigation & Coverage, Liberty Mutual Group
Meredith L. Murphy	Staff Vice President, Litigation Senior Counsel, FM Global
Kevin M. Rampe	Executive Vice President, Head of North America Claims, Chubb Group
Terence M. Ridley	Partner, Spencer Fane
Stuart Simon	President, American Jury Centers
Gena L. Sluga	Partner, Christian, Dichter & Sluga, P.C.
Larry D. Smith	Of Counsel, Rumberger Kirk
Daniel K. Steen	Executive Director, Lawyers for Civil Justice
John C. Trimble	Partner, Lewis Wagner, LLP
Hank Watkins	Regional Director & President, Americas at Lloyd's
Meg Weist	Senior Vice President, SVP, Chief Claims Officer, EMC Insurance Companies

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CONTINUING LEGAL EDUCATION CREDITS

Accreditation will be sought in those jurisdictions requested by registrants that have continuing education requirements.

FDCC MISSION STATEMENT

We are a professional association of peer-reviewed, premier defense and corporate counsel and industry executives, dedicated to leading the profession by advancing the principals of civil justice, actionable knowledge, and fostering the trust and value of fellowship.

WHY FDCC?

To be THE inspired community of vetted defense counsel, exceptional leaders and even better people.

DINE AROUND

Our tradition of dining with colleagues, clients and friends will continue on Thursday evening, November 9th following the cocktail reception and networking event. Please watch the FDCC website for further information to reserve your seat at one of several of New York City's most sought after restaurants.



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