



FDCC Insurance Coverage Training Academy: CGL Boot Camp

October 13, 2020
October 20, 2020
October 27, 2020

Virtual Program
on the Zoom Platform



What will be Covered

The immersion-learning program is built around a hypothetical fact pattern and places the attendees directly in the environment, identifying and working through the coverage issues faced most often in commercial liability claims. Some of the highlights of the program include:

- In depth, true-to-life training program with small breakout sessions led by leading coverage attorneys and senior insurance claim executives from around the country.
- Practical hands-on focus on issue spotting, duty to defend considerations, preparing coverage position letters, dissecting additional insured and contractual indemnity tenders, evaluating risk transfer opportunities, and responding to time limit demands.
- Students will be given exemplar coverage position and tender letters to use for future reference.

Who Should Attend

The CGL Boot Camp is open to all FDCC members as well as others within their firms, companies and their clients who may not be members and is targeted to:

- associates who are defense coverage attorneys with one to five years of coverage experience
- insurance claims professionals who can benefit from hands-on training
- experienced defense trial attorneys who want to learn or sharpen their skill sets and learn CGL coverage protocols in the trenches.

The program is limited to 100 students on a first come, first served basis, with a limitation of five attorneys from the same law firm.

Continuing Legal Education (CLE) credit is pending.

A G E N D A

ALL TIMES ARE EASTERN STANDARD TIME

DAY I - OCTOBER 13, 2020

Welcome & Introduction to the Program

1:30 - 1:40 pm

Lauren S. Curtis

Traub Lieberman Straus & Shrewsberry LLP

Coverage 101 - Introduction to Coverage

1:40 - 2:40 pm

April A. Elkovitch

Philadelphia Insurance Companies

Dan D. Kohane

Hurwitz & Fine, PC

This presentation will discuss the fundamentals of commercial general liability policies and provide students with a roadmap on how to conduct a coverage analysis.

Issue Spotting - Substantive Topics

2:40 - 3:35 pm

Gena L. Sluga

Christian, Dichter & Sluga, P.C.

Jeffery M. Guillory

Shelter Insurance Companies

This presentation will involve a deeper dive into coverage issues commonly encountered in general liability claims, including number of occurrences, property damage vs. economic harm, business risk exclusions, identifying the insureds, priority of coverage, and conditions defenses.

Breakout Session #1

3:40 - 4:10 pm

Students and faculty members will meet in small virtual groups for a more in-depth discussion of the critical coverage issues raised by the fact pattern and tips on writing the reservation of rights letter. Students will be given an exemplar reservation of rights letter prepared by one of the faculty members.

Recap/Lessons Learned #1/Questions

4:15 - 4:30 pm

Faculty members will reflect on issues discussed during the first breakout session and will provide practical takeaways.

DAY 2 - OCTOBER 20, 2020

Refresher & Plan for Today

1:30 - 1:40 pm

Duty to Defend Considerations

1:40 - 2:40 pm

Lee Murray Hall

Jenkins Fenstermaker, PLLC

Thomas P. Sheridan

MSIG Holdings (Americas), Inc.

This presentation will explore duty to defend considerations, including what triggers the duty to defend, when extrinsic evidence can be considered, allocating between covered and non-covered claims, and the consequences of defending under a reservation of rights, including independent counsel implications and consent judgments.

Risk Transfer - Additional Insured and Contractual Indemnity Issues

2:40 - 3:35 pm

Brian C. Bassett

Traub, Lieberman, Straus & Shrewsberry, LLP

Christine Sheridan Celia

Chubb Group

Margaret F. Ward

Downs Ward Bender Hauptmann & Herzog, PA

This presentation will address additional insured and contractual indemnity issues, including distinguishing between additional insured and contractual indemnitee status, recognizing the differences in the various additional insured endorsement forms, and understanding some of the practical implications of being an additional insured vs. a contractual indemnitee with respect to defense costs and priority of coverage.

Breakout Session #2

3:40 - 4:10 pm

Students and faculty members will meet in small virtual groups for a more in-depth discussion of an additional insured/contractual indemnitee tender and will discuss other risk transfer opportunities. Students will be given an exemplar tender letter prepared by a faculty member.

Recap/Lessons Learned #2/Questions

4:15 - 4:30 pm

Faculty members will reflect on issues discussed during the second breakout session and will provide practical takeaways.

A G E N D A

DAY 3 – OCTOBER 27, 2020

Refresher & Plan for Today

1:30 - 1:40 pm

Good Faith Claim Handling: Considerations

1:40 - 2:30 pm

Debra Tedeschi Varner
Varner & Van Volkenburg, PLLC

Sarannah L. McMurtry
Acceptance Insurance Company

Terrence M. Ridley
Wheeler Trigg O'Donnell LLP

This presentation will discuss good faith claim handling considerations with respect to multiple claimants, multiple insureds, time limit demands, and duties owed to excess insurers.

Considerations for Coverage Litigation

2:35 - 3:30 pm

Barbara A. O'Donnell
Sulloway & Hollis, PLLC

Stephen P. Pate
Cozen O'Connor

This presentation will touch on some of the considerations for coverage litigation, including choice of law and forum selection issues, selection of coverage counsel, timing of coverage litigation vis a vis the underlying liability case, and broader implications of a coverage decision.

Breakout Session #3

3:30 - 4:10 pm

Students and faculty members will meet in small virtual groups to dissect competing time limit demands, including a more in-depth discussion of some of the challenges presented by claims involving multiple claimants and insufficient limits, how to handle vague demands, and best practices for keeping the insured adequately apprised.

Recap/Lessons Learned #3/Questions

4:10 - 4:30 pm

Faculty members will reflect on issues discussed during the third breakout session and provide practical takeaways.

Closing Remarks

4:30 - 4:45 pm

Lauren S. Curtis
Traub Lieberman Straus & Shrewsbury LLC

Registration is **FREE** and open to all FDCC Members, their clients, and colleagues. Each attendee must register in advance and register separately. Information on how to access the 2020 Insurance Coverage Training Academy will be sent as we get closer to the meeting date.

[CLICK HERE TO REGISTER](#)

F A C U L T Y

Brian C. Bassett

Traub, Lieberman, Straus & Shrewsbury LLP

Christine Sheridan Celia

Chubb Group

Edward J. Currie

Currie Johnson & Myers, PA

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David W. Zizik

Sulloway & Hollis, PLLC

S P O N S O R S

American Jury Centers

Aprio

Avalon Health Economics

ESi

Exponent

GreyCastle

The Insurance Archeologist

InvoicePrep

JS Held

LCS Record Retrieval

Rust Consulting

SEA

Veritext Legal Solutions

Visual Evidence