

Advanced Insurance Coverage: Emerging Issues, Developments and Strategy

<u>Friday, May 2, 2014</u>	New York City Concierge Conference Center
<u>Friday, May 2, 2014</u>	Syracuse Sheraton Syracuse University Hotel
<u>Friday, May 9, 2014</u>	Albany New York State Nurses Association
<u>Friday, May 9, 2014</u>	Buffalo Holiday Inn Amherst
<u>Friday, May 16, 2014</u>	Long Island Long Island Marriott

7.0 MCLE Credits

6.0 areas of professional practice, 1.0 ethics

Agenda

8:30 a.m.	Registration
9:00 a.m. - 9:10 a.m.	Welcome and Introduction
9:10 a.m. - 10:00 a.m.	<i>Update on Additional Insurance Decisions: Adding Or Subtracting Coverage?</i> <ul style="list-style-type: none">▪ Discussion of existing and newly worded ISO forms, endorsements, and typical exclusionary language▪ Analyzing priority of coverage issues▪ Interplay between additional insured status and hold harmless provisions

1.0 credit in areas of professional practice

10:00 a.m. - 10:50 a.m.	<i>The Discovery Dilemma: To Disclose Or Not To Disclose</i> <ul style="list-style-type: none">▪ Implementing consistent strategies during the discovery process▪ Production of claim notes, claim files, underwriting files, and limiting the scope of discovery to allegations in the pleadings▪ How involved should counsel become in discovery phase and preserving the attorney client privilege▪ Addressing missing policies and defunct policyholders
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1.0 credit in ethics

10:50 a.m. - 11:00 a.m.	Break
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- 11:00 a.m. - 11:50 a.m.** *Construction Defect Coverage*
- Trends across the Country, Legislation and Implementation
 - Policy interpretation, exclusions, endorsements
 - Is faulty construction an “occurrence”

1.0 credit in areas of professional practice

- 11:50 a.m. - 1:00 p.m.** Lunch Break

- 1:00 p.m. - 1:50 p.m.** *UM/SUM Coverage Update*

- Analyzing Trigger and Offset Issues
- Assessing the Availability of SUM coverage with multiple Claimants
- Recent decisions affecting the UM/SUM claimant

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- 1:50 p.m. - 2:40 p.m.** *Mind The Gap With Policy Exclusions*
- The most frequently litigated exclusions in auto, homeowners and CGL policies, including the intentional and criminal act and assault and battery exclusions
 - Strategy for Defense while preserving and maintaining coverage defenses
 - Avoiding Common Pitfalls

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- 2:40 p.m. - 2:50 p.m.** Break

- 2:50 p.m. - 3:40 p.m.** *The Before And After of K2 Investment Group LLC v. American Guarantee & Liability Ins. Co.*
- Waiving policy defenses
 - Duty to defend, courtesy defenses, and reserving rights to recoup defense costs

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- 3:40 p.m. - 4:30 p.m.** *Where Have We Been & Where Are We Going: Top 20 Decisions of 2013 and Their Impact on 2014*

1.0 credit in areas of professional practice