

AMERICAN BAR ASSOCIATION

25TH ANNUAL INSURANCE COVERAGE LITIGATION COMMITTEE MID-YEAR PROGRAM



THE HEAT IS ON: HOT TOPICS IN THE WORLD OF INSURANCE

FEBRUARY 23-25, 2017 | Arizona Biltmore Resort & Spa
Phoenix, AZ

FEATURING SPEAKERS FROM THE FOLLOWING COMPANIES:

AI&G Insurance Companies
Alliant Insurance Services, Inc.
American Family Insurance
Aon Risk Solutions
Arch Insurance Company
Arthur J. Gallagher & Co.
Berkley Professional Liability
Fuzion Analytics
Greenpoint Insurance Advisors, LLC
Guy Carpenter & Company LLC
New England Treatment Access, Inc.
Old Republic Professional
RiverRock Cannabis
StarStone Insurance
Wells Fargo Insurance

UNITING PLAINTIFF,
DEFENSE,
INSURANCE, AND
CORPORATE COUNSEL
TO ADVANCE THE
CIVIL JUSTICE SYSTEM

CO-SPONSORED BY THE TIPS BUSINESS LITIGATION; CORPORATE COUNSEL;
EXCESS, SURPLUS LINES AND REINSURANCE; INSURANCE REGULATION;
PROFESSIONAL LIABILITY INSURANCE; PROPERTY INSURANCE; AND
SELF-INSURERS AND RISK MANAGERS COMMITTEES



GREETINGS

Dear Friends and Colleagues:

We are excited for your attendance at the Tort Trial & Insurance Practice Section's Insurance Coverage Litigation Committee (ICLC) 25th Annual Midyear Meeting at the beautiful Arizona Biltmore in Phoenix, Arizona. This year's meeting will be particularly special as we will celebrate the outstanding programming, service, and socializing the ICLC has enjoyed for the past 25 years as we set the table for another quarter-century of outstanding work.

We will begin our conference Thursday afternoon with four outstanding panels addressing "hot" issues we all face in the coverage world—cyber liability, the ALI's Restatement of the Law of Liability Insurance, notice and related claims issues under D&O and E&O policies, and a special look back over the past 25 years of insurance coverage litigation moderated by four former ICLC chairs. The panels on Friday and Saturday will cover a wide variety of topics from the discoverability of communications between insurers and reinsurers in bad faith litigation, to ethical considerations lawyers must consider in preparing expert witnesses in an insurance coverage case, to the latest developments on rescission of insurance policies. And, of course, we will have our Friday toolboxes covering more than a dozen topics of importance to coverage practitioners.

In addition to our work, the conference will continue its long tradition of fellowship in the warm Arizona sun, including a reception and dinner on Thursday night, and the always popular Friday dine around. Bring your family, bring your golf clubs, but most importantly bring yourself as this year's conference promises to be very special in every respect. We look forward to seeing you in February.

Christopher R. Mosley

Chair-Insurance Coverage Litigation Committee

WEDNESDAY, FEBRUARY 22, 2017

5:00 P.M. – 7:00 P.M. RECEPTION HONORING PAST ICLC CHAIRS – ALL ATTENDEES ARE WELCOME

Sponsored by International Risk Management Institute (IRMI)

Come enjoy cocktails and light appetizers in the Catalina Room at the Wrigley Mansion, 2501 E. Telawa Trail, a half-mile walk or drive from the Arizona Biltmore.

PROGRAM AGENDA



DAY ONE, THURSDAY, FEBRUARY 23, 2017

12:00 P.M. – 5:00 P.M.

REGISTRATION

12:30 P.M. – 12:45 P.M.

WELCOME AND OPENING REMARKS:

Christopher Mosley, TIPS Insurance Coverage Litigation Committee Chair
Sherman Howard, LLC, Denver, CO

OPENING SESSION Sponsored by Barnes & Thornburg, LLP

12:45 P.M. – 1:45 P.M.

CYBER LIABILITY INSURANCE

This one-hour panel will focus on the insurance implications of social engineering attacks and losses caused by ransomware. As cyber threats have become more common, companies have done a better job of protecting their data from online threats. However, those threats have become more sophisticated and more commonplace. Those threats, including attacks targeted at specific individuals at companies asking companies to wire money, tricking people into sending out sensitive personal data, or inserting ransomware that can hold data and entire networks hostage, can be significant. This has led to a number of coverage disputes and a developing body of insurance case law. The panelists will discuss those issues and their experience in handling them.

Moderator:

Chris Yetka, *Barnes & Thornburg, LLP, Minneapolis, MN*

Panelists:

Carrie M. Raver, *Barnes & Thornburg, LLP, Fort Wayne, IN*
Michael Orlando, Chair 2002-2003, *Meyer Orlando LLC, Houston, TX*
Chris Liu, *Cyber Underwriter, AIG Insurance Companies, New York, NY*
Lisa Phillips, *Wells Fargo Insurance, West Coast E&O Cyber Group, Irvine, CA*

1:45 P.M. – 2:45 P.M.

“THE NEW NORMAL OR A BUMP IN THE ROAD?”—HOW POLICYHOLDERS AND INSURERS WILL BE AFFECTED BY THE ALI’S RESTATEMENT OF THE LAW OF LIABILITY INSURANCE

The rules of the new Restatement will influence and change the way lawyers and judges deal with the most litigated issues of claims handling. Using a hypothetical involving a high stakes claim, the panel will explore how the new rules will affect the parties’ rights and duties regarding, among other issues, an insurer’s reservation of rights, duty to defend, settlement decisions, recoupment, and a policy holder’s right to settle without consent.

Moderator:

Craig Stewart, *White and Williams LLP, Boston, MA*

Panelists:

William T. Barker, *Dentons US LLP, Chicago, IL*
Prof. Tom Baker, *University of Pennsylvania Law School, Philadelphia, PA*
Helen Michael, Chair 2014-2015, *Kilpatrick Townsend LLP, Washington DC*
Jennifer Reichrich, Vice President and Chief Litigation Officer, *Arch Insurance Company, Jersey City, NJ*

2:45 P.M. – 3:00 P.M.

BREAK Sponsored by Zelle, McDonough & Cohen, LLP

MID-AFTERNOON SESSION Sponsored by Gordon Tilden Thomas & Cordell LLP

3:00 P.M. – 4:00 P.M.

CHANGES IN LATITUDES, CHANGES IN ATTITUDES

What does a view back of the last 25 years reflect in the landscape of coverage litigation? From the perspective of four former chairs, this panel will focus on how disputes relating to conflict of interest, inter-insurer disputes, and attorney-client relationships in the insurance and policyholder worlds have evolved in the past 25 years.

Panelists:

Jill Berkeley, Chair 2006-2007, *Neal, Gerber & Eisenberg, LLP, Chicago, IL*
Robert Westerfield, Chair 2001-2002, *Bowles & Verna, LLP, Walnut Creek, CA*
Barbara O’Donnell, Chair 1996-1997, *Zelle McDonough & Cohen LLP, Boston, MA*
Lisa Oonk, Chair 2003-2004, *Lisa A. Oonk P.A., Tampa, FL*

4:00 P.M. – 5:00 P.M.

DÉJÀ VU ALL OVER AGAIN: RELATED CLAIMS AND NOTICE ISSUES UNDER D&O AND E&O POLICIES

Under claims-made and claims-made and reported policies, the issues of timely notice, and “related claims” or “interrelated wrongful acts”, continue to be an unpredictable minefield in coverage litigation. The issues arise because the policies follow the principle that a single claim will only trigger a single policy. To ensure that result, all future claims that “relate back” to an original claim are typically deemed to have been made in the same year, the year of the first claim. Often, in determining coverage, the key questions become whether a claim was in fact made, when the insured had notice, when notice was provided to an insurer, and whether a subsequently made claim sufficiently relates back to the original claim. This panel will further examine the issues that arise when multiple “claims” are made; when claims contain similarities and differences among claimants, insureds, causes of action, and circumstances, typical policy language and relatedness arguments; and the applicable legal standards, arguments and key rulings.

Moderator:

Teresa Milano, *Arthur J. Gallagher & Co., Boston, MA*

Panelists:

Deborah Minkoff, *Cozen O’Connor, Philadelphia, PA*
Margaret Porcelli, *StarStone Insurance, Jersey City, NJ*
David Pryce, *Fenchurch Law, London, England*
Nancy R. Kornegay, *Trahan Dinn Kornegay Payne LLP, Houston, TX*

5:00 P.M. – 6:00 P.M.

OPENING RECEPTION – ALL ATTENDEES ARE WELCOME Sponsored by International Risk Management Institute (IRMI)

6:30 P.M. – 8:30 P.M.

DINNER (Ticketed Event) Sponsored by DecisionQuest and MDD Forensic Accountants

DAY TWO, FRIDAY, FEBRUARY 24, 2017

7:30 A.M. – 5:00 P.M.

REGISTRATION



7:30 A.M. – 8:30 A.M.

CONTINENTAL BREAKFAST

Sponsored by Carrington Coleman Sloman & Blumenthal, LLP

8:30 A.M. – 8:45 A.M.

WELCOME AND OPENING REMARKS

Sam H. Poteet, Jr., *Manier & Herod*, TIPS Chair, 2016-2017
Christopher Mosley, *Sherman Howard, LLC*, ICLC Chair, 2016-2017
Christopher Yetka, *Barnes & Thornburg, LLP*, ICLC Chair-Elect, 2016-2017
Timothy M. Thornton, *Gray • Duffy, LLP*, Program Chair
Nosizi Ralephata, *Turner Padgett*, Program Co-Chair

MORNING SESSION Sponsored by Dentons US LLP

8:45 A.M. – 9:45 A.M.

UNLOCKING MEDIATION WITH INSURANCE COVERAGE—THE KEY TO SUCCESS

How many mediations have you attended in which insurance was not addressed in advance and the insured defendant and its insurers had not agreed on initial offers? In spite of the ever-increasing use of mediation—both voluntary and court-ordered—all too often neither the parties nor the mediator are pro-active in addressing coverage prior to mediation of the underlying case. This panel will discuss how coverage counsel and their clients can be pro-active in encouraging pre-mediation coverage discussions, and how mediators can use insurance coverage as a key to resolution rather than an impediment.

Moderator:

Janet R. Davis, Chair 1998-1999, *Cozen O'Connor*, Chicago, IL

Panelists:

Michael Early, Associate General Counsel, *Old Republic Professional*, Chicago, IL
Kim Hogrefe, Chair-Elect, Board of Trustees, The National Judicial College; Retired Senior Vice President, *Chubb & Son*, Warren, NJ
Jeff Kichaven, *Jeff Kichaven Commercial Mediation*, Los Angeles, CA
Darin J. McMullen, Senior Vice-President, E&O/Cyber Product Leader, AON, Philadelphia, PA

9:45 A.M. – 10:45 A.M.

LEGALIZED MARIJUANA: ETHICAL AND INSURANCE COVERAGE IMPLICATIONS OF RISK AND LIABILITY FOR MARIJUANA-RELATED OPERATIONS

The nascent semi-legalized marijuana industry faces insurance challenges both unique and common to other industries. The panel will discuss issues arising from the few reported court decisions involving coverage for marijuana-related businesses; unique coverage, underwriting, and policy conditions or obligations and loss exposure issues for the industry; insurance issues arising from the state and federal regulatory environments; whether and how these environments are expected to change following the 2016 elections; ethics issues related to representation of marijuana-related operations; and related matters. ABA Model Rules of Professional Conduct, Rule 1.2 (d) helps shape counsel's ethical responsibility in these matters.

Moderator:

Damian J. Arguello, *Levin Sitcoff PC*, Denver, CO

Panelists:

Lawrence Gottlieb, *Betts Patterson & Mines P.S.*, Seattle WA
JB Woods, President, *Greenpoint Insurance Advisors, LLC*, Denver, CO
Barbara Brohl, Esq., Executive Director, *Colorado Department of Revenue*, Denver, CO
Norton Arbelaez, Esq., Founder/GC, *RiverRock Cannabis*, Denver, CO; Director of Gov't Affairs, *New England Treatment Access*, Brookline, MA

10:45 A.M. – 11:00 A.M.

BREAK Sponsored by Jeff Kichaven Commercial Mediation

MIDMORNING SESSION Sponsored by Nossaman LLP

11:00 A.M. – 12:00 P.M.

ETHICAL CONSIDERATIONS IN PREPARING EXPERT WITNESSES TO TESTIFY AT DEPOSITION AND TRIAL IN AN INSURANCE COVERAGE CASE

As experienced insurance coverage attorneys, we know how we want our experts to testify in order to support our claims or defenses but various ethical constraints dictate that we cannot "put words in their mouths" or "coach" them so that they become "hired guns" with little to no credibility in the eyes of a jury or judge. Expert witnesses likewise understand what testimony to provide that would be best for the client in the case (and to ensure their future engagements from our clients and respective firms) but they are equally constrained. We will address and provide practical advice in how to navigate these ethical considerations but ensure how we best position our experts through proper preparation to testify in the most cogent way possible at deposition and/or trial. Model Code of Professional Responsibility DR 7-102 and ABA Model Rules of Professional Conduct, Rules 1.3 and 3.3 help shape counsel's ethical responsibility in these matters.

Moderator:

Joseph Harraka, *Becker LLC*, Livingston, NJ

Panelists:

Chauntis T. Jenkins, *Porteous Hainkel & Johnson*, New Orleans, LA
Angela Krahulik, *Ice Miller LLP*, Indianapolis, IN
Leslie C. Thorne, *Haynes and Boone LLP*, Austin, TX

12:00 P.M. – 12:15 P.M.

SERVICE PROJECT PRESENTATION

National CASA Association: The Voice for Foster Care Children

At any given moment, there are over 400,000 children in foster care in America. The only program of its kind, National Court Appointed Special Advocate (CASA) Association is a network of nearly 1,000 state and community-based programs that recruit, train and support citizen-volunteers to advocate for the best interests of foster care children. Multiple studies have found the National CASA Association's model of practice to be an effective tool in providing opportunities to improve academic, developmental, health and, ultimately, life outcomes to children in foster care.

The Insurance Coverage Litigation Committee (ICLC) is proud to announce CASA as its service project for 2017. For more information, or to support National CASA Association's efforts, please visit casaforchildren.org.

12:15 P.M. – 1:30 P.M.

TOOLBOX LUNCHEON SESSIONS Sponsored by Sherman & Howard, LLC

Coordinators:

Teresa Milano, *Arthur J. Gallagher & Co.*, Boston, MA
K. James Sullivan, *Calfee, Halter & Griswold LLP*, Cleveland, OH

Recent Trends in Bad Faith Litigation

Malena Dobal, *Gladstone Weisberg ALC*, Los Angeles, CA



- **The Duty to Defend versus the Duty to Pay Defense Expenses**
Douglas R. Richmond, *Aon Risk Solutions*, Overland Park, KS
- **Corporate Successorship: When Corporate Successors to the Original Insured Demand Coverage Under the Policy**
Brendan V. Mullan, *Crowell & Moring LLP*, San Francisco, CA
- **Disputes Over Plain Meaning: The Fine Line Between Advocacy and Injuring Your Argument**
Michael A. Orlando, Jr., *Meyer Orlando LLC*, Houston, TX
- **Are Insurance Policies Contracts? The view emerging from the Restatement of Law of Liability Insurance**
Chaim Saiman, *Professor of Law at Charles Widger School of Law, Villanova University*
- **Insurance Coverage Issues and Disputes in the Age of the Sharing/ On Demand Economy**
Peter Biging, *Goldberg Segalla*, New York, NY
- **The Role of Broker/Client Advocate – Help or Hindrance?**
Linda T. Pierce, *Arthur J. Gallagher & Co.*, Glendale, CA
- **Stipulated Judgment Got You In a Bind? The Binding Effect of Fact Stipulations in Stipulated Judgments**
Micalann Pepe, *Jaburg Wilk*, Phoenix, AZ
Nate D. Meyer, *Jaburg Wilk*, Phoenix, AZ
- **Criminalization of Torts**
Jennifer Kirk Morris, *Sherman Howard, LLC*, Denver CO
- **Challenges to Level 3 and Its Progeny – The Insurability of Restitution and Disgorgement ***
Jonathan Walton, *Cozen O'Connor*, Chicago, IL
- **Intentional Act Exclusion As It Applies To Business Litigation**
Larry Spector, Philadelphia, PA
- **Retention of Counsel During Claims Investigation Process And Its Impact On The Resulting Litigation**
Michael Nunez, *Murchison & Cumming, LLP*, Las Vegas, NV
- **Insured vs. Insured Exclusion ***
Carleton R. Burch, *Anderson, McPharlin & Conners, LLP*, Los Angeles, CA

* Co-sponsored by the Professional Liability Insurance Committee

AFTERNOON GENERAL SESSION Sponsored by Cozen O'Connor

1:30 P.M. – 2:30 P.M.

THE PRIMARY DILEMMA: EXCESS INSURER RIGHTS AND RISKS

Liability insurance originated to protect individuals and entities from financial hardship or ruin due to an adverse liability judgment. The development of the insured-insurer relationship led to the imposition of a duty of good faith and fair dealing on the insurer to protect the rights of the policyholder. But what happens when there is excess insurance? What are the rights and obligations of the insurers to each other as well as the policyholder? What liability does an excess insurer face if the primary insurer behaves badly? The panel of distinguished insurer representatives and outside counsel will address the multiple situations which arise when the primary insurer does not satisfy its obligations to the policyholder or excess insurers including when the primary refuses to settle or defend a claim against its insured, the excess insurer disagrees with the primary's coverage position, the primary hires incompetent or inadequate defense counsel, or the primary insurer engages in bad faith. The panel will further examine the repercussions of the primary insurer's decision-making which may result in legal liability to both the policyholder and the excess insurer for judgment exceeding primary policy limits.

Moderator:

Gary L. Gassman, Chair 2015-2016, *Cozen O'Connor*, Chicago, IL

Panelists:

Michelle Klein, *Berkley Professional Liability*, New York, NY
John Reitwiesner, *StarStone Insurance*, Jersey City, NJ
Bradley Lance, *American Family Insurance*, Phoenix, AZ
Franklin D. Cordell, *Gordon Tilden Thomas & Cordell LLP*, Seattle, WA

2:30 P.M. – 3:30 P.M.

INDEMNITY V. INSURANCE: WHAT REMEDY PREVAILS?

Contractual indemnification clauses are among the most overused and misunderstood provisions that parties argue over and negotiate for. This panel will address the interplay between liability insurance and contractual indemnification. Issues discussed will include: (1) what makes an indemnification agreement enforceable; (2) the differing limitations and scope of protection provided by indemnity clauses and liability insurance; (3) how an indemnification agreement can limit the rights of an insurer to bring an equitable contribution claim against co-insurers; and (4) how courts resolve conflicts between indemnification claims and additional insured rights.

Moderator:

Seth Lamden, *Neal, Gerber & Eisenberg LLP*, Chicago, IL

Panelists:

James Chin, *Carlton Fields Jordan Burt*, Atlanta, GA
David Gauntlett, *Gauntlett & Associates*, Irvine, CA
Stephen Palley, *Anderson Kill P.C.*, Washington, DC
Gregory Podolak, *Saxe Doernberger & Vita, P.C.*, Naples, FL

3:30 P.M. – 3:45 P.M.

BREAK Sponsored by Neal, Gerber & Eisenberg, LLP

MID-AFTERNOON SESSION Sponsored by Kightlinger & Gray, LLP

3:45 P.M. – 4:45 P.M.

DISCOVERABILITY OF COMMUNICATIONS BETWEEN INSURERS AND REINSURERS

Co-Sponsored by the Excess, Surplus Lines and Reinsurance Committee
 Communications between insurers and reinsurers range from routine claim updates to in-depth discussions of legal strategy regarding litigated claims. Policyholders seek these communications, insurers and reinsurers seek to keep them confidential, and courts struggle with this thorny issue. This moderated panel discussion regarding the competing interests of policyholders, insurers, and reinsurers will explore whether and to what extent these communications should be discoverable. One area of particular concern is the balance between a reinsurer's interest in obtaining information regarding the underlying claim and the insurer's interest in protecting communications between itself and its coverage



counsel without risking waiver. Policyholders argue that disclosure to reinsurers constitutes a waiver of the attorney client privilege, while insurers and reinsurers seek to keep these types of communications privileged. The panel will include representatives from each stakeholder.

Moderator:

Elizabeth Kniffen, *Zelle LLP*, Minneapolis MN

Panelists:

Erica J. Dominitz, *Kilpatrick Townsend & Stockton LLP*, Washington, DC

Michael Steinlage, *Larson King LLP*, St. Paul, MN

Kristine Tejano Rickard, *Fuzion Analytics*, Carmel, IN

Jack Burds, *Guy Carpenter & Company, LLC*, New York, NY

4:45 P.M. – 5:45 P.M.

Committee Business Meetings

7:00 P.M. – 9:30 P.M.

DINNER—DINE AROUND

Reservations will be made at several local restaurants. Sign-up for dinners onsite, join old friends and meet new people as you enjoy the fine Arizona cuisine.

DAY THREE, SATURDAY, FEBRUARY 25, 2017

7:30 A.M. – 12:00 P.M.

REGISTRATION

7:30 A.M. – 8:30 A.M.

CONTINENTAL BREAKFAST Sponsored by **Rivkin Radler**

MORNING SESSION Sponsored by **Wilson Elser Moskowitz Edelman & Dicker LLP**

8:30 A.M. – 9:30 A.M.

RESCISSION OF INSURANCE POLICIES

This panel will discuss current developments in rescission of insurance coverage, including how the application is completed, i.e., who actually fills in the misrepresented facts; whether the prospective insured actually knows what he or she is signing; and how to prosecute a rescission action and what proofs the insurer must provide. It will also discuss discovery in these cases and proving/defending the action; and why the broker sometimes gets sued in the wake of a rescission action.

Moderator:

Judith F. Goodman, Chair 2010-2011, *Goodman & Jacobs LLP*, New York, NY

Panelists:

Lilit Asadourian, *Reed Smith*, San Francisco, CA

Gena Sluga, *Christian, Dichter & Sluga PC*, Phoenix, AZ

Michelle Lafferty, *Arthur J. Gallagher & Co.*, Chicago IL

9:30 A.M. – 10:30 A.M.

THE "OCCURRENCE" ISSUE IN CONSTRUCTION DEFECT LITIGATION: CASE LAW, LEGISLATION AND UNDERWRITING REACTIONS

Ten years ago, in *Kvaerner Metals. v. Commercial Union Ins. Co.*, the Pennsylvania Supreme Court adopted the position that defective construction was not an "accident," i.e., an "occurrence." Since then, many state courts have grappled with this issue. This panel will survey that broad legal landscape. It will look at the numerous court decisions extending, rejecting or narrowing the theory, legislative initiatives intended to mandate a different interpretation, and new policy endorsements that purport to counteract *Kvaerner* by modifying policy definitions of "occurrence," or allowing insureds in *Kvaerner* states to select a different state's law on the occurrence issue.

Moderator:

Eric Hermanson, *White and Williams LLP*, Boston, MA

Panelists:

Joe A. Ramirez, *Holland & Hart LLP*, Greenwood Village, CO

James Bly, Managing Director, Construction Services Group, *Alliant*, Pittsburgh, PA

Joel Max Eads, *Greenberg Traurig LLP*, Philadelphia, PA

10:30 A.M. – 10:45 A.M.

BREAK – Sponsored by Thompson Coburn LLP

MID-MORNING SESSION Sponsored by **White & Williams LLP**

10:45 A.M. – 11:45 A.M.

WHEN GOOD ALLOCATION JURISDICTIONS GO BAD: UNSETTLING DEVELOPMENTS IN ALLOCATION LAW AND WHAT THEY MEAN FOR POLICYHOLDERS AND INSURERS

Co-Sponsored by the Excess, Surplus Lines and Reinsurance Committee

It is time again to turn attention back to one of the most interminable debates in insurance coverage – "all sums" or "pro rata" allocation. The recent decision in *Viking Pump* – in which New York distinguished prior "pro rata" decisions in favor of an "all sums" approach – provides the jumping off point for an in-depth examination of the reasoning and significance of recent allocation decisions from around the country, the creative arguments, unintended consequences, and hybrid approaches emerging from these decisions, and the role that different policy language including "those sums" and "non-cumulation" provisions will play in future coverage decisions. The panel will also examine the general rules and principles that policyholders and insurers need to have in mind when deciding when and how to allocate settlements or judgments to different policy periods, uninsured periods, and covered and uncovered claims.

Moderator:

Michael Kotula, *Rivkin Radler*, Uniondale, NY

Panelists:

Anne M. Murray, *Rivkin Radler*, Uniondale, NY

Jared Zola, *Blank Rome LLP*, New York, NY

11:45 A.M. – 12:00 P.M.

CLOSING REMARKS

PROGRAM ENDS

Play in the Golf Tournament, join a nature hike with your colleagues or enjoy the many amenities the Biltmore has to offer.

REGISTRATION FORM

ABA Tort Trial & Insurance Practice Section (TIPS)

25th Annual ICLC Midyear Program

The Heat is On: Hot Topics in the World of Insurance

Arizona Biltmore Resort & Spa • Phoenix, AZ • February 23-25, 2017

REGISTRATION DEADLINE: FEBRUARY 1, 2017

HOTEL DEADLINE: FEBRUARY 1, 2017

1. REGISTRANT: *(Please print or type one form per person; photocopy this form for additional registrants)*

LAST NAME FIRST NAME MI

NAME AS YOU WISH IT TO APPEAR ON YOUR BADGE

FIRM/COMPANY

WHAT STATE(S) ARE YOU LICENSED IN?

ADDRESS

CITY STATE ZIP

(AREA CODE) BUSINESS TELEPHONE FACSIMILE

E-MAIL ADDRESS

SPOUSE OR GUEST *(Print as you wish name to appear on name badge)*

Are you attending your first TIPS ICLC CLE National Program? Yes No

I am a member of the ABA and wish to join the Tort Trial & Insurance Practice Section. I have enclosed a separate check for \$50 made payable to the American Bar Association.

2. REGISTRATION FEES:

	On or Before 2/1/17	After 2/1/17	QTY	TOTAL
TIPS Member	\$550	\$575	___	\$ ___
ABA Member	\$625	\$650	___	\$ ___
General Attendee	\$695	\$720	___	\$ ___
Insurance Company/ Government Employee	\$400	\$425	___	\$ ___
Staff Counsel	\$300	\$300	___	\$ ___
Law Student	\$200	\$200	___	\$ ___

3. SOCIAL EVENTS

			QTY	TOTAL
Wednesday Night Reception	Included	Included	___	\$ ___
Thursday Opening Reception	Included	Included	___	\$ ___
Thursday Dinner	\$75	\$75	___	\$ ___
Friday Tool Box Lunch Session (Attendee)	Included	Included	___	\$ ___
Friday Tool Box Lunch Session (Spouse/Guest)	\$75	\$75	___	\$ ___
Saturday Golf Tournament	\$150	\$150	___	\$ ___

(Includes green fees, cart rental, boxed lunch and prizes)

4. MATERIALS

I will not be able to attend the 2017 ICLC Midyear program, but wish to order a copy of the materials

\$150 _____ \$ _____

5. TOTAL PAYMENT

TOTAL \$ _____

6. PAYMENT INFORMATION

Check (made payable to the ABA) American Express MasterCard VISA

CREDIT CARD NUMBER EXPIRATION DATE

SIGNATURE

THREE WAYS TO REGISTER

1. ONLINE:
www.americanbar.org/tips

2. MAIL:
American Bar Association
Attn: Service Center-Meeting/
Event Registrations Departments
Event Code: IL1702ICLC
321 North Clark Street, Floor 16
Chicago, IL 60654

3. SECURE FAX
(312) 988-5850

Note: We encourage you to register using the online registration link on this form. If you are unable to register online, please use this form to register online, by mail or fax. In order to protect your credit card information, we do not accept credit card payments via email.

GENERAL INFORMATION

Registration Deadline: February 1, 2017

Hotel Deadline: Tuesday, February 1, 2017

ADVANCE REGISTRATION

Visit the TIPS 25th Annual TIPS Insurance Coverage Litigation Committee Midyear Meeting entitled **"The Heat is On: Hot Topics in the World of Insurance"** website to register at www.americanbar.org/tips or complete the registration form included in this brochure.

The registration fee includes admission to the program, course materials, continental breakfast, breaks, and reception. If you wish to have your name appear on the pre-registration list distributed at the program, **ALL** registration forms must be received no later than the registration deadline of February 1, 2017. Registration reservations will be confirmed in writing within 10 business days.

ON-SITE REGISTRATION

On-site registrations will be accepted if space is available. Call Ninah F. Moore at 312/988-5498 or email ninah.moore@americanbar.org, 72 hours prior to the program to confirm that space is available. On-site registrants must pay the program fee by credit card or check made payable to the American Bar Association. A \$25 fee will be charged to individuals registering on-site.

CANCELLATION POLICY

No registration fee refunds will be granted for cancellations received after **February 1, 2017**. In order to receive a refund (less a \$50 administrative fee), the ABA must receive written cancellation by **February 1, 2017**. Registrants who are unable to attend may send a substitute or will receive course materials in lieu of a refund.

HOTEL INFORMATION

For Reservations call 800/950-0086 or 602/955-6600

A limited number of rooms have been blocked for program registrants of the ABA TIPS 2017 Annual Insurance Coverage Litigation Committee Meeting at the Arizona Biltmore Resort & Spa, 2400 East Missouri Avenue, Phoenix, AZ 85016 for a hotel room rate of \$265.00 single/double plus 12.27% tax. For reservations, please call the hotel directly at 800/950-0086 or 602/955-6600. The room block will be held until exhausted or until **Wednesday, February 1, 2017 at 5:00 p.m. (CST)**. After the meeting specified hotel deadline, reservations will be confirmed based on availability. Please refer to the ABA TIPS 2017 Annual Insurance Coverage Litigation Committee Meeting when calling the hotel to make reservations. Hotel check-in is 4:00 p.m. and checkout is 12:00 p.m. All reservations must be guaranteed by credit card or deposit check for one night's room and tax. Individuals with guaranteed reservations must cancel their reservations 72 hours prior to the scheduled day of arrival to avoid a one-night cancellation charge.

AIRLINE INFORMATION

With ABA Egencia, you can automatically obtain ABA negotiated airfare discounts for travel to the ABA Meetings. ABA Egencia enables you to purchase the best airfare at the time of booking, by providing you with the ability to search for and compare fares from virtually every airline serving the destination.

Reservations with ABA Egencia can be made online at <https://www.egencia.com/public/us/en/> or offline. For offline reservations, call (877) 833-6285. ABA Egencia is available online via ABA Travel Services at http://www.americanbar.org/membership/aba_advantage_discounts/travel.html. ABA airfare discounts on some carriers may also be obtained by purchasing your tickets under the ABA Discount Codes directly from the airline or through your travel agent.

Airline Discount Codes for 2016/2017

American Airlines ABA Discount only available at ABA Egencia at <https://www.egencia.com/public/us/en/>

United Airlines: 800-426-1122

For ABA Meetings Only-Agreement Code: **374477/621691**
Z Code: **ZVWE/ZXDR**

Discount available at www.united.com

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Delta Airlines: 800-328-1111

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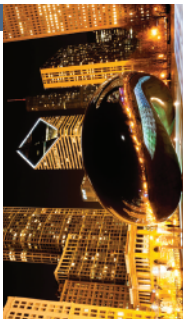
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