

**Continuing Education Program
December 5, 2017**



Walking The Line Without Stepping Off

Hyatt Regency
Riverside Room
Two Exchange Place
Jersey City, New Jersey

PARTICIPATING LAW FIRMS

Brown & James P.C. (St. Louis)
Fowler White Burnett, P.A. (Ft. Lauderdale/Miami)
Haight Brown & Bonesteel LLP (Los Angeles)
Hall & Evans, LLC (Denver)
Hawkins Parnell Thackston & Young LLP (Atlanta)
Johnson & Bell (Chicago)
Leake & Andersson LLP (New Orleans)
Lester Schwab Katz & Dwyer, LLP (New York)
Plunkett Cooney, P.C. (Bloomfield Hills/Detroit)
Renaud Cook Drury Mesaros, PA (Phoenix)

ALL FIRMS ARE MEMBERS OF ALFA INTERNATIONAL

PLEASE REGISTER THROUGH

Debbie Allbritton
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Walking The Line Without Stepping Off

PROGRAM DESCRIPTION

The program offers two hour-long presentations by seasoned litigators from ten law firms who will address the ethical, legal, practical and strategy issues and problems that often arise both before and after litigation commences. The panelists will offer their perspectives and comments on the best practices for handling and resolving claims and disputes that involve risks and matters for which insurance coverage is or may be available. Audience questions and participation is encouraged and welcome.

COURSE MATERIALS

Course materials in electronic form will be sent by email to all participants who register for and participate in the program.

PROGRAM SCHEDULE & TOPIC DESCRIPTIONS

FINAL REGISTRATION

2:30 p.m. to 3:00 p.m., December 5, 2017

FIRST SESSION

3:00 p.m. to 4:00 p.m.

“Truth or Consequences” Ethics Challenge for Insurance Professionals and Attorneys

Richard Granofsky will moderate a panel consisting of Hank Cooney, Jeff Hunter, Mike Leahy and Todd Lubben, who will present a multiple-choice, inter-active question and answer “game” that explores ethical dilemmas facing attorneys and insurance professionals when handling claims or litigation in various fields of practice. The topics will include confidentiality and disclosure issues regarding or involving email communications, production of client documents, confidential communications, social media, and conflicts between the corporation and its officers and board of directors.

SECOND SESSION

4:00 p.m. to 5:00 p.m.

Is It Time For “What’s My Line” or “Jeopardy?”

George Fagan will moderate a panel consisting of Matt Barr, Avery Dial, Joe Marconi and Kevin O’Brien, who will address and discuss how insurers may avoid or deal with problems and issues that typically arise when competing, concurrent, conflicting or joint interests arise or exist between or among insurers, insureds with single or multiple primary or excess or other policies or coverages, additional insureds and indemnitees, brokers representing insureds, panel and non-panel lawyers representing one or more insureds and reinsurers and subscribers. The presentation will consider and explore the actual or apparent conflicts of interests that may arise or be prevented based on four different scenarios.

REGISTRATION INFORMATION

Please complete the registration to confirm your participation and to provide part of the information that will be needed to obtain Georgia, New Hampshire and/or Texas continuing education credit as a claims adjuster or New York continuing legal education credit as a lawyer. You will also need to verify your participation by signing and dating the forms and documents that will be available during the seminar.

MEETING LOCATION

Hyatt Regency
Riverside Room
Two Exchange Place
Jersey City, New Jersey

QUESTIONS? PLEASE CONTACT

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CLE & CE CREDIT

The program offers 2.0 hours of New York CLE credit for attorneys (2.0 hour of ethics). Approval for 2.0 hours of Texas CE credit for claims adjusters (ethics). Approval for CE credit by Georgia and New Hampshire has been requested and is pending.

WHAT IS ALFA INTERNATIONAL?

The attorneys with the ten law firms who are participating in the seminar are all members of ALFA International, a premier network of independent law firms that was founded in 1980. ALFA International has over 150 member firms throughout the world, including 80 U.S.-based firms and 70 international firms are located throughout Europe, Asia, Australia/New Zealand, Africa, Canada, Mexico and South America. The ALFA model enables its members to use their local expertise to deliver highly effective legal solutions, often drawing upon the collective wisdom and experience of other member firms. ALFA clients benefit from a geographically comprehensive network of exceptional law firms and accomplished trial and business counsel. Our member firms meet high standards to be part of the ALFA network and are well respected by their peers in the legal and business community. ALFA International is headquartered in Chicago, and has a full-time staff to administer the various programs and services that ALFA offers. **For more information about ALFA International, please visit the website (www.alfainternational.com) or contact Jessica Bauer: Tel. 312-642-2532 and Email: jbauer@alfainternational.com.**

FACULTY BIOS



MATTHEW BARR is a Senior Partner with Hawkins Parnell Thackston & Young LLP in Atlanta. Matt has over a decade of experience as a litigator and trial lawyer, concentrating on the representation of healthcare and other professionals, as well as retailers and landowners. Matt has tried numerous cases throughout the state and federal courts of Georgia and has argued before the United States Court of Appeals for the Eleventh Circuit. Matt has represented physicians, nurses, pharmacists, midwives, psychiatrists, physical therapists, counselors, architects, engineers, real estate brokers and agents, and numerous facilities, including hospitals and mental health treatment facilities. He also represents several of the nation's leading retailers in premises liability matters. Matt received a B.S. in Management at Georgia Institute of Technology, and his law degree from Florida State University College of Law. He is a member of DRI, Georgia Defense Lawyers Association, Litigation Counsel of America, ALFA International, and the Atlanta Bar Association. *Email: mbarr@hptylaw.com & Tel. (404) 614-7453.*



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AVERY DIAL is a partner with Fowler White Burnett in the firm's Fort Lauderdale office. Avery focuses his practice on commercial, professional liability, insurance, intellectual property, product liability, and wrongful death litigation.

Avery defends and prosecutes business matters including breach of contract, civil theft, conversion, breach of warranties, statutory violations, fraudulent business practices, data privacy, and professional liability (including attorneys, directors and officers, and insurance brokers). He litigates complex insurance coverage matters involving business litigation, data privacy, transportation, intellectual property, and professional liability claims. Also, Avery litigates commercial and residential real estate matters including title claims, foreclosures, landlord tenant disputes, and breaches of contract on behalf of title insurers, banks, tenants, and property owners. *Email: adial@fowler-white.com & Tel. (954) 377-8179.*



GEORGE FAGAN is a founding partner of Leake & Andersson LLP, and works in the New Orleans office. He is the Firm's the lead partner for business, employment, insurance coverage, executive, miscellaneous and professional liability, and securities litigation. George has tried over 35 lawsuits in federal and state courts in Louisiana and Mississippi, and has handled over 20 arbitration hearings throughout the United States. He has argued over 40 appeals in state and federal appellate courts. George has been included in the Best Lawyers in America listing since 1999, has an "AV" Martindale rating, and is a member of the Federation of Defense and Corporate Counsel. He is a past Chair of ALFA International's Labor & Employment Practice Group and Insurance Practice Group. George regularly speaks, chairs panel presentations and publishes papers and articles on topics in his areas of practice, as well as ethics, e-discovery and document retention issues. He received his undergraduate degree from Washington & Lee University (cum laude) and his law degree from LSU Law School. He also plays lead guitar and sings in a rock 'n roll band. *Email: gfagan@leakeandersson.com & Tel. (504) 585-7612.*



RICHARD GRANOFSKY is the Chair Emeritus of ALFA International's Professional Liability Group. He is a partner of the New York City ALFA International firm Lester Schwab Katz & Dwyer, LLP. He heads the firm's Professional Liability and Labor and Employment Practice Groups. He is a senior trial lawyer and has extensive experience defending lawyers, accountants, miscellaneous professionals and employers in state and federal court, administrative proceedings, and arbitration. He has defended attorneys in disciplinary proceedings. He counsels employers in all aspects of the employment relationship including employment agreements, employee handbooks and termination decisions. He received his Bachelor's degree from Columbia University and his J.D. from Boston University. *Email: rgranofsky@lskdnylaw.com & Tel. (212) 341-4320.*



JEFF HUNTER is a Shareholder with the Arizona ALFA Firm, Renaud Cook Drury Mesaros, PA. His main areas of practice are medical malpractice and healthcare, professional liability, commercial and business litigation, accident and personal injury litigation, and product liability litigation. Jeff has been defending various professionals for more than 25 years, including accountants, chiropractors, doctors, engineers, insurance adjusters, and more. He has a successful track record of more than 45 jury trials to verdict as well as numerous arbitrations, including international arbitrations. Jeff is a member of The Florida Bar, the State Bar of Arizona, The American Bar Association, Defense Research Institute, and is a Steering Committee Member of the ALFA Professional Liability Practice Group. Jeff earned his B.S. degree from the University of Michigan, his M.S. degree from Kansas State University, and his J.D. degree from Syracuse University. *Email: jhunter@rcdmlaw.com & Tel. (602) 256-3015.*



MIKE LEAHY is partner Mr. Leahy with Haight Brown & Bonesteel LLP in the Firm's Los Angeles office. Mike is the senior member of the Firm's Risk Management & Insurance Law practice group, as well as being a member of the Professional Liability and Construction Law practice groups. His practice

is devoted to all areas of insurance related issues, including analysis of insurance coverage and reinsurance issues, rendering opinions, drafting of insurance policies and endorsements, insurance coverage litigation, advice and litigation, first and third party bad faith litigation, expert witness testimony and acting as monitoring/supervisory claims counsel. He also represents professionals and individuals in high stakes complex litigation. Mike has expertise in virtually all lines of property & casualty insurance, including D&O, E&O, EPL, property, marine, Tech E&O, CGL and personal lines. He also handles fidelity and complex non standard coverage questions and claims. Mike has also drafted policies covering a myriad of risk, both commercial and personal. He is a Fellow of the American College of Coverage and Extra-Contractual Counsel, a distinction held by few lawyers in the United States. *Email: mleahy@hbblaw.com & Tel. (213) 542-8038.*



TODD A. LUBBEN is a partner in the St. Louis, Missouri ALFA law firm Brown & James, P.C. practicing in the firm's St. Louis office. As part of his professional liability practice, Todd has successfully defended attorneys who are facing legal malpractice lawsuits and ethics complaints initiated by former clients. He has also represented businesses in various types of contract, employment, and intellectual property

disputes. He received the 2011 Up & Coming Award and the 2016 Legal Champion Award from Missouri Lawyers Weekly. He obtained his bachelor's degree from Augustana College and his J. D. from St. Louis University. *Email: tlubben@bjpc.com & Tel. (314) 242-5325.*



JOSEPH R. MARCONI is a Senior Shareholder at the Chicago ALFA firm of Johnson & Bell, Ltd., where he serves as Chairman of the firm's Professional Liability group as well as its Business Litigation group. He handles and supervises complex civil litigation, including professional liability, insurance disputes, real estate and commercial disputes, and employment law. Mr. Marconi successfully tries cases to verdict for various professionals including attorneys, accountants, appraisers and brokers. He is a member of the Lawyers Committee of the National Center for State Courts, which works to improve the administration of justice through leadership and service to the state courts. The Illinois Supreme Court appointed Mr. Marconi to be an adviser to the Judicial Conference Committee on discovery which worked on the E-discovery amendments to the Illinois Supreme Court Rules. His accolades are numerous, including: The John Marshall Law School "Distinguished Service Award," Illinois Super Lawyers in Business Litigation and the

"Excellence in Business Litigation" honor from Chicago Magazine. *Email: marconij@bltd.com & Tel. (312) 984-0211.*



KEVIN O'BRIEN is a Member of the Denver, Colorado ALFA International law firm Hall & Evans, L.L.C. Kevin's practice emphasizes representation in complex and industry-wide litigation, with particular focus on insurance, disability, bad faith, reinsurance, commercial and products liability matters. His practice also involves a wide range of medical issues in diverse cases brought against healthcare entities and insurers. Kevin has served as National Trial Counsel for a major computer manufacturer and has coordinated the defense of companies facing industry-wide litigation. In addition to Kevin's active trial practice, he is a frequent speaker. He is the former Chief Executive Officer of Hall & Evans, L.L.C.—and also served as the R&D on the firm's Board of Directors. He is a member of the Federation of Defense and Corporate Counsel. He is a former member of the Board of Directors and Corporate Secretary of ALFA International and Chair Emeritus of the ALFA International Insurance Practice Group. He has also served as Program Chair, moderator and speaker for numerous ALFA International events. Kevin is a graduate of the University of Notre Dame and the University of Denver, College of law. *Email: obrienk@hallevans.com & Tel: (303) 628-3353.*

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