



Amelia Island, Florida
May 17 - 19

Conference Program

A low-angle photograph of several tall palm trees reaching towards a clear blue sky. The fronds of the palm trees are green and yellow, suggesting sunlight. A thick, curved, red and grey graphic element separates the top text from the palm tree image.

**ARIAS·U.S. 2023
SPRING CONFERENCE**



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WELCOME FROM THE CO-CHAIRS

Dear ARIAS·U.S. Spring Conference Attendees,

Welcome to the beautiful Ritz-Carlton on Amelia Island, Florida for the ARIAS·U.S. Spring Conference!

Our Conference agenda is dynamic and contemplates active participation from the Conference attendees, with procedural and substantive topics of interest for each contingent of the ARIAS community. The General sessions will address topics including:

Communications by Attorneys within Corporations -- Arbitration panels must often decide whether internal corporate communications are protected from disclosure by the attorney-client privilege or attorney work product doctrine, which can be challenging. This panel will provide a legal update; present, poll the audience, and discuss hypothetical "in house counsel" scenarios; and provide a framework for addressing this issue in an arbitration proceeding.

Mock Arbitration — Taking place over the course of two days, these sessions will focus on Cross Motions to Compel and Merits Hearing and provide an inside look at the "process" from the different perspectives of the arbitrators, the outside lawyers, and the company representatives. With the use of polling, see how accurately you are able to predict how the panel will rule!

Forever Chemical | PFAS -- The New Asbestos? This panel will provide background on the emerging science and law arising out of PFAS liabilities, and discuss the potential exposure, as well as address underwriting and claim implications for the insurance and reinsurance industry.

Nuclear Verdicts and Our Emerging Liability Landscape -- This panel will discuss the recent trend in so-called "nuclear" verdicts, the impact on the insurance and reinsurance industry, the role of third-party litigation financing in facilitating these verdicts, and how the insurance industry is responding.

Arbitrator Disclosure -- Is It Working? Without proper disclosure, parties cannot depend on the integrity of the tribunal. What are counsel and clients, who depend on arbitrators to reach an unbiased decision, looking for in disclosures? This panel will use challenging hypotheticals and audience polling to get counsel, party and arbitrator perspectives on disclosure issues and the gray areas they present. Full ethics CLE credit is available for this session.

In addition to the general sessions, you will have a choice of several exciting breakout sessions on topics such as:

- **The Florida Insurance Crisis**
- **Climate Change – Insurance and Insurance-Linked Securities Disputes**
- **Recent Developments in Life, Health & Long-Term Care Insurance and Reinsurance**
- **Representations & Warranties Insurance -- The Current Environment**
- **Member Services Committee Targeted Networking Breakout Session**

Of course, the Conference will provide many opportunities to have a lot of fun, while expanding your network at the same time! Each evening will feature a networking reception and the chance to catch up with friends, both old and new. Thursday afternoon will be open for golf, tennis, beach games, or just enjoying a good book poolside!

All program materials will be provided electronically in advance.

As always, the conference will be conducted in accordance with the ARIAS·U.S. Antitrust Policy, which is available in the *About ARIAS* section of the website at www.arias-us.org.

Thank you all for coming, we hope everyone has a great time, and thank you for supporting ARIAS·U.S.!

Sincerely,

Michael Carolan
Troutman Pepper

Cindy Koehler
Cindy Koehler Consulting

John DeLascio
Hinshaw & Culbertson LLP

Stacey Schwartz
Swiss Re Management (US) Corporation



WELCOME TO THE 2023 ARIAS·U.S. SPRING CONFERENCE!

May 17 – 19 | Amelia Island, Florida

ATTIRE: The general dress code for the conference is “business casual.” This means that while speakers and panel members may be in business professional attire with a tie or suit jacket, it is not a requirement for attendees. Usually at these conferences, attendees will dress up a bit more for the evening reception.

BADGES: Conference badges will be issued to all attendees. Please wear your badge at all times to access all conference functions.

SESSION MATERIALS: For conference attendees, session materials are available on the ARIAS·U.S. website.

BREAKOUT SESSION ROOM ASSIGNMENTS: Room assignments for the afternoon Breakout Sessions are included in the program on pages 7 & 8. Please refer to the list for the assigned session room. Be sure to attend your assigned session. Breakout Session Room Assignments can be located on the back of your name badge.

CONTINUING LEGAL EDUCATION: Continuing legal education credits will be awarded for the State of New York and Pennsylvania and are pending for Illinois. Sign-in and sign-out sheets are for attorneys who wish to receive CLE Credit. Certificates of attendance will be based solely upon these sheets. You must sign in and out for each session each day to receive credit for the sessions you attend. There will be sign in and out sheets on tables inside the General Session. The sign in and out sheets for all sessions will be on tables inside each room, and signage will be displayed clearly for each session. Make sure you sign in and out of the various sessions with the time you arrive and the time you leave in order to receive full credit. Certificates of attendance will be sent via email to everyone who has signed in and out. This is required by the New York State CLE Board.

ARIAS·U.S. CERTIFICATION: Anyone receiving credit for ARIAS·U.S. Certification does not have to sign in and out and will not be provided with a certificate of completion for the training.

OBTAINING CREDIT FOR THE CONFERENCE: You will not receive full credit for a session if you are standing in the hallways or arrive late or leave early. The training is taking place in the session rooms; you must be inside. This is true both for CLE training and for ARIAS·U.S. Certification credit. To be clear, anyone who is attending for ARIAS·U.S. certification renewal or for initial certification and who is not in the session rooms will be considered as not completing the attendance requirement for certification/recertification.

OPINIONS AND COMMENTS: Opinions and comments expressed in the enclosed materials and during the conference sessions are not necessarily those of ARIAS·U.S., the firms or companies with which the speakers are associated, or even the speakers themselves. Some arguments are made in the context of fictitious disputes to illustrate methods of handling issues; others are individual opinions about the handling of an issue. Every dispute or matter presents its own circumstances that provide the context for decisions.

We hope you enjoy the conference!

ARIAS·U.S. Spring Conference 2023 Agenda

Amelia Island, Florida

Wednesday, May 17, 2023

9:00 am – 5:00 pm

Registration

Salon Foyer

10:00 am – 11:30 am

Women's Resource Committee (WRC) Networking Event

Salon 3

11:30 am – 1:00 pm

Opening Lunch

Ocean Front Lawn

1:00 pm – 1:10 pm

Welcome From Conference Co-Chairs

1:10 pm – 2:00 pm

Keynote Address

Salon 1 & 2

David Altmaier, *Former Florida Insurance Commissioner*

2:05 pm – 3:00 pm

General Session: Communications Between Attorneys Within Corporations – Privileged?

Salon 1 & 2

Jeff Rubin, *Odyssey Reinsurance Company*

Teresa Snider, *Porter Wright Morris & Arthur LLP*

Ellen Kennedy, *United Educators*

Arbitration panels often have to resolve questions of which internal corporate communications are subject to a claim of attorney-client privilege or constitute attorney work product. With the migration of attorneys from private practice into various roles in the reinsurance and insurance business, such as claims, contract wording, reinsurance, and the general counsel's office, making a determination as to what constitutes legal advice or business advice has become more difficult. A panel of attorneys and arbitrator with extensive industry experience will provide a legal update; present, poll the audience, and discuss hypothetical "in house counsel" scenarios; and provide a framework for addressing these issues in arbitration proceedings.

3:00 pm – 3:30 pm

Refreshment Break

Salon Foyer

3:30 pm. – 4:25 pm

Breakout Sessions A 5 Choices

The Florida Insurance Crisis

Plaza 1

Anne Kevlin, *Kevlin Mediation PLLC*
Vincent Beilman, *Wood, Smith, Henning & Berman LLP*

Presenters will describe both the history and the future ramifications of Florida's property insurance crisis, which led to the failure of numerous insurers as well as significant premium increases for consumers, and which culminated with drastic legislative overhaul in December 2022. What factors led to this crisis, and how could they have been avoided? What impact will the new legislation have on insurers and reinsurers, attorneys, mediators, and arbitrators? What impact will the new laws have on Florida consumers and businesses? Are the recent changes to Florida law likely to hold, or will the legislature and regulators need to further revise?

Climate Change – Insurance and Insurance-Linked Securities Disputes

Plaza 2

David Coon, *Selendy Gay Elsborg PLLC*
Amy Cassidy, *Nicolaides Fink Thorpe Michaelides Sullivan LLP*

Public and private entities seeking funds to address the effects of climate change have filed dozens of lawsuits against the companies that produced the fossil fuels that allegedly intensified the greenhouse effect. The panelists will discuss the history and status of this litigation, and the coverage issues it presents. The panelists also will discuss how the changing frequency and severity of catastrophe events linked to climate change has led to disputes regarding parties' obligations in insurance-linked securities transactions

Recent Developments in Life, Health & Long-Term Care Insurance and Reinsurance

Salon 1 & 2

James Jorden, *The Jorden Group*
Martha Conlin, *Troutman Pepper Hamilton & Sanders, LLP*
Paige Freeman, *Munich Re*

The Panel will review developments in areas of policy distribution, underwriting and compliance. The discussion will include reinsurer use of artificial intelligence, insure-tech and other new programs to provide administrative, compliance and sales support for both insurers and reinsurers. On the LTC front, the Panel will consider relevant issues impacting the LTC market and, in particular, the ramifications to the long-term care private insurance market from the recent Washington State enactment of its WCF Fund and mandated payroll tax. Finally, the Panel will include a discussion and analysis of the two or three most recent important case law developments in the Life and LTC area.

Representations & Warranties Insurance – The Current Environment

Amelia

Bruce Berman, *Carlton Fields*
Marc Sherman, *Alvarez & Marsal*

This breakout session will focus on the growing industry segment of Representation & Warranty Insurance ("RWI"). Led by two leading practitioners in RWI, the session will cover the underwriting process for RWI policies and how claims under RWI policies are resolved, including important evolutions in the assessment of covered damages under RWI policies. It will also discuss the valuable role of arbitration and mediation in resolving disputes under RWI policies and what makes a good arbitrator for RWI disputes.

Member Services Committee Targeted Networking

Santa Maria

Leslie Davis, *Troutman Pepper Hamilton & Sanders, LLP*
Michael Robles, *Crowell & Moring LLP*

New company reps, lawyers and arbitrators are joining ARIAS all the time. Developing connections with those new members can be challenging. This is your opportunity to build and diversify your network by engaging with ARIAS' newest members in a relaxed, but organized format, which will be customized to the group registering for this session. *Please note this session will only be presented once during the conference.*

4:35 pm – 5:30 pm

Breakout Sessions B 4 Choices

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5:30 pm – 7:30 pm

Cocktail Reception on the Lawn

Ocean Front Lawn

Thursday, May 18, 2023

6:00 am – 1:00 pm

Registration

Salon Foyer

7:00 am – 8:30 am

Breakfast

Ocean Front Lawn

7:30 am – 8:30 am

ARIAS-U.S. Committee Meetings

Law Committee

Technology Committee

Ethics Committee

8:30 am – 8:45 am

Organizational/Committee Updates

Salon 1 & 2

8:45 am – 9:00 am

Prioritizing Diversity in the Arbitrator and Mediator Selection Process

Salon 1 & 2

Josh Schwartz, Chubb

In the wake of the George Floyd killing, Corporate America responded with listening tours, calls to action and new initiatives designed to ensure that all people have equal access and opportunities irrespective of their race, gender, religion, sexual orientation or disability. The Defense Research Institute's (DRI) Center for Law and Public Policy established a working group including affinity bar groups, insurance professionals, outside counsel, academics, arbitrators and mediators to discuss issues associated with diversity in the arbitrator and mediator selection process and how to improve diversity in this space. This ARI-Talk will discuss the DRI's current initiative, the ADR Diversity, Equity and Inclusion Survey, which is designed to measure the insurance industry's performance by first establishing a baseline of our current level of diversity among selected arbitrators and mediators and then by tracking our progress year over year, and how this Survey can have a positive impact on our selection processes. This ARI-Talk will also present you with the opportunity to join the initiative and help to make a meaningful impact on the arbitrator and mediator selection process.

9:00 am – 9:15 am

General Session: Mock Arbitration -- Introduction

In the Matter of the Arbitration Between Baltic Reinsurance Co., Ltd and Atlantic & Pacific Assurance Co.

Salon 1 & 2

Neal Moglin, Foley & Lardner LLP

Mock arbitration proceedings involving coverage under an excess of loss property all risk treaty. The reinsurer (Baltic Re) alleges that the ceding company (Atlantic & Pacific) either intentionally or negligently failed to provide timely notice of large losses impacting the treaty both at inception and at renewal. Baltic Re has stopped paying claims and has demanded arbitration seeking rescission and/or monetary damages. Atlantic & Pacific has counter-demanded arbitration seeking payment of unpaid indemnity plus interest and a declaration of liability for future claims. But before they can get to the merits, the parties have to first resolve a dispute over documents which has arisen during discovery.

9:15 am – 10:30 am

General Session: Mock Arbitration -- Motion to Compel Hearing & Deliberations

In the Matter of the Arbitration Between Baltic Reinsurance Co., Ltd and Atlantic & Pacific Assurance Co.

Salon 1 & 2

Thomas Kinney, Troutman Pepper Hamilton & Sanders, LLP

Andy Meerkins, Foley & Lardner LLP

Following a brief presentation summarizing the points in dispute between the parties, counsel for Baltic Re and Atlantic & Pacific will take the podium to argue their competing motions to compel certain documents to a panel of neutral arbitrators. Delegates will watch as the arbitrators deliberate and decide the motions—whatever they do in this phase will (as in real life) influence what happens during the merits hearing which will follow immediately after the coffee break.

10:30 am – 11:00 am

Refreshment Break

Sponsored by:



11:00 am – 12:30 pm

General Session: Mock Arbitration – Merits Hearing

In the Matter of the Arbitration Between Baltic Reinsurance Co., Ltd and Atlantic & Pacific Assurance Co.

Salon 1 & 2

Tina Matic, Foley & Lardner LLP

Michele Jacobson, Stroock

During the merits hearing, we will watch as the primary witnesses for the reinsurer and ceding company testifies on direct and are then cross-examined and questioned by the Panel. Counsel will then deliver short closing arguments, after which the Panel will retire from the room and the delegates will vote on what they believe the verdict should be.

12:30 pm – 1:30 pm

Lunch

Ocean Front Lawn

1:30 pm – 6:00 pm

Social Activities: GOLF / TENNIS / BEACH GAMES

6:00 pm – 7:30 pm

Cocktail Reception on the Lawn

Ocean Front Lawn

Friday, May 19, 2023

6:00 am – 12:30 pm

Registration

Salon Foyer

7:00 am – 8:30 am

Breakfast

Ocean Front Lawn

8:30 am – 9:20 am

General Session: Forever Chemicals -- Is PFAS the New Asbestos?

Salon 1 & 2

Frank DeMento, *Transatlantic Re*

Joe Sculley, *Day Pitney LLP*

Travis Kline, *Geosyntec*

The session will provide background on the emerging science and law arising out of PFAS liabilities. The underwriting and claim departments at major insurance carriers are quickly taking steps to understand the overall PFAS potential exposure, catch up with the science and modify their underwriting process accordingly. It is difficult to predict how historical general liability or excess casualty policies may be implicated. Multiple scenarios could take place which involve various types of claims alleging third party liabilities, cleanup/remediation obligations and legal defense costs associated with product liability or product pollution liability. With each scenario, multiple occurrence policies spanning multiple years and policy limits could be contemplated, respectively.

9:25 am – 10:15 am

General Session: Nuclear Verdicts and Our Emerging Liability Landscape

Salon 1 & 2

Steve McCartan, *Shook, Hardy & Bacon*

Cindy Koehler, *Cindy Koehler Consulting*

Michael Frantz, *Munich Re US*

Mark Behrens, *Shook, Hardy & Bacon*

This session will provide a wide-ranging discussion of recent trends in so-called "nuclear" verdicts. How are insurers managing these risks, how are reinsurers responding? How is the specter of these verdicts impacting underwriting, claims settlement, coverage, and reinsurance treaties? What role has third-party litigation financing played in facilitating the present situation, and how is the industry responding?

10:15 am – 10:40 am

Refreshment Break

Salon Foyer

10:40 am – 11:40 am

Mock Arbitration – Merits Panel Deliberations and De-Brief; Polling Results and Discussion

In the Matter of the Arbitration Between Baltic Reinsurance Co., Ltd and Atlantic & Pacific Assurance Co.

Salon 1 & 2

In the final session, the arbitration panel will deliberate and render their verdict, after which the results of the delegate vote will be revealed. We will then have a short, moderated discussion about the merits and the process generally.

11:40 am – 12:40 pm

Ethics Session: Arbitrator Disclosures -- How is the System Working?

Salon 1 & 2

David Ichel, X-Dispute LLC

Sylvia Kaminsky, ARIAS Certified Arbitrator

Elaine Caprio, Caprio Consulting LLC

Cia Moss, Chaffetz Lindsey LLP

Without proper disclosure, parties cannot depend on the integrity of the tribunal. Yet disclosures can potentially lead to tactical challenges when fairness is not really at stake. What are the current disclosure standards for different arbitral organizations and ad hoc arbitrations? How much does disclosure matter for non-neutral party-appointed arbitrators? What are counsel and clients, who depend on arbitrators to reach an unbiased decision, looking for in disclosures? What are the important relationships / contacts that must be disclosed? How far back should an arbitrator disclosure reach? How do you address the fact that arbitrators and mediators in their present and past lives know a lot of other professionals? How to address counsel or witness additions that require disclosure and prevent tactically driven changes intended to bias or disqualify a sitting arbitrator? We will use audience polling to get counsel, party and arbitrator views on these issues and the gray areas they present in challenging hypotheticals. Full ethics CLE credit for this discussion.

12:40 pm – 12:45 pm

Closing Remarks

Salon 1 & 2

BIOGRAPHIES



DAVID ALTMAIER

David Altmaier joined the Southern Group in 2023 after spending 14 years with the Florida Office of Insurance Regulation. As the former top insurance regulator in Florida, David brings deep knowledge of the complex insurance market.

David began working for the Office of Insurance Regulation in 2008 after working as an insurance agent and high school math teacher. He quickly rose through the ranks of the Office of Insurance Regulation and was appointed to serve as the Florida Insurance Commissioner by the Financial Services Commission in 2016, a role he held until 2022. In his capacity as commissioner, he led the Office of Insurance Regulation and had oversight over one of the largest insurance markets in the world. Under David's leadership, Florida passed a sweeping reform bill aimed at stabilizing the insurance market.

Throughout his tenure as commissioner, David was also heavily involved in national and international insurance regulatory policy. He served as the President of the National Association of Insurance Commissioners (NAIC) in 2021, after serving as the President-elect in 2020 and Vice President in 2019. David also served as a Vice Chair of the Executive Committee for the International Association of Insurance Supervisors (IAIS), representing insurance regulators and supervisors of more than 200 jurisdictions worldwide. In 2023, Aspen Insurance Holdings Limited appointed David to its board as a non-executive director.

In addition to his leadership roles in the insurance industry, David was appointed by Governor DeSantis to serve as a member Florida's Blockchain Task Force and during the COVID-19 pandemic, was selected as a member of the Governor's Re-Open Florida Task Force Industry Working Group on Agriculture, Finance, Government, Healthcare, Management and Professional Services.

David graduated from Western Kentucky University with a bachelor's degree in mathematics. He lives in Tallahassee."

**VINCE BEILMAN**

Wood, Smith, Henning & Berman LLP

A skilled litigator, Vince is internationally recognized for his results in complex insurance, construction, professional liability, general liability, environmental, business and toxic tort litigation. Vince also handles cybersecurity and data privacy matters as a member of the Cybersecurity and Data Privacy Team. He has represented some of the world's largest insurance carriers, Fortune 500 companies, homebuilders, developers, investors, professionals, contractors, and regional and local businesses. Vince has been selected a Florida "Super Lawyer" for three consecutive years and is AV Preeminent rated by Martindale-Hubbell. He is a regular presenter on insurance and construction-related topics.

In connection with his insurance practice, Vince lived in London in 2012 as part of the prestigious Seconded Counsel Program run by Brit Underwriting Syndicate at Lloyd's. He trained primarily with Brit's specialty lines claims and underwriting personnel, but also spent time training with other Underwriting Syndicates at Lloyd's as well as various London-based broking houses.

**BRUCE J. BERMAN**

Carlton Fields

Bruce Berman focuses his nationwide practice on large and complex commercial disputes in federal and state trial and appellate courts, and in domestic and international arbitration tribunals. He represents U.S. and international clients in cases spanning a wide range of substantive law, including mergers and acquisitions (including post-acquisition representations and warranties), corporate finance, securities, aviation, health law, and intellectual property (copyright, trademark, and unfair competition).

Bruce is a legal scholar and author of the leading state treatise, *Berman's Florida Civil Procedure*, published annually since 1998 by West Group. Bruce has also been recognized by the Florida Supreme Court and The Florida Bar with long-term leadership appointments to numerous committees focused on court proceedings and administration.



JEFF BURMAN

Jeff Burman is Executive Vice President and General Counsel of the Fortitude Re Group of companies, which manages approximately \$72 Billion in general and separate account insurance reserves and administers over 4.5 million insurance policies. Fortitude Re provides strategic solutions designed to meet our client's highest priority objectives (visit www.fortitude-re.com). As General Counsel, a role he has held since the Company's inception, Jeff is responsible for the Company's legal, compliance, and regulatory matters. Jeff's career spans over 25 years of broad experience in (re)insurance transactions, regulatory and dispute resolution. Prior to Fortitude Re, Jeff was Chief Reinsurance Legal Officer and Deputy General Counsel at AIG, where he led the legal function for several groups, including Reinsurance; Multinational; Insurance Company Governance; and the Canada, Bermuda, and Latin America regions. Before AIG, Jeff practiced at two major New York law firms where he represented insurers, reinsurers, investment banks, and hedge funds in a broad array of matters including M&A, ILS, dispute resolution, and regulatory strategy. Jeff is a member of the Bars of New York and New Jersey.



ELAINE CAPRIO

Caprio Consulting LLC

Elaine Caprio is an ARIAS·U.S. certified arbitrator and qualified mediator who leads Caprio Consulting LLC. She is also a panelist with the American Arbitration Association's National Roster of Arbitrators and Mediators. Elaine has participated or served in over 50 arbitrations to date. During her tenure at Liberty Mutual, Elaine was responsible for handling and resolving insurance and reinsurance coverage disputes, as well as purchasing reinsurance protection, managing credit risk, and optimizing global reinsurer and broker relationships. She is a former Board Director of ARIAS·U.S.



MICHAEL CAROLAN

Troutman Pepper Hamilton Sanders LLP

Michael is a Partner in the Washington, D.C. office of Troutman Pepper Hamilton Sanders LLP. He arbitrates and litigates domestic and international disputes involving reinsurance, complex insurance coverage, brokers' liability, and other commercial matters. He also advises clients on regulatory issues, business and settlement strategy, and bad faith exposures.

For over fifteen years, Michael has represented company and intermediary clients across the life, health, and property/casualty markets in disputes regarding issues such as policy and contract interpretation, yearly renewable term reinsurance premiums, notice, aggregation of losses, underwriting practices and claims management, recapture, life settlements, reinsurance allocations, follow the fortunes and follow the settlements, rescission, fraud, misrepresentation, and sunset and commutation clauses. He has litigated and arbitrated in both state and federal courts and a variety of U.S. and foreign arbitral settings.



AMY COLLINS CASSIDY

Nicolaides Fink Thorpe Michaelides Sullivan LLP

Amy Cassidy is a founding partner of Nicolaides Fink Thorpe Michaelides Sullivan LLP, an insurance coverage law firm dedicated to exclusively representing the interests of the insurance industry around the world. Amy has over 20 years of experience working with insurance companies to evaluate and resolve claims stemming from complex and novel risks, currently including climate change, opioids, Covid-19, terrorism, and pesticides. A passionate advocate for her clients, Amy holds a proven track record of favorable settlements, summary judgments, and trial and appellate victories.

**MARTHA CONLIN**

Partner, Troutman Pepper Hamilton Sanders LLP

Martha represents insurers and reinsurers including the London insurance market. She has litigated long-tail claims arising from environmental contamination and exposure to toxic substances including asbestos and handles disputes involving construction defect claims and cyber risks.

Martha has extensive experience in the insurance and reinsurance industry covering everything from general liability, products liability, technology and media liability and construction to property, asbestos, environmental, reinsurance, mass tort and contribution claims. She also helps clients avoid litigation by resolving disputes through arbitration, mediation, and other alternative proceedings. Throughout her career, Martha has litigated high value cases in state and federal courts and private arbitration forums. She has successfully resolved contested matters through trial, dispositive motion practice, and settlement negotiation.

**DAVID A. COON**

Selendy Gay Elsberg PLLC

David A. Coon is a litigator experienced in complex commercial litigation, appeals, and regulatory and enforcement investigations. He has represented clients in high stakes matters in state and federal courts and commercial arbitrations across an array of practice areas, including class actions, cryptocurrency, insurance & reinsurance, private equity & hedge funds, and securities & structured finance.

In his insurance & reinsurance practice, David has represented reinsurance companies and investment firms in numerous disputes related to catastrophe derivative transactions, reinsurance coverage litigation, and suits on behalf of monoline insurers arising out of billions of dollars in claims from defaulted bonds.



JOHN DELASCIO

Hinshaw & Culbertson LLP

John DeLascio is a partner at Hinshaw & Culbertson LLP and handles complex insurance coverage and reinsurance matters. He counsels and represents insurers and in litigating and arbitrating a wide variety of insurance cases, including extra-contractual and bad faith claims, mass tort, and Managing General Agent disputes. John handles matters involving both occurrence-based and claims-made based coverage and is experienced in varied lines of insurance, including: professional liability; Directors & Officers (D&O); Errors & Omissions (E&O) for insurance brokers, lawyers, accountants, healthcare, and human resources professionals; Employment Practices Liability (EPL); Managed Care Liability; First-Party Property; Cyber and Comprehensive General Liability (CGL) lines, including long-tail toxic tort (asbestos, lead paint, concussion, sexual abuse, and environmental claims), and advertising injury claims. John regularly assists industry clients in numerous aspects of the insurance business from policy drafting and claims handling to coverage litigation and reinsurance arbitrations.



FRANK DEMENTO

Transatlantic Re

Frank Demento is Vice President and head of the US Custom, Latin American, and Caribbean claims units at TransRe. Prior to joining TransRe, he was Senior Counsel in the insurance and reinsurance group of Crowell and Moring LLP. He also previously served as a Vice President and managed the run-off claims unit, the retroceded claims unit, and was claims counsel for XL Reinsurance America, Inc. Before that, he was a partner in the insurance and reinsurance litigation group at Mendes and Mount, LLP.

For the past seven years, he has served on the education and claims committee as well as the association governance committee of the Intermediaries & Reinsurance Underwriters Association (IRUA). He was also a member of the board of directors of ROM Reinsurance Management Co., Inc. for six years and served as its chairman. He also served as a member of the board of directors of the Association of Insurance and Reinsurance Run-off Companies for three years and served as chairman on its education committee. Further, he has been a member of ARIAS since 2003 and is an ARIAS certified arbitrator. Additionally, he holds the following industry designations: Associate in Reinsurance; Chartered Property Casualty Underwriter; and Certified Legacy Insurance Professional. He received his undergraduate degree from Washington and Lee University and his Juris Doctor degree from St. John's University School of Law.



TOM FORSYTH

Tom Forsyth is an attorney with forty years experience representing insurance and reinsurance companies. He has held General Counsel and claims and contracts management roles at both insurers and reinsurers. Tom's experience and expertise includes claims and contract matters related to accident and health, adverse development covers, asbestos, the COVID pandemic, environmental property damage and cumulative injury, financial products, life recapture and mortgage guaranty issues.

Mr. Forsyth's prior executive positions include General Counsel of Partner Reinsurance Company of the U.S.; General Counsel of One Beacon Insurance Company; General Counsel of Swiss Re America and Head of Claims and Liability Management of the Americas division of Swiss Re; and Deputy General Counsel of the Travelers Insurance Companies.

Tom is a former President and Chair of the Board of Directors of ARIAS, a member of its Long Range Planning Committee and a former chair of the Law Committee of the Reinsurance Association of America. Prior to going Travelers, Tom was an attorney in private practice in Los Angeles.



PATRICIA TAYLOR FOX

American International Group, Inc.

Patricia Taylor Fox has more than 20 years experience in the insurance and reinsurance industry. She currently serves as Deputy General Counsel in the Reinsurance Legal Division of AIG, where she is the head of the Dispute Resolution Unit. Ms. Fox began her career in reinsurance as an associate attorney at Werner & Kennedy. Before joining AIG's legal department, she was an associate with the law firm of Simpson Thacher & Bartlett LLP, where she concentrated her practice in the resolution of reinsurance litigations and arbitrations.

Ms. Fox has co-authored articles on evidence in arbitrations, attorney-client privilege, the common-interest privilege and developments in reinsurance law, and is a frequent speaker on issues relating to the arbitration of reinsurance disputes.

**MICHAEL A. FRANTZ***Munich Re US**Munich Reinsurance America, Inc.*

Michael A. Frantz is a Senior Vice President and Head of Claims at Munich Re US ("Munich Re"). His primary responsibilities involve ensuring the delivery of proper claims support and services for the Munich Re US business unit, its Client Management, Property Underwriting, Casualty Underwriting, Specialty Lines Underwriting, Innovation and Strategic Products, and Munich Re Facultative departments and their customers. His responsibilities include oversight of the Princeton and Chicago Claim Branch Offices and also directly managing a staff of experienced claim technicians in their handling of property, casualty, and specialty lines claims.

Prior to this position, Mike was the Manager of Munich Re's Princeton Claims Branch. He has also served as a Manager in the Environmental / Mass Tort Claims Department, which handles complex coverage litigation as well as asbestos, environmental and toxic product claims. In addition, he has participated in and managed numerous claims consulting projects, including claims operational reviews evaluating claims handling practices and procedures, due diligence reviews related to mergers and acquisitions, and case reserve analysis studies of client companies and within Munich Re.

Mike holds a JD from Widener University Delaware Law School and a BS from the Pennsylvania State University. He is admitted to practice law in Pennsylvania and New Jersey.



PAIGE FREEMAN

Munich Re

Paige currently serves as the Chief Legal Officer for the U.S. Life Reinsurance operations of Munich Re and is a member of the company's executive leadership team. In addition to serving as the Chief Legal Officer, Paige is responsible for corporate governance, compliance, government affairs on both the state and federal levels, the company's Treaty Department and the purchase and maintenance of the company's insurance programs.

Prior to joining Munich Re, Paige practiced law in private firms where she focused on the representation of regulated entities in mergers and acquisitions, and legislative, regulatory and corporate matters. She was an associate with the law firms of Heyman and Sizemore, LLP and Troutman Sanders LLP where she was named partner in 2001. Prior to working in the private sector, Paige served as an enforcement attorney in the Georgia Insurance Department.

Paige is a graduate of the University of Georgia, Terry College of Business where she received a Bachelor of Business Administration in risk management and insurance and the University of Georgia School of Law where she received her Juris Doctor.

Paige is a member of the State Bar of Georgia and a member of the Association of Life Insurance Counsel where she currently serves on the Board of Governors and previously served on the Board from 2008 to 2012. She also participates on the Life Committee of the Reinsurance Association of America for which she previously served as chairman for numerous years and on the Reinsurance Committee of the American Council of Life Insurers for which she also previously served as chairman for numerous years. In 2014, Paige was recognized as one of the top 50 women in the insurance industry by Reactions magazine.



PETER GENTILE

Peter Gentile has served the insurance and re-insurance industries for over forty years; during the last fifteen years as an ARIAS·U.S. Certified Umpire and Arbitrator. He has served on several arbitration panels both as an Umpire and Party Appointed Arbitrator. Mr. Gentile has also served as a litigation consultant and expert witness in a number of complex disputes involving insurers and re-insurers.

Previously, Mr. Gentile was CEO, President, and CFO. of major reinsurers where his responsibilities included all aspects of underwriting, claims, contracts and financial matters. Among his areas of expertise are alternative approaches to transferring both long tail casualty and property risk, life reinsurance, mergers and acquisitions, captives and run-off.

Mr. Gentile is a Certified Public Accountant and began his career at the accounting firm of KPMG where he was a Partner and leader of the Insurance Practice in New York. During this time his clients included major insurance and re-insurance companies. Currently, he is Treasurer and a Member of the Board of Directors of ARIAS·U.S. He holds a BS in accounting and a MS in taxation.



LARRY GREENGRASS

LARRY GREENGRASS is well known in the reinsurance community, having retired after spending over forty years at Mound Cotton Wollan & Greengrass. During his time with the firm, he represented ceding insurers, reinsurers, brokers, intermediaries and managing general agents in numerous complex matters. He is a former officer of a reinsurance company and is certified as an arbitrator by ARIAS·U.S.

Mr. Greengrass' legal practice has encompassed a wide range of subjects involving the property/casualty as well as life/accident and health aspects of the insurance and reinsurance industry. He has addressed complex issues involving first party property and time elements coverages, financial reinsurance, reinsurance spirals, life, accident and health insurance and reinsurance (including claims and disability issues, life settlements and yearly renewable term disputes), asbestos and environmental allocation disputes, insolvency and toxic torts. As counsel he has handled well over 150 reinsurance arbitrations and has litigated in state and federal courts throughout the United States, and in Bermuda and the United Kingdom. Since commencing a practice as an arbitrator several years ago, he has acted as both party appointed and umpire in more than 15 arbitrations, many of which have gone to final award. At present, he sits on 5 reinsurance arbitration panels.



DEBRA J. HALL

Debra Hall is an attorney with 20 years of in-house reinsurance company experience, as Senior Vice President and General Counsel of the Reinsurance Association of America and Senior Vice President and Senior Regulatory Counsel at Swiss Re. Debra was also General Counsel of the Office of the Special Deputy Receiver in Chicago, Deputy Chief Counsel of an Illinois state agency and an Assistant Attorney General. She spent more than a decade primarily as a litigator, including lead counsel on major class-actions in federal court. Debra is certified by ARIAS·U.S. and has formal training in mediation. She serves as an umpire, party-appointed arbitrator, and expert witness.

Debra has extensive experience in a variety of substantive reinsurance issues, U.S. and international reinsurance regulation and insurance receivership, and dispute resolution procedures. She is a former executive for both p/c and life reinsurance at Swiss Re. Debra's published articles, amici briefs and more are at www.HallArbitrations.com.



DAVID W. ICHEL

X-Dispute LLC

David W. Ichel is a full-time arbitrator and mediator of complex commercial disputes and court-appointed Special Master. He previously was a partner at Simpson Thacher & Bartlett LLP, specializing in large commercial and insurance disputes for 37 years from 1978-2015.

He is a member of the arbitration and mediation rosters of AAA, ICDR, CPR, ICC/USCIB, ARIAS·U.S. and FedArb. He is a Fellow of the Chartered Institute of Arbitrators. He teaches Complex Civil Litigation, including ADR for complex cases, at Duke (2011-present) and University of Miami (2018-2020) Law Schools.

Selected Activities: American Law Institute (1993-present); Duke Law School Board of Visitors (Chair 2009-15; Board Member 2002-present); Bolch Judicial Institute at Duke Law School (Leadership Council Chair and Advisory Board 2021- present); University of Miami Class Action & Complex Litigation Forum Advisory Committee (2018-present); Editorial Board, *Judicature* (2018-2023; Chair: 2019-2020); Mobilization for Justice Inc. (Chair 2000-02; Board Member 1996- January 2018; emeritus 2019-present; Miami International Arbitration Society ("MIAS") (2019-present).



MICHELE L. JACOBSON

Stroock

Michele L. Jacobson is the Chair of Stroock's National Litigation Practice Group, the co-chair of its Insurance and Reinsurance Group and sits on the firm's Executive Committee. She concentrates on complex insurance and reinsurance matters, using her deep knowledge of the industry to counsel a diverse array of companies in settling, litigating and preventing disputes. Michele has represented clients in underwriting, coverage, misrepresentation, negligence and insurance regulatory disputes in federal and state courts and before arbitration panels nationwide.

Clients call upon her contract wording experience to advise on tightening contracts and processes to minimize litigation risks. Michele's strategic approach to dispute resolution has helped clients save and recover hundreds of millions of dollars. Michele has received recognition for her work from *Chambers USA*, *The Legal 500 United States*, *Who's Who Legal: Insurance & Reinsurance* and *Super Lawyers*. She was also named a 2019 "Woman to Watch" by Business Insurance magazine.



JAMES F. JORDEN

The Jorden Group

James F. Jorden is an ARIAS qualified arbitrator/umpire, independent mediator, former General Counsel, officer and Board member of multi-national insurance group, and founder of Jorden Burt Law Firm- for 30 years serving the life and PC insurance industries on litigation, arbitration and corporate matters.



SYLVIA KAMINSKY

Sylvia Kaminsky has been in the insurance/reinsurance industry for over 40 years, having extensive experience in the conduct and supervision of insurance and reinsurance disputes. She has served on over 200 arbitration panels as an umpire and as a party appointed arbitrator for policyholders, insurers and reinsurers.

From 1995 to 1998, Sylvia was Senior Vice President, General Counsel and Corporate Secretary of Constitution Reinsurance Corporation (CRC) and Sirius Reinsurance Corp. She was responsible for all legal activities supporting the business operations of the company, including the handling of all arbitrations and litigations. Ms. Kaminsky served on the Board of Directors of CRC and Sirius America Reinsurance Corporation. In 1998, CRC was acquired by Gerling Global Reinsurance Corporation where she became Senior Vice President and Deputy General Counsel. She later also assumed the role of Senior Vice President of Claims where she oversaw the claims in the runoff operation of Gerling's New York branch office. Her duties included handling and overseeing all arbitrations and litigations as well as the supervision and management of the claims staff. Prior to her experience in-house, Sylvia worked for 14 years in private law practice providing all aspects of legal services to domestic and foreign insurance and reinsurance companies. Since early 2000, she has served as an arbitrator, umpire, mediator and consultant to the industry.

Sylvia was a member of the Board of Directors of ARIAS·U.S. where she was co-chair of the law committee. She also became the first co-chair of the Arbitrators Committee when it was formed. One of the Committee's first goals was to successfully obtain 2 additional Board seats for arbitrator representation. Sylvia is certified by ARIAS·U.S. as an arbitrator, umpire and mediator. She has been appointed to the American Arbitration Association ("AAA") Reinsurance Panel, National Roster of Neutrals and to the AAA Complex Coverage Neutral Evaluation Panel and Consumer Panel. She is also on the FINRA arbitrator panel and was accepted to serve as a neutral panel member of the International Institute for Conflict Prevention and Resolution. She was a former member of the Reinsurance Association of America Law Committee and Reinsurance Dispute Task Force which promulgated the Procedures for the Resolution of U.S. Insurance and Reinsurance Disputes.

**ELLEN S. KENNEDY***United Educators*

Ellen ("Ellie") Kennedy is the Vice President of Resolutions Management (Claims) and General Counsel at United Educators, one of the country's largest risk retention groups. UE provides liability insurance and reinsurance products to educational institutions, including colleges, universities, independent schools, community colleges, and public K-12 institutions. Ellie joined UE in November 2019 after spending 21 years — including 12 years as a partner — at Hogan Lovells in Washington D.C., where she was a trial litigator and with a specialty in insurance defense. She earned a JD from the University of Virginia School of Law, Order of the Coif, where she was also a member of the Virginia Law Review. She earned a BA from Duke University, graduating magna cum laude and as a member of Phi Beta Kappa. She is also a member of National Association of College and University Attorneys (NACUA).

**ANNE KEVLIN***Kevlin Mediation PLLC*

Anne Kevlin has litigated, mediated, and arbitrated insurance disputes since becoming a licensed Florida attorney in 1992. She holds a certificate in Mediation and Conflict Management from the Harvard Law School Program on Negotiation, and she is a member of the National Academy of Distinguished Neutrals, an invitation-only professional association of conflict resolution professionals. Anne received her CII Award in London Market Insurance in 2011.

Anne has focused her career on litigating and managing litigation of nationwide property insurance disputes as well as injury and liability disputes, including complex policy coverage issues. Anne holds an "AV Preeminent" attorney rating with *Martindale-Hubbell*, and she is recognized by *Best Lawyers in America* for her work as an Insurance Law attorney. Before becoming a mediator and arbitrator, Anne held litigation management and vice president roles with property insurance carriers, and she served as managing shareholder for the Florida offices of Clausen Miller PC.

**THOMAS J. KINNEY***Troutman Pepper Hamilton Sanders LLP*

Tom's practice involves litigation, arbitration, and counseling on a wide range of insurance and reinsurance issues, with an emphasis on complex insurance coverage disputes. He has been involved with dozens of disputes involving life, health, and property/casualty insurance and reinsurance issues. Tom has represented clients in both domestic and international reinsurance disputes involving yearly renewable term reinsurance premiums, increase in retention and recapture provisions, sunset and commutation clauses, actuarial and agency issues, "follow the fortunes" and "follow the settlements" clauses, underwriting and claims-handling practices, fraud, offset, and misrepresentations. He has also represented clients in a wide range of insurance coverage disputes involving environmental and asbestos damages allocations, sexual abuse claims, and misrepresentation and rescission. These disputes center on many types of underlying exposures and businesses, including variable annuities, individual life, health care, long-term care, asbestos, environmental, and construction defects. Additionally, Tom counsels clients regarding business, strategy, and regulatory matters.

**TRAVIS R. KLINE***Geosyntec*

Travis Kline is a board-certified environmental toxicologist and Senior Principal with Geosyntec Consultants in Washington, DC. Travis has more than 29 years of experience specializing in human health risk assessment (HHRA) and applied toxicology. His project experience includes development of site-specific chemical and radiological risk assessments and toxicological review at hundreds of RCRA and CERCLA Corrective Action sites, as well as DOD, DOE, and private industrial facilities. Travis has broad experience in litigation support developing novel approaches and solutions to the characterization of challenging and emerging contaminants, specializing in PFAS, PAH and dioxin exposures. His recent focus has been on risk-driven advocacy and allocation support at large, multi-Potentially Responsible Party (PRP) Superfund sites. Travis currently Chair's Geosyntec's Risk Assessment and Toxicology Action Group, he manages Geosyntec's Product Safety and Compliance practice, and serves as Vice-Chair of the American Bar Association's Science & Technology Committee.



CINDY KOEHLER

Cindy Koehler Consulting

Cindy Koehler is an ARIAS certified arbitrator, and recently started Cindy Koehler Consulting, where she will be engaged full time as an arbitrator, mediator, expert witness and insurance consultant servicing the insurance and reinsurance industries. Cindy has over 35 years of legal and insurance experience. Until this month, Cindy served as AIG's Chief Claims Officer for North America, General Insurance, where she led a North America Claims team of more than 2000 employees across all AIG product lines. Cindy joined AIG from XL Catlin, where she was Senior Vice President, Global Casualty Claims, overseeing all US and International trials, mediations and arbitrations. Prior to joining XL Catlin, Cindy spent 15 years at Liberty Mutual, where she was Vice President and Assistant General Counsel, managing the Complex & Emerging Risks Legal Department. With Liberty Mutual, Cindy's team managed all asbestos pollution, and health hazard claims, as well as other latent injury, class actions and mass tort claims, in addition to molestation and asbestos related bankruptcy matters. Cindy was also responsible for oversight and resolution of ceded and assumed reinsurance disputes related to these claims. Cindy started her career with the Boston law firm of Morrison, Mahoney & Miller, where she became a partner, handling first party property coverage, surety and fidelity claims and trying cases in state and federal courts.

Ms. Koehler is a graduate of Colby College, *magna cum laude*, and earned her law degree at Georgetown University Law Center where she was a Law Fellow and an Editor of the Georgetown Journal of Law & Technology. Ms. Koehler is currently a member of the Board of Directors and a past Chairman of ARIAS-U.S.



ANDREW MANEVAL

Chesham Consulting, LLC

Andrew Maneval is the President of Chesham Consulting, LLC, providing services as an Umpire, Arbitrator, and Mediator in the insurance/reinsurance industry; he also provides consulting and expert witness services in reinsurance matters. Andrew is accredited as an Umpire and Arbitrator by ARIAS-U.S., the Financial Industry Regulatory Authority (FINRA), and the Association of Insurance and Reinsurance Run-Off Companies (AIRROC). He serves as an arbitrator/umpire for the AAA and ICDR, and is an authorized Mediator in New Hampshire state courts. He has trained industry groups on arbitration, reinsurance, and negotiations, and has frequently lectured on these topics. As an Umpire, Arbitrator, attorney, expert witness, and company manager, Andrew has been involved in hundreds of arbitrations. Andrew was President, COO, and Board Chairman of First State Insurance Company and New England Reinsurance Corp. (in run-off) and was responsible for winding up various other run-off insurance and reinsurance businesses in the US and UK. He was a Director and Manager of the Excess Insurance Co., Ltd. and Manager of Hart Re, and was responsible for reinsurance collections and commutations at the Hartford. Prior to that, he was a partner in the law firm of Mound, Cotton, Wollan & Greengrass. He co-founded the trade association, AIRROC, and served as its first Board Chairman. Andrew served as a charter member of the Insurance/Reinsurance Industry Dispute Resolution Task Force and helped draft AIRROC's Arbitration Procedures.



KRISTINA MATIC

Foley & Lardner LLP

Kristina ("Tina") Matic is a partner with Foley & Lardner LLP, where she is a member of the firm's Insurance & Reinsurance Litigation Practice Group and Health Care & Life Sciences Sector. Tina is an experienced commercial litigator whose work focuses on complex reinsurance disputes, including significant experience in life reinsurance arbitrations. She has represented clients – both ceding companies and reinsurers – in multiple reinsurance arbitration proceedings involving both facultative and treaty reinsurance. Tina has also represented clients in commercial disputes in dozens of federal courts as well as in Wisconsin state courts, including the Wisconsin Supreme Court.

**STEVEN M. MCCARTAN***Shook Hardy & Bacon*

Steve has 20 years of experience representing financial-services, insurance, and other business clients. Steve manages litigation in these areas throughout the United States. By handling cases through a single source, there are enormous strategic and economic benefits to clients. Among other things, this structure facilitates greater consistency of approach in handling disputes. In using a single firm to handle the litigation across geographic lines—in some cases, working with local firms—it creates institutional knowledge that helps to manage costs and achieve better outcomes.

**ANDY MEERKINS***Foley & Lardner LLP*

Andy Meerkins is a senior counsel with Foley & Lardner LLP. Andy has litigated a variety of complex commercial matters and concentrates his practice in the areas of insurance and reinsurance. Andy has represented and counseled ceding companies and reinsurers in a variety of complex disputes involving both property and casualty and life, accident, and health business. Andy also regularly counsels many of Foley's clients on matters touching on insurance coverage.

In addition to handling insurance and reinsurance issues, Andy has notable experience with disputes involving distribution and franchise and antitrust and unfair competition. Before entering private practice, Andy served as a law clerk to The Hon. Joel Flaum, United States Court of Appeals for the Seventh Circuit. Prior to taking up law, Andy was a Teach for America corps member, teaching high school history and government on Chicago's west side.



NEAL J. MOGLIN

Foley & Lardner LLP

Neal Moglin chairs the Insurance & Reinsurance Litigation Practice at Foley & Lardner LLP. Neal regularly represents ceding companies and reinsurers in arbitrations involving life/accident and health, and property/casualty contracts.

Recent representative cases have involved disputes over: YRT rates, Jumbo Limits; COVID-19 Coverage; and Construction & Energy Reinsurance.

Neal received both his BA and his J.D. (with honors) from Vanderbilt University in 1988 where he was a member of the Law Review.

Neal was selected by his peers for inclusion: The Best Lawyers in America® in the field of Insurance Law (2020 - 2023); Chambers USA: America's Leading Lawyers for Business (2008 - present); and Legal 500 US: Leading Lawyer/Insurance and Reinsurance Hall of Fame by (2008 - present). In 2019, Neal was named "Insurance & Reinsurance Lawyer of the Year - USA" by Finance Monthly (2019).



HOWARD PAGE

Howard is a career reinsurance professional with unparalleled experience in the management of assumed reinsurance claims within the US and UK legacy markets.

During his career at Resolute Management Services Ltd (formerly Equitas) and other Reinsurance companies Howard has managed reinsurance portfolios stretching from the 1950s through to the early 2000s, totalling many billions of dollars in liabilities and involving reinsurance programs for almost every significant US insurance company.

Howard has extensive experience handling complex reinsurance claims and disputes including analysing and researching wordings and their historical context, valuing, and negotiating seven-figure claims and commutations and managing arbitration and litigation in the US, the UK, and Continental Europe.

Howard is widely known in the US reinsurance community and has spoken at several industry events on a number of topics.

In July 2020 Howard set up HR Page Consultancy Limited and now acts as an arbitrator, consultant, and expert witness on numerous topics within the reinsurance arena.

Howard is also Company Secretary for London Market Claims Services Limited.

**JEFFREY M. RUBIN***Odyssey Reinsurance Company*

Jeffrey M Rubin is Senior Vice President, Senior Claims Counsel, of Odyssey Reinsurance Company (Odyssey Re). Previously, Mr. Rubin was Senior Vice President, Director of Global Claims, of Odyssey Re. Before joining Odyssey Re, Mr. Rubin was General Counsel, Member of the Board of Directors, Director of Litigation, and Reinsurance Work-Out Specialist at The Resolution Group (TRG), now known as Riverstone Resources. Prior to joining TRG, Mr. Rubin practiced law in Chicago as a partner at Phelan Pope & John, Of Counsel at Lovell's, and Associate at Abramson & Fox. Mr. Rubin received his J.D. from Cornell University and his B.A. from SUNY, Oneonta College. Mr. Rubin is an ARIAS-U.S. Certified Arbitrator. Mr. Rubin is presently a member of the ARIAS Strategic Planning and Finance Committees. He previously served on the Board of ARIAS and as Chairman, President, and Vice President of ARIAS.

**JOSHUA R. SCHWARTZ***Chubb*

Joshua R. Schwartz is Senior Managing Counsel, Global Director of Reinsurance Litigation for Chubb. His responsibilities include pre-dispute counseling and management of reinsurance disputes involving Chubb entities, including Chubb Tempest Re, Chubb Tempest Life Re, Brandywine and the ceded reinsurance of Chubb's insurance business in 54 countries. Prior to this role, Josh served as General Counsel and Regional Compliance Officer for Chubb Bermuda. His responsibilities included providing legal advice on professional lines, excess liability, property and reinsurance claims; participating in mediations, arbitrations and other litigation; counseling underwriters on policy and reinsurance wordings; assisting with product development; and providing advice on risk management. Josh joined ACE (now Chubb) in 2006 as Associate General Counsel (Litigation) in New York. Before ACE, Josh worked as Counsel at O'Melveny & Myers, Associate at Fried Frank Harris Shriver & Jacobson and Law Clerk to the Hon. Federico A. Moreno, District Court Judge, Southern District of Florida.



STACEY SCHWARTZ

Swiss Re

Stacey Schwartz is a Senior Vice President and Senior Counsel with Swiss Re. As a member of Swiss Re's Global Dispute Resolution and Litigation group, Stacey focuses on advising her clients on various complex, ceded and assumed, matters arising out of the personal accident/workers compensation carve-out, traditional life, and property and casualty markets, including the strategic management of reinsurance disputes and arbitrations.

Stacey is a member of the ARIAS Board, a Co-Chair of the ARIAS Member Services Committee, and Women's Resource Committee.



JOE SCULLY

Day Pitney LLP

Joe Scully is a partner at Day Pitney LLP. Joe's practice focuses on insurance and reinsurance disputes involving a variety of issues.



MARC SHERMAN

Alvarez & Marsal Disputes and Investigations

Marc Sherman is a Managing Director with Alvarez & Marsal Disputes and Investigations in Washington, D.C. He specializes in financial fraud, white collar investigations, compliance and governance, M&A and quantum of damages, and has worked across a broad range of industries.

Mr. Sherman has conducted financial investigations, consulted and testified on economic damages, valued public and private companies and consulted on compliance, corporate governance and corporate restructuring. He has qualified as an expert in forensic accounting, lost profits, financial fraud, business appraisal and accounting matters as well as testified in federal, state and international courts and arbitrations. He also serves as an arbitrator in post-acquisition M&A disputes and works closely with insurers and insureds in transactional and business interruption claims.

Mr. Sherman has conducted investigations in the areas of the FCPA, financial reporting, anti-money laundering, ethics and integrity, government investigations and general financial fraud. He has conducted investigations for the U.S. Department of Justice, the FED, FBI and DEA.

Mr. Sherman is a frequent speaker, has published chapters on internal investigations, compliance and anti-money laundering and served on the faculty of Georgetown University.



TERESA SNIDER

Porter Wright Morris & Arthur LLP

Teresa Snider is a partner at Porter Wright Morris & Arthur LLP. She concentrates her practice in insurance and reinsurance arbitration, litigation, and related insolvency issues and is Co-Chair of the firm's Reinsurance Litigation and Arbitration Practice Group. She joined Butler Rubin in 1994 after a clerkship with Hon. Harry D. Leinenweber, U.S. District Court, Northern District of Illinois. Butler Rubin merged with Porter Wright Morris & Arthur LLP in February 2019. Teresa was recognized by Business Insurance as a 2017 Women to Watch, and named to Intelligent Insurer's list of the Most Influential Women in Re/Insurance 2017. In 2018, Lawdragon named Teresa one of America's Leading 500 Lawyers. Teresa was also selected by Corporate Counsel as a 2018 National Women in Law honoree.

Teresa has written for various reinsurance publications and has spoken on reinsurance issues at ARIAS·U.S., AIRROC, Mealey's/HB Litigation, IAIR, INSOL and ACI's International Forum on Run-Off and Commutations. She co-chairs Porter Wright's annual Women in Reinsurance program and is on the Editorial Board of the ARIAS·U.S. Quarterly.



ALYSA WAKIN

Odyssey Reinsurance Company

Alysa Wakin is Vice President and Claims Counsel for Odyssey Reinsurance Company where she manages the litigation and arbitration of disputes on behalf of that company and its subsidiaries. Prior to joining Odyssey Re, Ms. Wakin was a litigator with the firm of Wiley Rein & Fielding where she represented insurers and reinsurers in complex litigation and arbitration matters and provided advice and counsel on a wide range of insurance and reinsurance topics. Ms. Wakin first entered the world of reinsurance arbitrations in 1995 as an associate with the firm of Werner & Kennedy. Ms. Wakin previously served on the ARIAS-U.S. Education Committee and currently serves as Chair of the ARIAS-U.S. Board.

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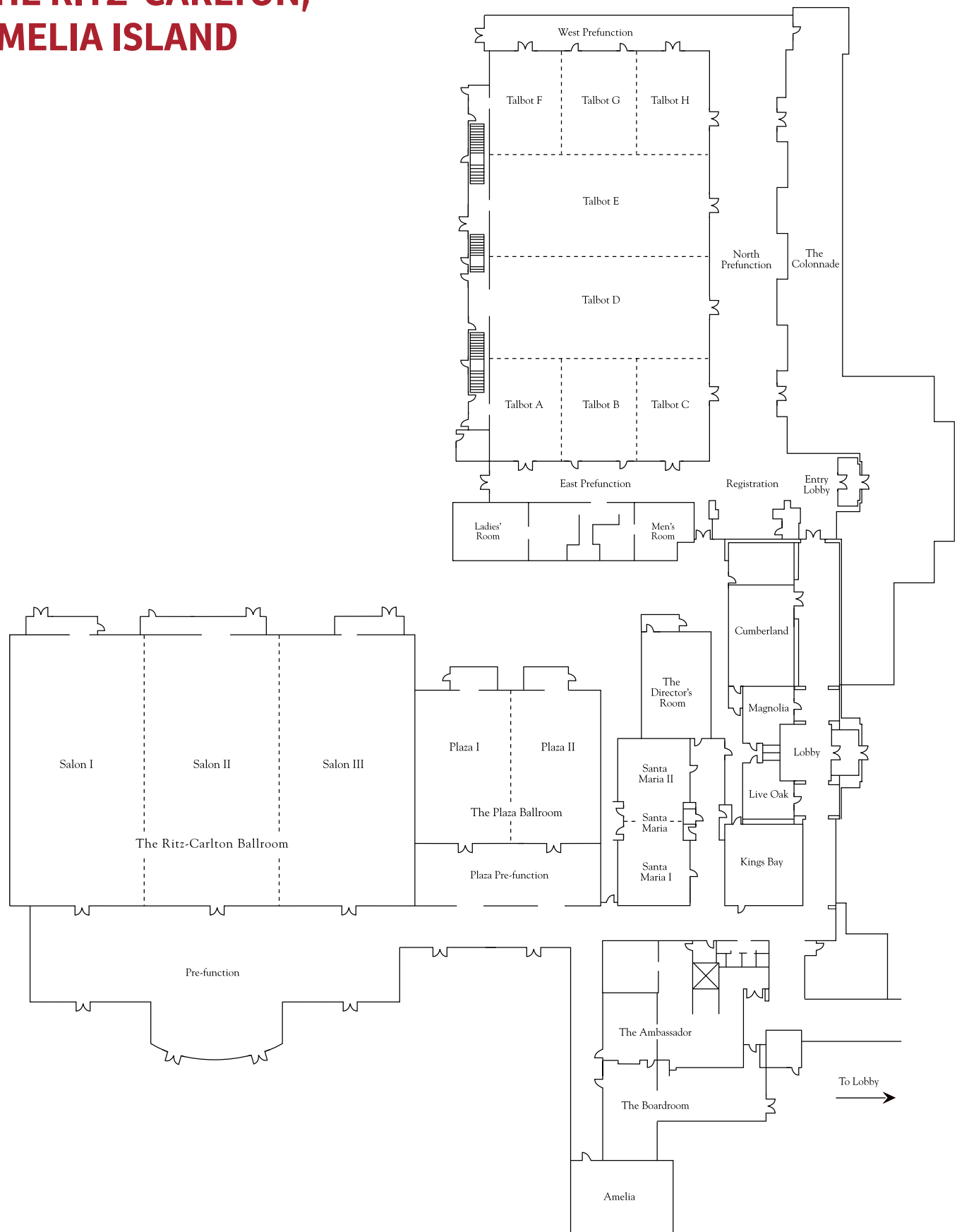


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THE RITZ-CARLTON, AMELIA ISLAND



THE ARIAS·U.S. 2023 SPRING CONFERENCE AND ANNUAL MEETING WILL BE CONDUCTED UNDER THE ARIAS·U.S. ANTITRUST POLICY

POLICY STATEMENT AND GUIDELINES CONCERNING ANTITRUST COMPLIANCE

ARIAS·U.S. is a not-for-profit corporation that promotes improvement of the insurance and reinsurance arbitration process for the international and domestic markets. ARIAS·U.S. provides initial training, continuing in-depth conferences and workshops in the skills necessary to serve effectively on an insurance/reinsurance arbitration panel. In addition, ARIAS·U.S. certifies a pool of qualified arbitrators and serves as a resource for parties involved in a dispute to find the appropriate persons to resolve the matter in a professional, knowledgeable and cost effective manner.

ARIAS·U.S. members include representatives of insurance companies, reinsurance companies, law firms and independent contractors with experience in the field. Some of the participants in ARIAS·U.S. meetings may be in competition with one another. For this reason, ARIAS·U.S. wishes to state unequivocal support for the policy of competition served by the antitrust laws.

The Policy of ARIAS·U.S. Requires Full Compliance with the Antitrust Laws

ARIAS·U.S. is firmly committed to free competition. In particular, ARIAS·U.S. stresses that members have and retain full and exclusive authority for making their own decisions in arbitrations or litigations in which they are involved, as well as in all of their business activities. ARIAS·U.S. does not in any way serve to facilitate agreements among competitors to coordinate their activities with respect to billing practices, collections, underwriting, or any other competitively sensitive activity of insurers or reinsurers. Rather, ARIAS·U.S. exists solely in order to provide educational and informational assistance in connection with the dispute-resolution process of arbitration or litigation.

Although the activities of ARIAS·U.S. are not intended to restrain competition in any manner, it is always possible that meetings involving competitors could be seen by some as an opportunity to engage in anti-competitive conduct. Good business judgment requires making substantial efforts to safeguard against any appearance of an antitrust violation -- both because ARIAS·U.S. has a firm commitment to the principle of free competition, and because the penalties for antitrust violations are severe. Certain violations of the Sherman Act, such as price fixing, are felony crimes for which individuals may be imprisoned or fined. In recent years, corporations have paid hundreds of millions of dollars in fines for these antitrust offenses. In addition, class actions and other treble damage claims by private parties are very expensive to litigate and can result in large judgments. Penalties might be imposed upon ARIAS·U.S., its individual and corporate members, and their individual representatives if they were adjudged to have violated the antitrust laws in connection with their ARIAS·U.S. activities. Members should not count on an antitrust immunity simply because insurance is a highly regulated industry.

It is the responsibility of every member of ARIAS·U.S. fully to comply with the antitrust laws in all ARIAS·U.S. activities. In order to assist members in recognizing situations that may raise the appearance of an antitrust problem, the meeting chair shall furnish at each meeting a copy of this Policy Statement and the following Guidelines.

Guidelines to Ensure Antitrust Compliance

Many ARIAS·U.S. members are skilled in the legal process and may be expected to understand their responsibility under the antitrust laws. Nonetheless, it is useful to state, as a reminder, some basic guidelines that will minimize potential antitrust risk.

1. ARIAS·U.S. members may freely discuss matters that are not competitively sensitive, such as legal developments, ethical principles, procedures, laws that affect the industry, ways to make proceedings more efficient, and technical problems involved in arbitration or litigation. It is permissible, for example, to draft sample arbitration clauses that parties may select on a voluntary basis.

2. ARIAS·U.S. meetings and activities shall not be used as an occasion to reach or attempt to reach any understanding or agreement among competitors -- whether written or oral, formal or informal, express or implied -- to coordinate their activities with regard to billing, collections, premiums, terms or conditions of contracts, territories or customers. Thus, for example, competing cedents (or competing reinsurers) should not agree with one another that they will require use of a particular arbitration clause, and especially should not agree that they will boycott parties that reject the clause.

3. The best way to guard against the appearance of such an agreement is to avoid any discussion of subjects that might raise concern as a restraint on competition. Accordingly, ARIAS·U.S. meetings and activities shall not be used as the occasion for competitors to exchange information on any competitively sensitive subjects, including the following:

(a) ARIAS·U.S. activities and communications shall not include discussion among competitors to coordinate their activities with respect to billing practices, collection activities, premium setting, reserves, costs, or allocation of territories or customers.

(b) ARIAS·U.S. members shall not use the occasion of any ARIAS·U.S. activities to discuss coordinated actions involving other competitors, suppliers or customers. Such discussions could be misconstrued as an agreement to boycott third parties. For example, if a member decides it will decline to pay certain types of billings from a customer, the member should not discuss this decision with a competitor, because a common plan on such a subject could be considered an unlawful conspiracy or boycott. Accordingly, ARIAS·U.S. members should not discuss any proposal: to coordinate policies or practices in, billings or collections; to prevent any person or business entity from gaining access to any market or customer; to prevent any business entity from obtaining insurance or reinsurance services or legal or consulting services freely in the market; or to influence the availability, terms, provisions, premiums or other aspects of any reinsurance policy or line of insurance.

4. A written agenda shall be prepared in advance for every formal ARIAS·U.S. meeting. Where practical, the agenda shall be reviewed in advance by counsel. The written agenda shall be followed throughout the meeting. Where minutes are kept, the minutes of all meetings shall be reviewed by counsel (if possible) and, after such review, shall be distributed to all members of the body holding the meeting. Approval of the minutes shall be obtained after review at the next meeting.

5. Members are expected to observe the standards of conduct stated above in all informal discussions that take place at the site of ARIAS·U.S. meetings, and in all communications concerning ARIAS·U.S. business.

6. If a member suspects that any unlawful agreements are being discussed, the member should leave the discussion immediately and should consult counsel.

7. Questions concerning these Guidelines may be directed to the Chairman of the Law Committee of ARIAS·U.S.

NOTES

[illegible]



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