

Keynote Speaker



Nonnie Burnes, Commissioner of Insurance
Massachusetts Division of Insurance

Commissioner Nonnie Burnes was appointed to head the Massachusetts Division of Insurance in February 2007 by Governor Deval Patrick. Prior to taking the helm at the Division, Commissioner Burnes was a Justice of the Superior Court for more than a decade.

Commissioner Burnes has a background as a legal advocate and was a Superior Court Justice from 1996 until her appointment as Commissioner of Insurance. While on the bench, she served as the chair of both the Gender Equality Advisory Board and the Jury Management Advisory Committee. Prior to her appointment to the Superior Court by Governor William Weld, Commissioner Burnes was an attorney at the firm of Hill & Barlow. In addition to her work on the bench and in private practice, she served as a Commissioner on the State Ethics Commission, a Fellow of the Boston Bar Foundation, the Vice Chair of the Boston Bar Association, and on the Boards of Directors of the Massachusetts Law Reform Institute and the Center for Law and Education. Commissioner Burnes is a member of the Board of Trustees for Northeastern University and a member of the visiting committee for Harvard University, Kennedy School of Government: the Center for Ethics and the Professions.

Commissioner Burnes received a B.A. from Wellesley College and a J.D. from Northeastern University School of Law. She received the Citation for Judicial Excellence from the Boston Bar Association in 2004.

Faculty



Andrew Douglass, Partner
Morrison Mahoney LLP

Andy is a partner in a 170-lawyer firm which is one of the largest firms in the United States specializing in insurance and reinsurance matters. He is Co-Chair of the Firm's complex insurance and reinsurance practice. The firm has offices in New York, New Jersey, London, Boston, and throughout New England. He is admitted to practice in New York, Illinois, Massachusetts and Rhode Island and has been a member of the bar of the U.S. Supreme Court for over 30 years. He is rated "a" "v" (highest categories in professional practice and ethics in the Martindale-Hubbell Law Directory).

Andy graduated With Distinction (highest order) from the U.S. Naval Academy. He has an MBA and a law degree from Stanford, where he was a Note Editor of the Law Review.

Andy is a qualified umpire and arbitrator by ARIAS and has been designated as a party arbitrator or an umpire in between 15 and 20 matters in the past five years. He is listed in The Arbitrators Directory published by The Reinsurance Association of America.

Prior to joining Morrison Mahoney LLP, Andy was Senior Vice President and General Counsel for The St. Paul Companies, Inc. and St. Paul Fire & Marine Insurance Company, which through its St. Paul Re operations in New York and London was the sixth largest American reinsurer. While at The St. Paul, Andy worked on AFIA and Weavers-related disputes, plus numerous insurance acquisitions and the sale of a major insurance brokerage firm. He organized a St. Paul subsidiary as the first American corporate investor in Lloyd's of London. He represented St. Paul Re in the industry's first securitization of property risks and he has subsequently advised clients on other securitizations of risk. Andy has handled a significant number of reinsurance disputes in the following areas:

- Treaty and facultative agreement interpretation,
- Aggregation and allocation issues,
- Broker moral hazard misrepresentation allegations and disputes,
- Issues arising out of runoff pools and companies (such as H.S. Weavers),
- Adverse selection and misrepresentations of books of business ceded,
- Issues relating to Lloyd's underwriting syndicate practices and also to the LMX Spirals,
- Misrepresentation of the nature of the insured's or cedent's interests,
- Actual, apparent and implied authority of accepting underwriters and brokers,
- Corporate divisions and ring-fencing (such as Lloyds, Cigna and Home),
- Ripeness of claims brought by reinsureds against reinsurers.



Thomas M. Elcock, Partner
Prince Lobel Glovsky & Tye LLP

Tom is a partner in Prince Lobel Glovsky & Tye's Insurance and Reinsurance Practice Group. He has been practicing for more than 20 years, and concentrates his practice on representing domestic and international clients on reinsurance, insurance, appellate and commercial matters. He counsels clients on policy interpretation and coverage issues under property and casualty, accident and health, E & O, D & O and life and health policies, and represents insurers and reinsurers in complex arbitrations and declaratory judgment actions. Tom also has an extensive appellate practice, having successfully argued numerous cases before the Supreme Judicial Court of Massachusetts, the Massachusetts Appeals Court, the United States Court of Appeals for the First Circuit and the Supreme Court of Rhode Island.

Tom received his law degree from Suffolk University and his undergraduate degree from Denison University. He has also taught Legal Writing at Harvard University. He is a member of the American Bar Association, the Massachusetts Bar Association, the Rhode Island Bar Association, the Massachusetts Reinsurance Bar Association and ARIAS-US. He is admitted to practice in the Commonwealth of Massachusetts, Rhode Island, and before the United States District Court of Massachusetts and the United States Court of Appeals for the First Circuit.

Bar Admissions

- Massachusetts
- Rhode Island
- United States District Court of Massachusetts
- First Circuit Court of Appeals

Education

- Suffolk University Law School, J.D., 1986
- Denison University, B.A., 1983

Memberships

- ARIAS-US
- Massachusetts Bar Association
- Massachusetts Reinsurance Bar Association
- Rhode Island Bar Association



William N. Erickson, Partner
Robins, Kaplan, Miller & Ciresi L.L.P.

Bill has practiced insurance and reinsurance law for over 20 years. He is a member of the ABA TIPS section and the Massachusetts Bar Association Insurance section. He is a frequent lecturer at insurance industry conferences and has handled many multi-million dollar first party property claims through final judgment. Bill counsels reinsurers and cedants involved in complex reinsurance disputes and has handled arbitrations through final award. Bill has served on his firm's Professional Responsibility Committee for the past eight years and his firm's executive committee.



Ana M. Francisco, Partner
Ropes & Gray LLP

Ana is a partner in Ropes & Gray's Litigation Department. She handles a wide variety of complex litigation matters, including insurance coverage litigation and arbitration, and commercial disputes. She is also Chair of the firm's Pro Bono Committee.

Professional Experience

Ana's recent experience includes:

- Successfully defended an action seeking to rescind a policy buy-back agreement based on allegations of fraud, breach of fiduciary duties and bad faith.
- Multiple jury trials involving environmental pollution claims by a major chemical company.
- Lead counsel in an influential decision interpreting the new Federal Rules governing e-discovery, *The Scotts Company LLC v. Liberty Mutual Insurance Company*, 2007 WL 1723509 (June 12, 2007, S.D. Ohio).
- Trial counsel in arbitrations under the Wellington Agreement, the largest private multi-party settlement agreement concerning application of insurance to asbestos claims.
- Recovered more than \$15 million in contract damages in a series of arbitrations.
- Internal investigation and defense of claims alleging fraudulent transfer of assets, resulting in a favorable settlement for our clients.

In addition, Ana regularly handles other business and commercial disputes, and has experience in internal investigations and defense of qui tam actions, and employment discrimination cases.

She has extensive jury trial and arbitration experience. In addition to her trial work at the Firm, Ana served as a Special Assistant District Attorney in the Middlesex District Attorneys Office for six months, handling six jury trials and arguing dozens of evidentiary motions and other matters.

Ana is also active in the Lawyers Committee for Civil Rights Under Law of the Boston Bar Association, and serves on its Board and Executive Committee.

Honors & Awards

- PAIR Project, 2009 Outstanding Service Award
- The Boston University Public Interest Project, Distinguished Alumni Award

Bar Admissions

- Massachusetts

Courts

- U.S. Court of Appeals for the 1st Circuit
- U.S. District Court for the District of Massachusetts
- U.S. District Court for the Southern District of New York
- U.S. District Court for the Southern District of Ohio

Education

- 1993, J.D., *magna cum laude*, Boston University School of Law, Editor, *Boston University Law Review*
- 1987, B.A. (Business Management and Finance), *summa cum laude*, Southeastern Massachusetts University



**Susan E. Grondine, Chief Claims Officer and General Counsel
Cavell USA, a subsidiary of Randall & Quilter Investment
Holdings plc.**

Cavell is responsible for managing the Group's owned companies R&Q Reinsurance Company and Transport Insurance Company. Susan oversees all legal matters for the U.S. operations including corporate and regulatory activities and also oversees the ceded and assumed reinsurance claims units. In addition to being chief legal counsel for Cavell America she is an officer and director of both R&Q Re and Transport. She has been involved in over 200 insurance and reinsurance arbitration and mediation cases and has dealt with a wide variety of underwriting, contract, actuarial, financial and regulatory issues in the context of ceded and assumed claims, commutations, statutory reporting, liquidations and schemes, pool/MGA/TPA managed business and alternative risk products. Prior to joining Cavell in 2006, Susan was Senior Vice President and Counsel to Horizon Management Group, a subsidiary of The Hartford Financial Services Group which managed the Group's discontinued operations. She has also serviced insurance clients with respect to workers' compensation programs, national accounts property and casualty claims and underwriting issues, first and third party liability claims, and environmental claims coverage issues. She has had wide range of experiences in dealing all aspects of legacy claim issues and their impact on direct insurance and both ceded and assumed reinsurance operations.

Susan is a graduate of Boston College and Boston University School of Law. She is an ARIAS (AIDA Reinsurance and Insurance Arbitration Society) Certified Arbitrator and is also a member of ARIAS (UK). She is a regular participant and speaker at industry seminar and trade association conferences.



John T. Harding, Jr., Partner
Morrison Mahoney LLP

John is a partner in the Boston office of Morrison Mahoney LLP, where he is a member of the firm's complex insurance and reinsurance practice groups. John has more than twenty years of experience in handling complex insurance, reinsurance and "bad faith" disputes in trial and appellate courts throughout the United States and in international arbitrations. These cases have involved diverse areas including products liability, pharmaceutical products and medical devices, asbestos, environmental, employment discrimination and other matters. John has extensive experience serving as trial and arbitration counsel in these cases, including multi-week trials and arbitration hearings. John is the author of numerous articles and has been a featured speaker at DRI, Mealey's and other conferences as well as serving as the Publications Chair for the DRI's Insurance Law Committee. John has been named a Massachusetts "Superlawyer" in the field of insurance for the past several years. John is a graduate of Duke University and the Harvard Law School.



**Eric Herstine, Assistant Vice President Reinsurance Claims
Lexington Insurance Company**

Eric is Assistant Vice President Reinsurance Claims with Lexington Insurance Company which is part of Chartis. In this role he has responsibility for Lex's ceded and assumed property and casualty reinsurance claims associated with primary, excess, professional, health care, and environmental matters. Eric joined Lexington as Director Reinsurance Claims in 2003. Prior to moving to Lexington, he spent 27 years with Liberty Mutual beginning his claims career in 1975. While at Liberty, Eric held various Branch, Division, and Home Office claims management positions in the Claims, Claims Systems, and Reinsurance Departments. Liberty Mutual joined the Excess Surplus Lines Claims Association in 2000 and Eric served as their initial Delegate. He remains active in the ESLCA at Lexington and has been an ESLCA Board Member since 2006. Eric holds a BA in Business Administration from Grove City College and earned his Senior Claims Law Associate (SCLA) designation from the American Education Institute in 2001. Eric and his wife Star have three children Alison, Ty, and Andrew.



Benjamin L. Hincks

Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

Ben is a member in the Litigation Section in the firm's Boston office. His practice is concentrated in complex business litigation, including insurance coverage, reinsurance, commercial and insurance bad faith, unfair competition, real estate, and environmental law.

Ben is an active member of Mintz Levin's Insurance/Reinsurance group. He devotes a substantial portion of his practice to representing and counseling primary and excess insurers and reinsurers regarding environmental, asbestos, tobacco, and other long-tail exposure coverage matters, as well as bad faith and other extra-contractual liabilities.

Ben is admitted to practice in Massachusetts and before the U.S. Court of Appeals, First Circuit and the U.S. District Court for the District of Massachusetts. He is a founding member and officer of the Massachusetts Reinsurance Bar Association ("MReBA"), as well as a member of ARIAS-U.S. Ben is a graduate of Yale University and Northeastern University School of Law.

Outside of his law practice, Ben is actively involved in public service. He currently serves as Mintz Levin's Director of Community Service, as an officer and director of Newton Youth Lacrosse, and as a writing instructor for Citizen Schools' 8th Grade Academy Writing Program.



**Cynthia Koehler, V.P. and Assistant General Counsel
Liberty Mutual Insurance Company**

Cynthia is Vice President and Assistant General Counsel at Liberty Mutual Insurance Company in Boston, Massachusetts. She joined the company in 2001 and currently manages Liberty Mutual's Complex & Emerging Risks Legal Department, overseeing direct exposures arising out of asbestos, environmental and other complex tort claims in the US, as well as all related coverage proceedings involving the Company. Since 2003, her responsibilities also include overseeing Liberty Mutual's reinsurance litigation, mediation and arbitration proceedings for these claims, as well as advising on reinsurer insolvencies and negotiating commutations.

Cynthia received a B.A. in Government from Colby College in 1982 and a J.D. from Georgetown University Law Center in 1987. Prior to joining Liberty Mutual, she was a partner with the Boston law firm of Morrison, Mahoney & Miller. She is a frequent speaker at insurance and reinsurance industry meetings and events, and an active member of ARIAS, AIRROC, IADC and the American Bar Association.



Natasha C. Lisman, Partner
Sugarman Rogers Barshak & Cohen, P.C.

Natasha is an experienced litigation and arbitration advocate, as well as an arbitrator and mediator, concentrating in business, insurance, and reinsurance disputes. In recognition of her expertise, she has been listed in *The Best Lawyers in America* in the categories of Commercial Litigation, Insurance Law, and International Arbitration (2007, 2008, and 2009), and recognized in *Boston* magazine as a *Massachusetts Super Lawyer* in Business Litigation (2005-2009), and one of the *Top 50 Female Lawyers in Massachusetts* (2005 and 2008). Natasha co-chairs the firm's Insurance Practice Group (ranked by *The Best Lawyers in America* as No. 1 in Boston and Massachusetts), and leads its reinsurance section.

In the area of reinsurance, Natasha has advised and represented both cedents and reinsurers in arbitrations and trial and appellate proceedings in Massachusetts and other states, in cases involving a broad range of underlying claims, reinsurance agreements, and substantive and procedural issues. A number of her reinsurance court cases have involved cutting-edge issues and resulted in published trial court and appellate decisions. She has also served as a party-appointed arbitrator, umpire, and mediator in a number of insurance and reinsurance disputes.

Natasha is the author of "Honoring the Honorable Engagement Clause in Judicial Review of Arbitral Awards," *ARIAS Quarterly*, Fall 2007, and is working on an update of that article and on a survey of the law on the enforcement of arbitration clauses in insurance liquidations.



John N. Love, Partner
Robins, Kaplan, Miller & Ciresi L.L.P.

For 30 years John has focused his practice on high stakes complex litigation involving insurance and reinsurance. His reinsurance experience includes arbitration, mediation, and litigation of claims involving pharmaceuticals, asbestos and supercomputers. He was involved in the precedent-setting case before the Supreme Judicial Court of Massachusetts on reinsurance for the expense of underlying declaratory judgment coverage litigation.

John also handles coverage and measurement issues in first party property insurance (including property damage and time element coverages) and third party liability insurance. The claims typically involve industrial, commercial, and technology losses. He is admitted to practice in both Massachusetts and Maine, and has handled litigation in state and federal courts throughout the country. He has been selected as a Massachusetts “Super Lawyer” for the past several years.

John is a graduate of Harvard Law School (J.D. 1978), and Cornell University (B.S., Engineering, *with distinction* 1975). He is a member of the Federation of Defense and Corporate Counsel, and the Property Insurance Law Committee of the ABA’s Tort Trial and Insurance Practice Section.



**Andrew Maneval, President
Chesham Consulting, LLC**

2009 to Present President, Chesham Consulting, LLC
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1993 to 2009 The Hartford Financial Services Group, Inc. (HFSG)
1997 to 2009: President, Horizon Management Group, LLC
1993 to 2009: Director, First State Insurance Company (FSIC)
New England Insurance Company (NEIC)
New England Reinsurance Corporation (Nerco)
2006 to 2009: President and Chairman of the Board of Directors
FSIC, NEIC, and Nerco
2001 to 2009: Director, Horizon Portfolio Management Limited [UK] and
Downlands Liability Management Limited [UK]
2005 to 2009: Manager, Reinsurance Collections and Commutations/HFSG
2001 to 2004: Director, The Excess Insurance Company, Ltd. [UK]; and
Manager, UK Discontinued Operations
1995 to 2005: Manager, Discontinued Operations and Reinsurance Asset
Mgmt Services, (HFSG), Domestic Operations
2003 to 2005: Manager, Hart Re Company, LLC
1993 to 1997: Exec. VP, ITT New England Management Co., Inc. (HFSG)
1980 to 1993: Attorney, Mound, Cotton, Wollan & Greengrass (New York)
1987-93: Partner, Insurance/Reinsurance Dept.

Professional Experience

- President, COO, and Senior VP of insurance and reinsurance companies owned by The Hartford (see above). Responsibilities included senior management roles for reinsurance collections, inwards claims (direct and assumed), negotiations, commutations, legal matters (including mediations, arbitrations, and litigations), ongoing and run-off operations, supervising foreign operations and branch offices, compliance, actuarial, operating plans, Annual Statements, training, and Board of Director functions.
- Managed delivery of third-party run-off management services to the insurance/reinsurance industry.
- Served as outside attorney to numerous insurance and reinsurance companies,

counseling on various legal and regulatory issues, and representing them in arbitrations (over fifty), litigations, and mediations.

- Has served as Arbitrator or Umpire in over forty arbitrations to date.
- Responsible for winding up operations of a reinsurance company that was active in the United States, in five countries in Europe, and in Asia.

Professional Licenses

Admitted to the practice of law: New York (1980)
 Massachusetts (1995)
 Various Federal Courts (1981)

Certified as an Arbitrator by ARIAS•U.S. (1999); as Umpire (2005)

Professional Associations

In 2004, co-founded the Association of Insurance and Reinsurance Run-Off Companies (AIRROC); from 2005 until 2008, served as Chairman of its Board of Directors. Helped draft AIRROC's Arbitration Procedures.

Member, Industry Dispute Resolution Task Force (involved in drafting and updating the "Task Force Arbitration Procedures); Massachusetts Bar Association

Member, Board of Directors, Wells for Kenya Project, Inc.

Education

1976	Earlham College (A.B., Economics)
1980	Fordham Law School (J.D.)
1999	AICPCU/Wharton School at the University of Pennsylvania (Insurance Executive Development Program)

Publications/Speaking Engagements

Various articles in Mealey's Litigation Report/Reinsurance, John Liner Review, Fire Litigation Quarterly, AIRROC Matters, Fordham Urban Law Journal; coauthor of Chapter on Financial Guaranty Insurance in *Business Insurance: Law and Practice Guide* (Matthew Bender, 1989); contributing author to *Successful Exit Strategies for the Insurance Industry* (Grant Thornton 2003). Has been a frequent speaker at insurance and reinsurance industry conferences, including Mealey's, Hawksmere, American Conference Institute, EuroLegal, AIRROC, ABA, ATLA, and ARIAS, and at Executive Enterprise and Andrews Continuing Education Seminars, New York State Bar CLE Presentations, an International Bar Association Conference, DYP/LLP Seminars, and the BLG Event (UK). Has provided training for arbitrators on behalf of ARIAS•US, and for law students in the Willem C. Vis International Arbitration/Fordham Law School Practice Moot. Also, has trained corporate groups in Negotiations. Guest lecturer at Univ. of Conn. Law School, on Insurance Insolvencies.



Wm. Gerald McElroy, Jr., Partner
Zelle Hofmann Voelbel & Mason LLP

Jerry is a trial and appellate lawyer who has handled major complex civil litigation for over thirty years. He has been lead counsel in litigating cases in numerous state and federal courts around the country and has successfully tried cases as lead counsel in Massachusetts, New York, New Jersey, and Illinois. Jerry has successfully handled appellate arguments before numerous courts, including the First Circuit, the Seventh Circuit, the Massachusetts Court of Appeals, the Massachusetts Supreme Judicial Court, the New Jersey Appellate Division, the Appellate Court of Illinois, and the West Virginia Supreme Court.

Jerry is a member of the reinsurance practice group at Zelle Hoffman, which includes attorneys who represent cedents, reinsurers, retrocessionaires and reinsurance intermediaries in litigation, arbitration, and specific claim analysis. Jerry has been involved with a variety of issues in handling complex reinsurance disputes. He has also represented insurers in major cases, including environmental, toxic tort and asbestos insurance coverage litigation; first-party property insurance coverage cases; negligent inspection cases; bad faith litigation; and other third-party liability insurance coverage cases.

Jerry is the co-author with Patricia Taylor Fox of AIG of the article "Evidentiary Rules In Reinsurance Arbitrations," *ARIAS Quarterly U.S.*, Vol. 16, No. 2, Second Quarter 2009, and was a co-panelist on the panel *Evidence 101* at the Arias Spring 2009 Conference. Jerry is the chairperson of the Massachusetts Reinsurance Bar Association's (MReBA) symposium committee.

Jerry has participated in numerous mediations and has completed the JAMS intensive four day mediation training program. He graduated *summa cum laude*, Phi Beta Kappa, from the University of Notre Dame in 1972. He received his J.D. from Yale Law School and his Ph.D. in Government from Harvard University in 1977. He is AV rated by Martindale-Hubbell and was named one of the Top 100 Massachusetts Super Lawyers in 2004.



**Jonathan I. Mishara, Vice President and Assistant General Counsel
FM Global**

FM Global is a global industrial and commercial property insurer based in Johnston, Rhode Island. Jonathan leads a team of lawyers that manages complex first-party property coverage cases, bad faith litigation and professional liability disputes on a worldwide basis and also advises on underwriting and regulatory matters. He has also been involved in numerous reinsurance claims, disputes and arbitrations during his tenure with FM Global.

Jonathan is formerly an Assistant District Attorney and Assistant Attorney General for the Commonwealth of Massachusetts. Prior to joining FM Global, he was in private practice specializing in litigation matters. He received a B.A. from the University of Michigan and a J.D. from Boston University School of Law. A member of the American Bar Association, American Corporate Counsel Association, and Federation of Defense & Corporate Counsel, he has lectured on various insurance, reinsurance and litigation topics.



Joseph S. Sano, Partner
Prince Lobel Glovsky & Tye LLP

Joe has provided advice and representation regarding reinsurance and insurance coverage for more than 24 years in virtually every area involving liability and property insurance and reinsurance.

In recent times Joe has represented ceding companies and reinsurers in reinsurance disputes involving underlying environmental insurance coverage, and workers compensation carve-out and issues involving aggregation, allocation, breach of duties and misrepresentation. In the direct insurance area, Joe's recent work has included defense of liability insurer bad faith claims, media liability coverage issues involving copyright infringement and false advertising, unconfirmed (missing) CGL policies, coverage for MGP liabilities, perchlorate and PCB contamination, and association clause investigations among other issues.

Joe founded and is the principal contributor to the firm's first law-related blog, "Consider The Risks," addressing current issues in insurance and reinsurance law and risk management. He is a frequent speaker regarding insurance, reinsurance and electronic discovery matters. Recent publications include Judicial Consolidation of Arbitrations: From Chaos to Predictability, 14 Journal of Reinsurance 77 (Fall 2006), and preparation of the damages section of the property insurance chapter of the NASP Certified Subrogation Professional Training Guide (2005).

Joe is a director of the recently formed Massachusetts Reinsurance Bar Association (MReBA), a first-of-its kind Massachusetts organization focused on reinsurance law.

While attending the New England School of Law in Boston, he served as managing editor of the New England Law Review.

Joe is admitted in both Massachusetts and Michigan and in several federal courts across the country.



**Richard G. Waterman, CPCU, ARe — President and Chief Executive Officer
Northwest Reinsurance, Inc.,**

Richard is the President and Chief Executive Officer for Northwest Reinsurance, Inc., an international management consulting firm specializing in the fields of insurance and reinsurance. Richard has been active in the insurance/reinsurance industry for over forty years, holding positions with American Re-Insurance Company, Guarantee Insurance Company, Lincoln Insurance Company, and served as President of GRE-RE of America Corp. In addition, Richard served on the Board of Directors for GRE-RE of America Corp., Atlas Insurance Company of America, and Albany Insurance Company. He also was appointed President, Chief Executive Officer and Board member of American Equity Insurance Company, a company that had been placed under an Order of Supervision by the Arizona Department of Insurance. His charter to provide decisive leadership culminated in abatement of the Supervision Order and the subsequent sale of the company to new owners.

Richard's career has been devoted principally to underwriting and management of insurance and reinsurance companies. He directed the treaty and facultative reinsurance assumed operations for several prominent companies and was responsible for all ceded reinsurance programs for both a standard and a surplus lines insurance company. He now uses his analytical skills working on special projects that demand expert industry knowledge pertaining to strategy formulation, organizational design and insurance/reinsurance due diligence risk evaluation. He has also served on more than 110 insurance/reinsurance arbitration panels, including 51 in the capacity of umpire and 22 international proceedings. Additionally, he has mediated or facilitated numerous other industry disputes.

Richard earned a Master of Arts degree in Management at Hamline University, St. Paul, Minnesota, a Bachelor of Arts degree in Organizational Management from Concordia College, St. Paul, Minnesota, and holds the Chartered Property Casualty Underwriter (CPCU) and Associate in Reinsurance (ARe) designations. Richard is a member of the CPCU Society's Reinsurance Interest Section and is the editor of *Reinsurance Encounters*, a CPCU Interest Section newsletter. He is on the National Roster of Arbitrators for the American Arbitration Association and is a certified arbitrator/umpire for AIDA Reinsurance & Insurance Arbitration Society (ARIAS U.S.). Richard drafted the *Guidelines for Arbitrator Conduct* promulgated by ARIAS U.S. and has served as chairman of its Ethics Committee since 1998. He has formal mediation training and is a qualified neutral under Rule 114 of the Minnesota State Court General Rules of Practice. In addition, he is a frequent guest speaker and author of numerous articles on insurance and reinsurance topics.



Paul White, Partner
Sugarman, Rogers Barshak & Cohen, P.C.

Paul has an active trial practice. He has tried over 15 jury trials to verdict, and has handled numerous appeals involving complex civil litigation disputes, with a focus on claims under UCC Article II, complex contract claims, insurance coverage and reinsurance claims. His insurance and reinsurance experience includes disputes involving trigger of coverage and duty to defend in long-tail exposure cases for primary and excess carriers, coverage for environmental liabilities and issues involving allocation and follow the settlements in the reinsurance context. Paul has been elected a Massachusetts Super Lawyer in the area of Business Litigation since 2005. He is a regular writer and speaker on the subject of commercial contracts, contract disputes and litigation-related topics. Paul is a founder and director of the Massachusetts Reinsurance Bar Association.



Robert A. Whitney, Of Counsel
White and Williams LLP

Robert is of counsel in the Boston office of the law firm White and Williams LLP. He has over twenty years of experience in complex insurance coverage, reinsurance, bad faith, and commercial litigation. His practice includes litigating insurance coverage actions in both state and federal courts. He also has extensive experience in negotiating the resolution of disputed coverage claims and has counseled insurance company clients on claims litigation strategy, claims resolution procedures, and coverage questions. Robert has also represented ceding companies and reinsurers in reinsurance litigation and arbitration, in disputes involving a variety of claims, including asbestos exposure, environmental pollution, toxic torts and bad faith. He was also the Corporate Secretary for the Stonewall Insurance Company and Seaton Insurance Company and was also on the Board of Directors of the Transport Insurance Company.

Robert received his A.B. degree *with honors* from Brown University in 1981 and his J.D. degree in 1984, from Boston University School of Law, where he was a *G. Joseph Tauro Scholar*. Prior to coming to White and Williams LLP, he served as Judicial Clerk to the Honorable Harold Baker, District Judge, United States District Court for the Central District of Illinois, was a partner in the Boston office of the law firm Holland & Knight LLP, and most recently was Assistant Vice-President and Associate General Counsel at Resolute Management, Inc., an Berkshire Hathaway Reinsurance Group company.

Robert is licensed to practice in Massachusetts, and is admitted to appear before the United States Supreme Court, the United States Court of Appeals for the First Circuit and the United States District Courts for Massachusetts and the Central District of Illinois. He is the Co-Chair of the *Pro Bono* Committee of the Civil Rights and Civil Liberties Section of the Boston Bar Association and is a member of ARIAS-US.

Robert is the author of law review article entitled "Environmental Contamination And The Application Of The Owned Property Exclusion To Insurance Coverage Claims: Can The Threat Of Harm To The Property Of Others Ever Get Real," *Northern Kentucky Law Review*, Vol. 27, No. 3, *Environmental Law Issue*, Summer 2000. He is also one of the editors of the *Massachusetts Liability Insurance Manual*, (2000; Revised Eds. 2004 and 2008), published by the Massachusetts Continuing Legal Education ("MCLE"), and is the author of the manual's chapter entitled "Insurance Coverage for Employment-Related Practices." His other articles and case comments have appeared in *Mealey's Litigation Reports - Insurance*, and in publications of the MCLE organization and the ABA Tort and Insurance Practice Section. He has appeared as a speaker at seminars sponsored by LexisNexis, Mealey's Publishing, MCLE and Ecology and Environment, Inc.

Robert's community involvement includes being President of the Board of Directors of the Massachusetts Disability Law Center, a non-profit legal group that advocates on behalf of disabled individuals in Massachusetts, as well as his appointment by Boston Mayor Thomas Menino to the Suffolk University Community Task Force.