

FEDERATION OF DEFENSE & CORPORATE COUNSEL



FDCC

DEFENSE LAWYERS. DEFENSE LEADERS.

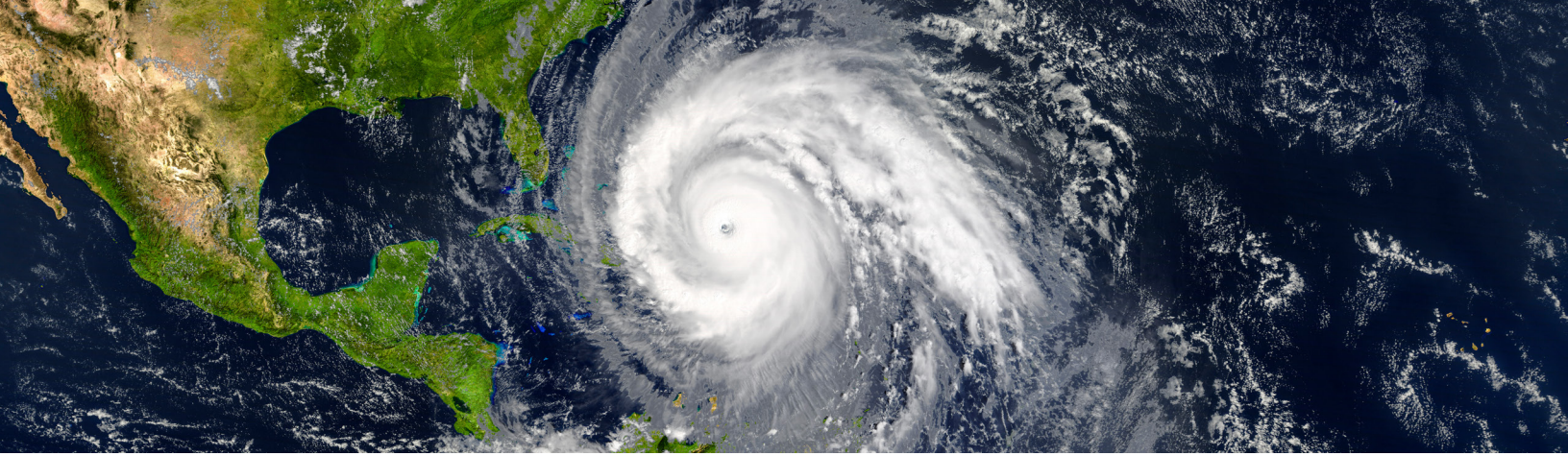
LIVE'S IT'S 13
FROM NEW YORK

2022

**Insurance
Industry
Institute**

November 10 & 11, 2022 | Sheraton Hotel Times Square New York, NY

REGISTRATION NOW OPEN



We are privileged to provide you with an unparalleled opportunity to hear from and have personal access to today's insurance industry leaders and subject matter experts on November 10-11, 2022 in New York City. The FDCC's Insurance Industry Institute ("I-3") is back "in-person" with an agenda of substantive information on developments and trends to the domestic and international insurance industry... and on what lies ahead.

I-3 is an interactive program in which you will learn what is driving the current market issues and how to prepare for what the dynamic marketplace will require of insurance underwriters, claim professionals, actuaries, agents, brokers and coverage and defense counsel in the future.

In addition to the substantive content comprising the day and a half session, I-3 will provide participants with the opportunity to network with top insurance industry leaders and others attending the conference from across the country. All FDCC members are welcome to attend and encouraged to bring a client or colleague. We are looking forward to seeing you to share knowledge, experience and opportunities as we work together to meet the challenges of the insurance industry.

What Will Be Covered?

The Insurance Industry Institute brings together subject matter experts from domestic and international insurance entities, companies, syndicates and law firms to provide relevant and informative content that you will be able to put to use immediately upon returning back to the office. Some of the highlights include:

- looking at the state and solvency of the insurance marketplace following the pandemic;
- examining current insurance coverage issues and line of business opportunities to address current and future risk exposures; and
- practical and substantive tools and resources, together with access to industry leaders to continue building your knowledge base and network.

Who Should Attend?

The Institute is open to all FDCC members, insurance professionals, as well as any colleagues and clients within their firms and companies. We welcome those who are not members of the Federation. The program is designed for:

- Insurance Company underwriters, claim adjusters, actuaries, agents, brokers, third-party administrators and program administrators/managers;
- FDCC members, and non-members who are insurance professionals as well as insurance coverage and defense attorneys;
- Clients and colleagues of FDCC members and non-members; and
- Those who attended the FDCC's Property Insurance Boot Camp the day before.

INSURANCE INDUSTRY INSTITUTE

November 10, 2022 from 8:30 AM to 4:30 PM and November 11, 2022 from 8:30 AM to 12:00 PM | Sheraton Hotel Times Square, New York, NY

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NOVEMBER 9, 2022

4:30pm – 6:30pm Opening Reception

Join us for drinks and light appetizers before heading out for a night on Times Square. The participants of the FDCC's Property Insurance Boot Camp will have finished their immersive training from earlier that day, and will also participate in our Opening Reception.

NOVEMBER 10, 2022

8:00am – 9:00am Breakfast

9:00am – 9:05am Welcome Remarks

Micalann C. Pepe, Insurance Industry Institute
Co-Chair, Jaburg Wilk

Kile Turner, Insurance Industry Institute Co-Chair,
Norman, Wood, Kendrick & Turner

9:05am – 9:55am Post-Covid, Climate Change, and the Current State of the Insurance Marketplace

Stefan Holzberger, Chief Ratings Officer of AM Best

The insurance industry underwent a dramatic change following the pandemic. Today climate change, wildfires, floods, supply chain issues and international developments are redefining it's future. How have these issues have impacted the industry and how are rating agencies examining the responses of insurance companies to these challenges and the continued efforts to report on the solvency of individual companies? The session will examine each of these issues and provide insight into the overall strength of the market and what lines of business may see challenges going forward.



9:55am – 10:45am ESG, Micro-insurance, and the Current State of the Lloyd's Marketplace

Hank Watkins, Regional Director & President,
Lloyd's Americas

As the world's oldest insurance marketplace, Lloyd's has continued to lead by example by addressing Environmental, Social and Governance ("ESG") opportunities in order to build a more resilient, sustainable and inclusive insurance market and society. This has included a strategy of re-purposing a "braver world," that builds trust, ensures accountability and a more inclusive culture to also support more resilient communities. In its role of working with the various syndicates and

managing agents, the Corporation of Lloyd's is looking at how the market can address future risk exposures while continuing to use innovative ways in which to secure current ones. The presentation will examine the current state of the Lloyd's market, its ESG initiatives and how some syndicates are using the concept of "micro-insurance" as an alternative to traditional insurance underwriting.

10:45am – 11:00am Refreshment Break



11:00am – 12:00pm Adaptation to the Evolving Insurance Industry Landscape—the Chief Claims Officer Perspective

Michele Fenice, Vice President EPL Claim Leader,
Chubb North America

Krista Glenn, Executive Vice President & Chief
Claims Officer, Westfield Specialty Insurance

Douglas Jensen, Senior Vice President, Chief
Claims Officer, Acceptance Insurance

Patrick Nails, Executive Vice President & Chief
Claims Officer, Arch Insurance Group, Inc.

Join the senior claim leadership of Chubb North America, Westfield Specialty, Acceptance Insurance, and Arch Insurance for a discussion of how they are adapting to change in the post-pandemic environment by positioning their companies to anticipate and respond to hiring, claims handling, remote working, etc.

12:00pm – 1:20pm Lunch & Networking

1:20pm – 2:10pm Retaining The Risk - How And Why Captives Will Continue To Change The Insurance Landscape

Chris Kramer, National Sales Executive, PMA
Companies, Specialty Markets Division

David Raymond, Vice President – Specialty Group
Captives, Travelers

Captive insurance entities have been around for decades but the formation of captives has almost doubled in recent years. What is a "captive," when should a business consider turning to a captive, how are captives formed, what challenges and issues arise from the use of captives and what is driving growth in the captive marketplace? Our panelists will consider these and other questions by first reviewing various captive structures, including single parent, group and "micro" captives (a/k/a S831b captives), captive formation and regulation, and some of the novel/difficult/expensive to insure risks driving captive growth (e.g. cyber). Our panelists will then turn to issues arising from risk transfer, claims handling, duty/delegation of defense, proper exhaustion, disputes with non-captive excess

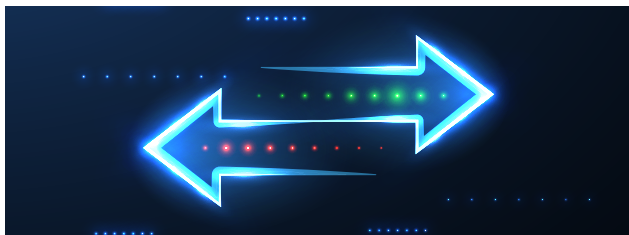
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insurers, extra-contractual considerations and the impact of IRS and judicial determinations as to whether certain captive companies are actually engaged in “the business of insurance.”



2:10pm - 3:00pm **Common Mistakes in Risk Transfer: Is Your Company Doing It Right?**

John Trimble, Partner, Lewis Wagner, LLP
Dan Kohane, Chair, Insurance Coverage and Extra-contractual Liability Team, Hurwitz Fine

Join two of the FDCC’s deans of coverage who will assist you in distinguishing between an insurer’s obligations to its various insureds and indemnitees. Further, they will show you how to evaluate and properly respond to tenders under policies and contracts. They will explore and explain the important differences between claims for indemnity under trade contracts and indemnity under insurance policies. In the end, the program will provide practical guidance in evaluating risk transfer opportunities and properly and effectively responding to risk transfer tenders.

3:00pm - 3:15pm **Refreshment Break**

3:15pm - 4:10pm **Emerging Issues in Technology & Insurance: Regulatory & Practical Insights**

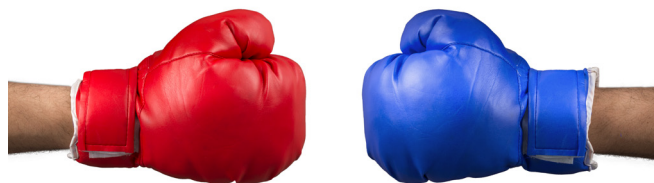
Jack Friou, Founder and President Tangent Point Solutions; Principal & Co-Founder, American InsurTech Council
Scott Harrison, Lawyer & Consultant, Co-Founder of the American InsurTech Council

Digital innovation in insurance holds enormous promise for insurance carriers and insurance consumers in the form of increased efficiencies, product innovation, cost savings, ability to reach under-served markets, consumer service and convenience, among others. Digital innovation involving new technologies such as Artificial Intelligence, machine learning, the Internet of Things (IoT) raise serious public policy considerations involving privacy and data security, bias, and other forms of unlawful discrimination. State insurance regulators and state legislators through organizations like the NAIC, NCSL and NCOIL are currently considering how current state laws governing insurance regulation should be updated to ensure appropriate consumer protections and other regulatory oversight, while ensuring continued innovation in insurance. This session will be conducted by Jack Friou and Scott Harrison, recognized leaders in regulatory policy and Co-Founders of the American InsurTech Council.

4:10pm - 5:00pm **Insurer v. Insurer Battles - Should Where You Stand Always Depend On Where You Sit?**

Andrew Nadolna, Mediator and Arbitrator, JAMS
Gregory Kelder, Divisional Senior Vice President, Great American Insurance Group
Alexia Cruz, Senior Vice President, Chief Legal Officer for Claims, Travelers

“Insurer v. Insurer” disputes are unavoidable, but litigation is not always the answer and often has ramifications beyond the case at hand. Our panelists will examine the various contexts in which such disputes arise (including equitable subrogation and other primary/excess claims, co-insurance and contribution battles, disputes regarding additional insureds, priority of coverage, selection/performance of defense counsel, exhaustion, trigger and allocation, and bad faith allegations) and provide examples of the collateral damage that has resulted from insurer v. insurer litigation. Our panelists will then turn to the difficulties these matters can create for insurers and their counsel and challenge the audience to consider alternative/better ways to resolve or mitigate (and perhaps avoid) at least some of these disputes.



5:00pm - 5:10pm **Closing Remarks**

5:15pm - 6:15pm **Cocktail Reception & Networking**

7:00pm - 10:00pm **Dine Arounds**

NOVEMBER 11, 2022

8:00am - 8:30am **Breakfast**

8:30am - 8:35am **Welcome Remarks**

8:35am - 9:15am **When Crisis Is Constant: Living & Leading In a High Velocity World**

Joseph F. Coughlin, Ph.D., Director of the Massachusetts Institute of Technology AgeLab

The pandemic has affected every aspect of life and nearly every industry. However, even before COVID, war, and inflation a constant state of crisis has been characterizing the context of life and leadership. Moreover, each crisis is serving as a propellant, accelerating change at an unprecedented rate. How does this high velocity world affect us physiologically, influence our decision-making, and ultimately, how are crises accelerating changes in everyday life including the future of work, our idea of home and community, and even property ownership?

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9:15am - 10:00am Parametric Insurance: What You Need to Know

Stephen Carter, Partner, Carter Perry Bailey LLP
Linda J. Knight, Partner, Spencer Fane LLP
James Doona, Managing Director, Munich Re Capital Markets
W. Jean Kwon, Edward A.G. Manton Chair Professor in International Insurance (and Risk Management)

Parametric insurance is an innovative product that provides data driven coverage and removes subjectivity from the claim adjustment. This panel will discuss the concept of parametric insurance, current offerings of coverages, specific policy language, the departure from traditional claims adjusting, and the current and future demand for parametric insurance in the U.S. and global market.

10:00am - 10:10am Refreshment Break

10:10am - 10:55am Political Risk & Active Shooter Insurance Considerations

Jade Worden, Senior Underwriter, War, Terrorism & Political Violence, Hiscox, London
Tom Ledson, War, Terrorism and Political Violence Underwriter, Hiscox, London

An increase in active shooter attacks has increased the focus on what educational and other establishments can do to protect themselves from future incidents. The recent attack on students at the Robb Elementary School in Uvalde, Texas continued a devastating year of over 27 school shootings leading to injuries or deaths. From malicious attacks and terrorism to active shooters and political violence, this timely discussion will examine innovative insurance products and services targeting these risk exposures and how they are underwritten by examining the propensity for incidents as well as mitigation techniques, training and after-event services.



10:55am - 11:55am Emerging Issues in Litigation and Why Your Company Should Care

Jonathan M. Adelman, Partner, Waldon Adelman Castilla Hiestand & Prout
Jeff Chen, Vice President, Swiss Re
Dan Steen, Executive Director, Lawyers for Civil Justice

Learn from a panel that includes perspectives of in-house counsel, outside counsel, and leading advocates for civil justice about emerging trends and pitfalls in litigation that directly impact the insurance industry and defense firms. The panelists will discuss recent developments, such as admissibility of expert testimony and management of MDL and Class Action suits, proposed and enacted changes in court rules, the growth of nuclear verdicts, new tactics in attorney advertising, and the impact of litigation and medical financing, and how they are responding to these new challenges when defending lawsuits in today's swiftly changing landscape.

11:55am - 12:00pm Closing Remarks



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I-3 SPEAKERS

Alexia Cruz	Senior Vice President, Chief Legal Officer for Claims, Travelers
Andrew Nadolna	Mediator and Arbitrator, JAMS
Chris Kramer	National Sales Executive, PMA Companies, Specialty Markets Division
Dan Kohane	Chair, Insurance Coverage and Extra-contractual Liability Team, Hurwitz Fine
Dan Steen	Executive Director, Lawyers for Civil Justice
David Raymond	Vice President – Specialty Group Captives, Travelers
Douglas Jensen	Senior Vice President, Chief Claims Officer, Acceptance Insurance
Gregory Kelder	Divisional Senior Vice President, Great American Insurance Group
Hank Watkins	Regional Director & President, Lloyd's Americas
Jack Friou	Founder and President Tangent Point Solutions; Principal & Co-Founder, American InsurTech Council
Jade Worden	Senior Underwriter, War, Terrorism & Political Violence, Hiscox, London
James Doona	Managing Director, Munich Re Capital Markets
Jeff Chen	Vice President, Swiss Re
John Trimble	Partner, Lewis Wagner, LLP
Jonathan M. Adelman	Partner, Waldon Adelman Castilla Hiestand & Prout
Joseph F. Coughlin	Ph.D., Director of the Massachusetts Institute of Technology AgeLab
Krista Glenn	Executive Vice President & Chief Claims Officer, Westfield Specialty Insurance
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W. Jean Kwon	Edward A.G. Manton Chair Professor in International Insurance (and Risk Management)

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Micalann C. Pepe Jaburg Wilk	

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Alycen Moss Cozen O'Connor	Michele Fenice Chubb
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CONTINUING LEGAL EDUCATION CREDITS

Accreditation will be sought in those jurisdictions requested by registrants that have continuing education requirements.

FDCC MISSION STATEMENT

We are a professional association of peer-reviewed, premier defense and corporate counsel and industry executives, dedicated to leading the profession by advancing the principals of civil justice, actionable knowledge, and fostering the trust and value of fellowship.

WHY FDCC?

To be **THE** inspired community of vetted defense counsel, exceptional leaders and even better people.



Property Insurance Boot Camp

If you are interested in information about the FDCC's Property Insurance Boot Camp at the Sheraton Hotel Times Square on November 9, 2022, please [click here](#).

The Property Insurance Boot Camp is an immersive learning program placing the participant in a claims environment, identifying and working through the coverage issues faced most often in first-party property claims.

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