



# Paul Ferland

## Co-Chair, Property Insurance Group

### New York

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Paul concentrates his practice in first-party property insurance coverage and litigation. He has successfully represented clients in litigation, mediations, and arbitrations. Paul has significant experience advising clients regarding the multifaceted issues that arise out of damage to property including, but not limited to, natural disasters, explosions, fires, equipment failures, and collapses. He is also skilled at handling the difficult issues that can accompany property damage claims, such as business interruption losses, allegations of bad faith, and various contract and tort-based issues as well. Significantly, Paul has developed strong relationships in the London Market. To that end, he has represented carriers and syndicates in connection with large energy losses, hurricanes, builder's risk losses, and extracontractual claims. More specifically, Paul is well-known in the industry for providing clients with expert advice on builder's risk claims, and litigating builder's risk claims in various jurisdictions around the country. Paul also frequently presents seminars and workshops to advise clients of recent trends and issues in property insurance law. Paul is the co-chair of the Property Insurance Group at Cozen O'Connor.

Paul earned his bachelor's degree from State University of New York – Brockport and his law degree, *cum laude*, from Seattle University School of Law.

### Experience

Secured pre-answer dismissal of a lawsuit filed by insureds seeking indemnity for approximately \$1.8 million in property damage. In dismissing the case, the court accepted our argument that the insureds' failure to comply with the policy's notice provision precluded reimbursement as a matter of law.

Secured dismissal of claims brought against the insurer where the insureds alleged that denial of coverage for a floating dock and gangway that allegedly went missing from their waterfront property constituted a breach of the homeowner's insurance policy. Plaintiffs, seeking in excess of \$4 million in damages, further alleged that the insurer acted in bad faith during the claim investigation. In granting summary judgment and dismissing the claims, the court agreed with the insurer's argument that Plaintiffs' failure to provide a signed Sworn Statement in Proof of Loss pursuant to the clear and unambiguous terms of the policy was a complete bar to coverage and that Plaintiffs failed to show that the insurer acted in bad faith during the claim investigation.

### Practice Areas

- Bad Faith
- Insurance Coverage
- Property Insurance

### Industry Sectors

- Insurance

### Education

- Seattle University School of Law, J.D., *cum laude*, 2005
- SUNY-Brockport, B.A., 2001

### Bar Admissions

- New York
- New Jersey

### Court Admissions

- U.S. District Court -- Eastern District of New York
- U.S. District Court -- New Jersey
- U.S. District Court -- Southern District of New York
- U.S. Court of Appeals for the Second Circuit

### Affiliations

American Bar Association

### Paul Ferland

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