

REGISTER FOR HOTEL ROOM BY SEPTEMBER 3RD REGISTER FOR SEMINAR BY OCTOBER 8TH

SEMINAR:

Convene Conference Center 32 Old Slip New York, NY 10005 888.730.7307 www.convene.com

CONFERENCE FEES: Complimentary

HOTEL ROOMS

Gild Hall 15 Gold Street New York, NY 10038 212.232.7700 www.thompsonhotels.com

Room reservations are made by completing the Registration Form, not directly with the hotel. Payment will be made by presenting a credit card at check-in.

Room Rate: Average per Night \$309

Check In: 3PM Check Out: 12PM

Eagle International Associates, Inc. is an international network of independent law firms, adjusters and claims related service providers throughout the United States and Europe.

www.eagle-law.com

The successful defense of complex claims requires keeping abreast of an ever-changing legal landscape. To that end, Eagle is pleased to present an instructive seminar featuring insurance industry leaders and Eagle attorneys sharing their insights into and experiences in some of the most rapidly changing areas of the law.

Indemnity provisions are one of the most common and powerful contract provisions to shift financial exposure. Our seminar begins with a panel discussing best practices to navigate the protections and perils associated with risk assignment and risk transfer. The online world presents new challenges from data breaches and other privacy risks. Our next panel focuses on understanding and combating the increasing number of cybertorts and their related coverage issues. The third and final panel will address new issues and claims strategies for defending attorney professional liability claims.

We will also highlight the great strides the defense bar has made in many jurisdictions attacking and limiting medical expense damages. Our Eagle attorneys will break down these developments in the collateral source rule and the potential impact of the Affordable Care Act on further reducing exposure for such damages.

Following the Seminar Join Us For

A Reception and Lunch

Seminar Fee: Complimentary to Guests

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Adjuster Continuing Education Credits are pending for Florida and Texas

Legal Continuing Education credits are pending for New York, New Jersey, Pennsylvania

Illinois and Wisconsin

For more information, please visit www.eagle-law.com or contact Terri Napolitani at terri.napolitani@eagle-law.com (702-221-1399)

AT THE FOREFRONT: Emerging Trends in Litigation

PROGRAM

8:00 am	Continental Breakfast
8:30 am	Welcoming Remarks – Chairman, Eagle International Associates, Inc. Timothy W. Waldeck, Waldeck Law Firm, P.A.
8:35 am	Program Introduction - Chair, 2014 Fall Seminar Committee Alison M. Crane, Esq., Bledsoe, Cathcart, Diestel, Pedersen & Treppa, LLP
8:40 am	Achieving Optimal Risk Mitigation through Effective Risk Transfer Moderators: David A. Abrams, Esq., Strongin Rothman & Abrams John W. VanDenburgh, Esq., Napierski, VanDenburgh, Napierski & O'Connor Panelists: Lance Albright, Vice President – Claims QBE the Americas John Buckley, Vice President of Claims, Western National Mutual Insurance Group Mitchell Gibson, Vice President, Property & Casualty Business Management, Swiss Re Steven N. Joseph, Second Vice President, Western World Insurance Company James Robinson, Risk Management, Equity Office
9:50 am	Is Obamacare a Defense to Future Medical Expense Damages? Art Kutzer, Esq., Senter Goldfarb & Rice LLC
10 :10 am	BREAK
10:30 am	eGads: The Horrifying New World of eLoss and Cybertorts Moderator: Peter M. Waldeck, Esq., Waldeck Law Firm, P.A. Panelists: Christopher J. Butler, Esq., Director, Executive and Professional Liability Claims Excess Casualty Claims, Markel Global Insurance Nicholas Campbell, Privacy Program Manager, Google Mitchell A. Orpett, Esq., Tribler Orpett & Meyer, P.C. Jeffrey A. Portis, Cyber Specialist, Assistant Vice President Financial Institutions, Chubb Group of Insurance Companies Richard Sheridan, Vice President – Claims, AXIS Insurance
11:40 am	 "I'm a defendant?" – The Cost of Doing Business in the New World of Legal Malpractice. Moderators: Paul M. Finamore, Esq., Nile Barton & Wilmer and Mitchell A. Orpett, Esq.,
12:50 pm	Q&A/Closing Remarks
1:00 pm	Reception
1:30 pm	Lunch

MODERATORS & SPEAKERS & PANELISTS

David A. Abrams is a founding member of Strongin Rothman & Abrams, LLP with offices in Livingston, NJ and New York, NY. David has been admitted to practice law in New York since 1986 and in New Jersey since 1988 and is also admitted in the federal courts in those jurisdictions. Mr. Abrams has over twenty five years of civil litigation experience, including significant trial experience in the State and Federal Courts of New York and New Jersey. Areas of concentration include hospitality industry litigation, premises and premises security liability, sports and recreational injury litigation, insurance coverage, construction site accidents, transportation/trucking, products liability, professional liability and commercial litigation. Since 1996, Mr. Abrams has served as national coordinating counsel for Club Mediterranee, S.A.'s insured litigation in the United States, a position he proposed, developed, and implemented. He is a former Chairman and a member of the Board of Directors of Eagle International Associates, Inc. Mr. Abrams is a contributing author to the legal treatise Products Liability in New York, Chapter 8, "Defending the Design Defect Case: Strategic Considerations," published by the New York State Bar Association in 1997. Additionally, Mr. Abrams has lectured on a variety of civil litigation topics at Bar Association seminars and before professional organizations. He received his Juris Doctor from Hofstra University School of Law in June 1985, where he graduated "with distinction" (top 10%). He graduated from the State University of New York at Binghamton with a BA in June 1979.

Lance J. Albright is Vice President of Claims for QBE the Americas. He has responsibility for management and oversight of the Program Business claims department. He reports directly to the Chief Claims Officer of Program Business. QBE the Americas is a division of QBE Insurance Group Ltd, Australia's largest international general insurance and reinsurance group. It is one of the top 25 insurers and reinsurers worldwide and the 15th largest insurer in the United States. As Vice President and General Manager, Mr. Albright was responsible for the Legal Solutions Division of Computer Sciences Corporation, the third largest software and IT consulting and services firm in the world. Prior to joining CSC, Mr. Albright was the Senior Executive Vice President and Chief Operating Officer of The Yasuda Fire & Marine Insurance Company of America, where he was responsible for the management of Interdepartmental Operations and was a member of Yasuda's Board of Directors. He began his insurance career with The Hartford Insurance Company in NYC as a field claims adjuster. He then moved to international insurance with AFIA Worldwide Insurance where he was responsible for international claims. He spent four years at The Home Insurance Company in NYC where he was home office branch claims manager for the Western Region of the United States and Canada. Mr. Albright received his Bachelor of Arts degree from the University of Notre Dame. He received his Master of Business Administration (MBA) degree from Seton Hall University. Mr. Albright holds the Chartered Property and Casualty Underwriter (CPCU) designation. He also has an Associate in Risk Management (ARM) degree. He is the current Chairman of the Insurance Federation of New York. He is on the Board of Directors of the New York City Chapter of CPCU having previously served as the chapter President. He is a member of the Federation of Defense and Corporate Counsel. He has two daughters, Kristen and Blair.

John Buckley is a graduate of Carleton College, Northfield, MN, and William Mitchell College of Law. He is admitted to practice in Minnesota and Wisconsin, U.S. District Court and the Eighth Circuit Court of Appeals. He practiced for five years with Bassford, Lockhart, Truesdell and Briggs, focusing on insurance agent E & O defense and insurance coverage work. In 1995 he joined Western National

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Insurance Group, a Super Regional Property and Casualty insurer comprised of seven companies doing business in 15 states, as Claims Counsel. He now serves as Assistant Vice President - Claims where he leads a team of attorneys and claim representatives handling casualty claims nationwide. In 2010, he earned his CPCU. His work involves advising the company in all areas of insurance matters, including underwriting, claims, reinsurance and insurance coverage issues. He teaches CPCU courses and has presented at CLE and at the PLRB conferences. He has represented Western National in legislative initiatives and is active in the Insurance Federation of Minnesota, Minnesota Defense Lawyers Association and the Defense Research Institute. His team partners with outside counsel across the country to provide Western National policyholders with exceptional legal representation.

Christopher J. Butler serves Markel Global as Claims Manager for all US Executive and Professional Liability claims. Prior to the merger of Markel and Alterra, Chris held the same position with Alterra, having joined the company in 2012. Previously he spent over nine years with The Hartford. During his time there, Chris managed the Financial Services E&O and D&O claims group. He also had oversight of all Private Company D&O, Fidelity and Transactional Risk claims. Chris got his start in claims with AIG as a Complex Claims Director in the Financial Institutions claims group. Before that he was an associate at Mendes and Mount and other New York City Law firms. Chris received his law degree from St. John's University School of Law and he has a B.A. in English from the College of the Holy Cross.

Nicholas Campbell is Privacy Program Manager at Google in Mountain View, California. Nick is in charge of analysis and approval of new products and tools with privacy requirement, policy creation and program development. Before joining Google, he was a Senior Analyst – Information Protection with Target in the Minneapolis-St. Paul area consulting business units in new and ongoing projects to identify information protection requirement and determine whether proposed solutions meet corporate standards and policies. Nick was also a Privacy Analyst/Discovery Project Manager for Takeda Pharmaceuticals in Deerfield, Illinois. Nick earned his MS, Computer Science degree from DePaul University and his JD from DePaul University College of Law.

Samuel D. Carucci, Esq. is Allied World's Vice President of North American Claims and oversees a team of senior claims analysts who are responsible for handling the company's Primary, Excess and Umbrella General Casualty claims, Environmental and Construction claims, as well as Defense Base Act claims. Before joining Allied World in March of 2009, Mr. Carucci was a Complex Director at AIG Domestic Claims, Inc., where he managed high severity/high profile claims nationwide, often in the national spotlight. Mr. Carucci also practiced as an Appellate attorney for AIG with Shaub, Ahmuty, Citrin & Spratt, LLP in New York. Mr. Carucci earned his B.S. from Fairfield University in Connecticut, was a Congressional Scholar at Georgetown University, and his J.D. from St. John's University School of Law, where he served as an Editor of the American Bankruptcy Institute Law Review. He has also been a panel member for the American Bar Association, and is a member of the Federation of Defense & Corporate Counsel.

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Alison M. Crane is a partner with Bledsoe, Cathcart. Diestel, Pedersen and Treppa, LLP in San Francisco, California. Her practice focuses on complex personal injury, wrongful death and business litigation, including products liability, industrial and construction accidents, unfair competition, and employment litigation. Alison graduated from Villanova University in 1995 and received her J.D. from Boston University School of Law in 1998. She is a member of the Judicial Nominations Evaluation Commission for the State Bar of California and serves as Chair of the Queen's Bench Mentorship Committee. She is also active in the American Inns of Court which promotes legal excellence, civility, professionalism, and ethics and the Association of Defense Counsel for Northern California and Nevada.

Paul M. Finamore is a member of Niles, Barton & Wilmer, LLP located on the Inner Harbor in Baltimore, Maryland. His litigation practice concentrates in first and third party claims including the defense of general liability, professional liability, and employment claims. He is admitted to practice in the state and federal courts in Maryland and Washington, D.C., the U.S. Court of Appeals for the Fourth Circuit, U.S. Court of Appeals for the Federal Circuit, and the U.S. Court of Federal Claims.

Mr. Finamore has an AV- preeminent peer rating in Litigation, Insurance, and Labor and Employment. He has been recognized as a top attorney by Maryland SuperLawyers magazine annually from 2008 through 2102. He has been a recipient of the Golden Gavel Award from the Westfield Group of Insurance Companies. He is a member of Eagle International Associates, Inc., the Federation of Defense Corporate Counsel, the Defense Research Institute, and the Professional Liability Underwriting Society. Mr. Finamore has published articles in DRI's The Voice and the Federation of Defense Corporate Counsel's Employment Practices and Workplace Liability Section Newsletter.

Mitchell Gibson is a Vice President and Claims Expert at Swiss Reinsurance America Holding Corporation. He manages the resolution of reinsurance claims involving Asbestos, Pollution, and Health Hazard ("APH") exposures and authors Swiss Re's EMF-RF summary paper. Prior to joining Swiss Re, Mr. Gibson established AXA's North American liabilities as Head of Commutations (US). Mr. Gibson earned his Bachelor of Science degree in Business from Mankato State University and a Master of Science degree in Insurance Management from Boston University. He holds a plethora of insurance designations and is an ARIAS-US certified arbitrator.

Steven N. Taurke Joseph currently is Second Vice President for Western World Insurance Group in Franklin Lakes, New Jersey. Steve is a 1986 graduate of the University of Pittsburgh School of Law. He recently served as the Chair of the Alternative Dispute Resolution Committee of the Torts, Trial and Insurance Practice Section (2009-2010). Previously, he served as Co-Chair of the Professional Liability Litigation Committee from 1999-2002 in the ABA's Litigation Section, and the Attorney Liability Subcommittee from 1997-1999, also with the Litigation Section. Steve has lectured on professional liability issues and negotiation techniques for the Professional Liability Underwriting Society, Professional Liability Attorney Network, Practicing Law Institute, American Bar Association, and the New York City Chapter of the Corporate Counsel of America. On a personal note, Steve has run and completed 36 marathons.

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Art Kutzer is the managing partner of Senter Goldfarb & Rice, LLC and has been with the firm since 1987. Mr. Kutzer has been awarded the AV Preeminent rating by Martindale Hubbell, its highest level, has been repeatedly named a Super Lawyer, named to Best Lawyers in America and a Top Rated Lawyer in Personal Injury by American Lawyer. He has handled thousands of lawsuits involving most types of civil claims and advises clients how to avoid litigation. Mr. Kutzer's recent focus of practice has been in the areas of personal injury, fleet vehicle accidents, insurance coverage disputes and bad faith. He has handled numerous cases in these areas at every level of both the Colorado State and Federal courts (including the U.S. Supreme Court). He regularly provides training seminars for attorneys, insurance companies and their adjusters regarding handling Colorado claims, and has acted as an arbiter and expert witness. He has lectured to the Colorado Claims Association, Colorado Bar Association and for Continuing Legal Education programs for lawyers and paralegals. Art earned a B.S., Accounting from Colorado State University and a J.D. from the University of Denver.

Jeffrey R. Neidle, Esq. -- Vice President-- manages the Design Professional Liability Claims Group for OneBeacon Professional Insurance. Mr. Neidle joins the Design Professional Liability claims team after serving for almost 5 years as Assistant Vice President and Claims Counsel to the Lawyers, Realtors, Insurance Agents, Technology and Network security liability claims group. Prior to joining OneBeacon, Mr. Neidle worked for Hartford Financial Products and Chubb, where he was responsible for handling complex professional claims in a variety of areas including LPL, EPL and D&O. Prior to joining Chubb, he was in private practice in both Connecticut and Michigan where he specialized in civil litigation including employment defense, professional liability defense, coverage litigation and school law. He received his Juris Doctor from Northeastern University School of Law in Boston, MA and his Bachelor of Arts degree, with honors, from The University of Connecticut. He is also an adjunct professor at the University of Connecticut School of Law.

Mitchell A. Orpett, as Eagle's attorney representative for the State of Illinois, Mitch Orpett is a founding member and former managing director of Tribler Orpett & Meyer, P.C., a Chicago law firm serving the insurance and business communities. He was one of six lawyers who formed the firm in 1984. His practice is devoted to the defense of various professional and product liability claims and to the resolution of insurance and reinsurance disputes. He has been active in litigation, arbitration and other methods of alternative dispute resolution and has served both as advocate and arbitrator. He has been listed in all editions of Euromoney Publications' Guide to the World's Leading Insurance and Reinsurance Lawyers and in Who's Who Legal, Insurance & Reinsurance. He has also been named as an Illinois "Super Lawyer" and to the Illinois Network of Leading Lawyers, in recognition of his work as an insurance and reinsurance lawyer.

Mitch has devoted 35 years of service to the American Bar Association, holding numerous leadership positions and chairing several seminars. He recently completed his three-year term on the ABA's Board of Governors, as well as its Finance and Audit Committees after serving for many years on its policy-making body, the House of Delegates. He was the chair of the ABA's Section Officers Conference, in which capacity he represented the approximately 240,000 members of the sections and divisions of

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the American Bar Association. Previously, he served as chair of the ABA's 30,000 member Tort Trial and Insurance Practice Section and of the ABA's Standing Committee on Continuing Education of the Bar. He was also vice chair of the ABA's Presidential Commission on the Unintended Consequences of the Billable Hour (United States Supreme Court Justice Stephen G. Breyer, honorary chair) and has been a member of the Federation of Defense & Corporate Counsel, the Illinois State Bar Association and the Chicago Bar Association. Mr. Orpett has been a frequent author and speaker on many topics dealing with insurance-related claims and litigation cost control for CLM and the American Bar Association and has authored many articles, including "Reinsurance," a chapter in West Group's Law and Practice of Insurance Coverage Litigation. He has provided training and in-service presentations to a host of insurance companies and other industry groups pertaining to insurance and reinsurance issues and coverage and bad faith.

Mitch is a graduate of the University of Illinois, where he earned his bachelors and masters of arts degrees. He is a 1978 graduate of that institution's College of Law.

Jeffrey Portis has been with Chubb for 13 years and is based out of Atlanta, Georgia. Jeffrey is currently an assistant vice president and part of the DFI Large Account Team working on bank and insurance business. His focus is on accounts that are out of the southeast. Jeffrey was active as a Subject Matter Expert for Cyber for four years where he was involved in managing a cyber book in the Southeast for financial institutions and commercial accounts. He was appointed as a cyber specialist in August 2010 for the Eastern Territory. Jeffrey is very active in setting strategy for the Chubb CyberSecurity Product and is used as a referral point for deals throughout the Eastern Territory. In addition, Jeffrey conducts training on an internal basis as well as an external basis to help increase the awareness with the exposures and how to address them with CyberSecurity.

James Robinson is in the Risk Management department of a Blackstone owned company. He is a Risk Management and insurance professional with many years of experience at the branch; region and home office levels. James has worked for Brokers, National Carriers and Third Party Administrators. He has experience with contracts, leases risk assessment, risk control. James considers himself a true claims litigation technician. One of his proudest accomplishments is that while employed at CCC Information Services in Chicago, he was instrumental in helping to start the Claim Department of Esurance Insurance Company, a then startup company. Today, Esurance is one of the fastest growing and innovative companies in the personal lines insurance industry.

Richard Sheridan is a Vice President of Claims for AXIS Pro. Rich oversees the company's claims stemming from its Miscellaneous E&O and Data Breach, Cyber Liability, and Technology product lines. Prior to joining AXIS Pro, Rich served in a similar role at ACE North American Claims in New York and New Jersey for over 10 years, and before that was a Complex Claim Director for Miscellaneous Professional Liability Claims at AIG Technical Services in New York. Before entering the insurance industry, Rich worked for 3 years as an associate for law firms in New York, and prior to that for over five years as an Assistant District Attorney in The Bronx, New York. Rich earned his JD from Fordham University School of Law and has a BA from the State University of New York at Albany.

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Rob Tameler has been the Claims Manager with Attorneys Liability Protection Society, Inc., a Risk Retention Group (ALPS) since 2005 and is responsible for the day-to-day claims operation in ALPS' 28 jurisdictions. He has been with the company since 1999. His work experience since joining ALPS includes the investigation, evaluation and resolution of complex lawyer's professional liability claims and supervising the claims department. In addition to working as a claims attorney, he has also worked as Associate Counsel for ALPS parent company, ALPS Corporation. Prior to joining ALPS, Mr. Tameler practiced law for eight years in Montana and Pennsylvania where the bulk of his experience was in malpractice defense and general litigation.

John W. Van Denburgh is a founding partner of the firm of Napierski, Van Denburgh, Napierski & O'Connor, LLP and has successfully tried numerous cases to verdict on behalf of individuals, municipalities, private sector businesses and insurance companies. He is a 1984 graduate of Siena College and a 1987 graduate from Albany Law School of Union University. Mr. VanDenburgh is admitted to practice in New York State Courts, United States District Court for the Northern District of New York, United States District Court for the Western District of New York and the United States Supreme Court. He is a member of the American Bar Association (Tort and Insurance Law Section), the New York State Bar Association (Insurance, Negligence, Compensation Law & Employment Law Sections), New York State Trial Lawyers Association, Capital District Trial Lawyer's Association, Federal Court Bar Association, Schenectady County Bar Association and the Albany County Bar Association. He is also a member of the Transportation Lawyer's Association, the Council on Litigation Management and a Member of the Board of Directors of Eagle International Associates Inc. (An International Network of Defense Attorneys and Claims Adjusters). Mr. VanDenburgh is Panel Counsel to, and a Risk Management Presenter for, the New York State Dental Society and frequently lectures Dental and Medical Societies on issues of risk management, employment practices and liability limitation. He is a member of the Defense Research Institute and Past President and past member of the Board of the Defense Research Institute of Northeastern New York. Mr. VanDenburgh has published articles on trial tactics, witness preparation and the Doctrine of Informed Consent.

He has received Martindale-Hubbell's AV Preeminent peer review rating, the highest rating in legal ability and ethical standards. John has been recognized by U.S. News & World Report as one of New York's Best Lawyers in the field of plaintiff's personal injury and as an Upstate New York Super Lawyer in the area of personal injury and medical malpractice defense.

Mr. VanDenburgh handles a wide range of cases including, construction law & accident claims, medical & dental malpractice defense, products liability actions, motor carrier litigation, environmental claims, premises liability, general accident claims, insurance coverage issues and other professional malpractice actions and civil rights actions. He represents clients in the prosecution and defense of discrimination and employment law claims, D & O and E & O claims. He has obtained significant monetary awards in Federal Court, arbitrations and before the EEOC & New York State Division of Human Rights for clients in discrimination claims and employment contract matters. He has also successfully represented insurance brokers in E & O claims, Not for Profit Boards in D & O claims and private sector employers in litigation and administrative proceedings. Mr. VanDenburgh has lectured at various bar association and insurance group meetings concerning issues of legal ethics, general tort liability, employment law, including sexual harassment and age discrimination, wrongful death, indemnity & coverage claims, dram shop liability and municipal tort liability. John also represents medical and dental professionals in licensing and professional disciplinary matters and with respect to employment law issues related to their practice.

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Peter M. Waldeck practices exclusively in insurance defense matters, including construction law, product liability, insurance coverage, no-fault UM/UIM, auto liability, professional liability, employment law, day care, health clubs and liquor liability. This includes all phases of litigation from pre-suit investigation and evaluation through trials and appeals. Mr. Waldeck has tried cases throughout Minnesota and Wisconsin and has successfully argued cases at the appellate level. Peter earned a B.A. from Drake University and a J.D. from John Marshall Law School.

Timothy W. Waldeck of Waldeck Law Firm P.A., located in Minneapolis, Minnesota, is licensed and practices law in both Minnesota and Wisconsin. He is a 1970 graduate of Bradley University and a J.D. graduate of Drake University in 1972. He is a member of the Hennepin County and Minnesota State Bar Associations; the Minnesota Defense Lawyers Association; the State Bar of Wisconsin; the Twin Cities Claims Association; CLM International Products Liability Committee; NRRDA, and is Chairman of Eagle International Associates, Inc. AV rated by Martindale Hubbell. Mr. Waldeck has practiced exclusively in insurance defense throughout most of his career providing defense to both surplus lines and standard line carriers with primary emphasis in defense of products liability, professional liability, and church claims.

Mr. Waldeck has been a presenter for continuing education for adjusters and continuing legal education for lawyers throughout the years, including the following: Dram Shop Law and Bad Faith & Affordable Care Act, Burlington Insurance Companies. Commercial Litigation: Two's Company, Three's a Crowd; Claims Handling and Communications with the International Product Manufacturer-The Good, The Bad, The Ugly; and Product Liability - Unanticipated Liabilities for the Products Liability Insurer Arising from International Transactions, CLM Annual Conferences. Bad Faith Litigation in Minnesota and Wisconsin; Construction Coverage Issues; Evaluating and Negotiating of Claims; A Nationwide Review of 2012 Claims Issues (Minor Settlements); Unfair Claims Practices Act; Judge in a mock trial to demonstrate trial techniques; The Long and Ubiquitous Arm of Liability and Current UIM/UM Issues, a Jurisdictional Comparison, Eagle International Associates, Inc. Employers Coverage B Exposure in Third Party Claims, Minnesota Claims Association. Discovery in Liquor Liability Cases, Minnesota CLE. In addition, he's a contributing author for Engineering Testimony published by Biomedical Engineering through the University of Iowa. Mr. Waldeck has been involved in the trial of hundreds of lawsuits and has over 50 appellate court decisions from the State of Minnesota, State of Wisconsin and the 8th Federal Circuit. Mr. Waldeck is the current Chairman of Eagle International Associates, Inc.

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TO REGISTER

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