

EAGLE INTERNATIONAL ASSOCIATES, INC.

Presents

MAKING A SILK PURSE FROM A SOW'S EAR: Limiting Exposure When All the Facts are Bad

**APRIL 12, 2018
RICHMOND**



**Hotel Registration
Due By MARCH 9th
Seminar Registration
Due By APRIL 6th**

VENUE

The Jefferson Hotel
101 West Franklin Street
Richmond, VA 23220
804-788-8000
www.jeffersonhotel.com

Seminar: Empire Ballroom
Reception: Rotunda
Dinner: Empire Ballroom

Conference Fee: Complimentary

HOTEL ROOM RESERVATIONS

Hotel room reservations are made through Terri Napolitani, not with the hotel. Payment will be made by presenting a credit card at check-in. **Please complete the Guest Registration Form for Hotel Room Reservations by March 9th.**

Room Rate: \$255
Check In: 4PM
Check Out: 12PM

Overnight Valet Parking: \$20
Overnight Self-Parking: \$12

Reception and Dinner Immediately Following the Seminar

Adjuster Continuing Education Credits are pending for Florida and North Carolina
Legal Continuing Education Credits are pending for Illinois, Virginia and Wisconsin

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

The membership of Eagle International Associates, Inc. is committed to diversity and inclusion in all endeavors of the organization. A statement of Eagle's diversity policy is set forth on our website at www.eagle-law.com.

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

PROGRAM

Some questions have no good answers, some claims have no good defenses. What do you do when your insured has not only created a mess but has also managed to leave you no good way out? Walking away is not an option, so we will present some ideas for defending insureds who engage in indefensible behavior. We will examine strategies for limiting damages even in those cases where the insureds actions are without justification. What can your lawyer say ... what should you say, if anything, to the press? We'll examine those questions when dealing with the media. And finally, we will hear about electronic data collection and forensics and learn what can be collected as well as strategies for using this information to the insured's greatest benefit. Join us to explore how to defend and limit the exposure of the despicable, the unpopular and the indefensible.



- 12:00 pm** Registration/Sign-In
- 12:30 pm** Welcoming Remarks
Mitchell A. Orpett, Esq., Tribler Orpett & Meyer, P.C.,
Vice Chair, Eagle International Associates
Program Introduction
David D. Hudgins, Esq., Hudgins Law Firm, P.C., Program Emcee
- 12:45pm** Defending the Indefensible: Handling Claims Where the Insured/Client Has Engaged in Indefensible Conduct
Moderators:
Daniel J. Ripper, Esq., Luther-Anderson PLLP
Sean M. Sturdivan, Esq., Sanders Warren Russell & Scheer, LLP
Panelists:
Lauren Brown, Claims Manager, Kinsale Insurance Company
Michael Flaherty, Claims Attorney, ALPS Property and Casualty Insurance Company
Theodore J. Waldeck, Esq., Waldeck Law Firm P.C.
- 2:00 pm** Litigation and The Media: "Counsel, Do You Have Anything To Say For Your Client?"
Moderator: Michael Woodson, Esq., Edmonds Cole Law Firm
- 2:30 pm** BREAK
- 2:50 pm** Keeping Damages Low
Moderators:
David V. Hayes, Esq., Owen Gleaton Egan Jones & Sweeney, LLP
Debra S. Stafford, Esq., Hudgins Law Firm, P.C.
Panelists:
Ashley O'Brien, Senior Claims Examiner, Kinsale Insurance Company
Vickie Story, Senior Claims Adjuster, Allianz Global Corporate & Specialty
Ron Thackery, Senior Vice President of Professional Services & Integration, AMR
- 4:00 pm** Digital Forensics As A Tool In Dispute Resolution - A Double Edge Sword
Jack L. Nevins, CCE, EnCE, PI, Regional Director, Senior Consultant, Semke Forensic
- 5:00 pm** Cocktail Reception
- 6:00 pm** Dinner

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Legal Continuing Education Credits are pending for Illinois, Virginia and Wisconsin

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Lauren Brown is a Claims Manager for Kinsale Insurance Company. She manages a team of 10 examiners who handle construction, energy, environmental, general casualty, excess casualty, and small business claims. Ms. Brown began her career with Allstate in 2002 as a Claims Adjuster handling bodily injury claims for personal lines policies. She moved to Travelers to act as an Outside Liability Adjuster for both personal and commercial lines claims in 2005. In 2007 she was promoted to a Unit Manager for the customer care center at Travelers. She then left the insurance field for several years to act as a sales representative in the kitchen and bath industry before returning to work for PMA Management Corporation in 2012. She then worked as a Claims Examiner for James River Insurance before joining Kinsale in October 2013. Ms. Brown graduated from Clemson University with a Bachelor of Science degree in management in 2001. She earned her Senior Claims Law Associate designation in 2003. She is currently pursuing her Chartered Property Casualty Underwriter designation. She holds her insurance adjusting license in Texas.

Michael Flaherty is a claims attorney for Attorney's Liability Protection Society. He received his undergraduate degree from James Madison University and his law degree from George Mason School of Law. Mike began handling claims for ALPS, a Montana based LPL carrier, in 2002 and works in the company's Richmond, Virginia office. Prior to joining ALPS, Mike spent four years as staff counsel for a national labor union. Mike also spent a year as staff counsel to the Virginia General Assembly.

David V. Hayes is a partner at Owen, Gleaton, Egan, Jones & Sweeney, LLP, in Atlanta. As a litigator, David represents medical professionals, businesses and governmental entities in state and federal courts across the Southeast. David is licensed in Alabama and Georgia. He received his undergraduate degree from Samford University, in Birmingham, Alabama, and graduated from the Cumberland School of Law at Samford University. David is heavily involved in DRI, the Young Lawyers Division of the American Bar Association and the State Bar of Georgia. David lives in Atlanta with his wife and two boys.

David D. Hudgins is the founder of Hudgins Law Firm, P.C., a litigation, business and insurance practice serving clients in Virginia, Maryland and Washington, D.C. He was born in Virginia and attended Hampden-Sydney College and the University of Richmond School of Law. Mr. Hudgins devotes his legal practice almost exclusively to insurance and corporate defense litigation, and he has represented clients in such diverse areas of practice as professional liability, products liability, church liability, errors and omissions, private security, intellectual property, admiralty, financial agents and brokers, defamation, municipal liability, discrimination, commercial liability, construction, personal injury defense and trust and estate litigation. Mr. Hudgins has extensive jury trial experience, and he handles insurance coverage determinations and declaratory judgment actions as a regular part of his practice. He is a contributing author for the Virginia CLE Publications Handbook *Insurance Law in Virginia*, and is a co-author of *Tort and Personal Injury Law* in West's Virginia Practice Series. Mr. Hudgins is a member of the Bars of Virginia, Maryland, and the District of Columbia. He is admitted to practice in all state and federal courts in these jurisdictions as well as the United States Supreme Court. Mr. Hudgins is a member of several voluntary state and local bar associations and has been elected to membership in the Federation of Defense and Corporate Counsel and the American Board of Trial Advocates. Other memberships include the Virginia Association of Defense Attorneys, the Defense Research Institute, the Association of Defense Trial Attorneys and the Claims and Litigation Management Alliance. Mr. Hudgins is a past Chairman and member of the Board of Directors of Eagle International Associates.

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Jack L. Nevins received a Bachelor of Science degree in Applied Physics with an Electrical Engineering minor from the University of Nevada – Las Vegas. Jack brings over 25 years of diverse technical experience to Semke Forensic, including 20 years providing senior level forensic and investigative services to the insurance, legal and corporate communities. As a Data Forensics expert, Jack has conducted electronic evidence collection and analysis related to employment actions, theft of confidential data and trade secrets fraud and arson investigations, and complex technical civil litigation matters. As a Fire Causation expert and Failure Analysis expert, Jack has conducted investigations in matters involving electrical equipment malfunctions, fire events, design deficiencies, lightning and power surge damage, and equipment exposure to contamination events. Jack is certified as an Encase Certified Examiner, a Certified Computer Examiner, and an XRY Certified Mobile Device Examiner. Jack has testified as an expert witness in matters related to Data Forensics and Fire Cause.

Ashley O'Brien is a Senior Claims Examiner at Kinsale Insurance Company. Prior to joining Kinsale, Ms. O'Brien was a Senior Litigation Paralegal at Moran Reeves & Conn, PC. Prior to her tenure at Moran Reeves & Conn PC she was a Certified Financial Planner at Virginia Asset Management in Midlothian, VA. In 2005, Ms. O'Brien began her professional career with Virginia Asset Management counseling high net worth individuals and business owners on estate planning, business evaluation, business continuation and business exit strategies. In 2007, she began her legal career with Moran Reeves & Conn, PC where she was a member of the litigation and trial team responsible for the defense of toxic tort, product liability and general liability cases. In 2013, Ms. O'Brien began her insurance career as a member of the Claims Department at Kinsale Insurance Company handling complex commercial general liability, professional liability and property claims. Ms. O'Brien is a 2005 graduate of the Pamplin College of Business at Virginia Polytechnic and State University. While at Virginia Tech she received her Bachelor of Science degree in Finance with a minor in Leadership Studies. Ms. O'Brien earned her Registered Professional Liability Underwriting designation in 2017 and is currently pursuing her Associate in Claims - Management designation through The Institutes. Ms. O'Brien holds insurance adjusting licenses in Texas, Florida, South Carolina and Louisiana.

Mitch 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 casualty 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 more than 35 years of service to the profession, holding numerous leadership positions and chairing several seminars for the American Bar Association, among others. 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 the American Bar Association. Previously, he served as chair of the ABA's 30,000 member

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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 (Bad Faith, Tort Liability and Coverage for Gun Violence) 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* and "Insurance Producers" in the Illinois Institute for Continuing Legal Education's Professional Liability handbook. 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.

Daniel J. Ripper is a partner in the law firm of Luther-Anderson, PLLP in Chattanooga, Tennessee and has been in practice since 1992. He is licensed in all state and federal courts in both Tennessee and Georgia, as well as the Sixth and Eleventh Circuit Courts of Appeal and the United States Supreme Court. Dan received his BA from the University of Notre Dame in 1989 and his JD from the University of Tennessee in 1992. Since that time, he has represented corporations and other businesses as well as individuals in a variety of civil and criminal cases. His practice primarily focuses on the defense of insureds in auto, product and legal malpractice matters along with the frequently associated coverage disputes. He also represents professionals before licensing and disciplinary boards and individuals in significant criminal matters. He has extensive trial experience, both jury and non-jury. He is a member of the Tennessee Bar Association, the Georgia State Bar and the American Bar Association.

Debra Schneider Stafford is a partner at Hudgins Law Firm, P.C., a litigation, business, and insurance practice in Alexandria, Virginia. Ms. Stafford is licensed in state and federal courts in Virginia and Washington, D.C. She earned her B.A. *cum laude* in Classics & Political Science from Randolph-Macon College in 1994 and was inducted into Phi Beta Kappa. During college, she studied archaeology and classics in Rome, Italy for four months. Deb earned her J.D. in 1998 from the University of Richmond, where she was also a member, web editor, and note author for the Richmond Public Interest Law Review. During law school, Deb served as a summer law clerk/intern at the U.S. House of Representatives and at the U.S. Department of Justice. After graduation, she became a staff attorney for the prosecutor training affiliate of the National District Attorneys Association. Deb joined Hudgins Law Firm as an associate in 1999 and became a partner in 2006. Over the years, she has successfully represented many businesses, individuals, and insureds. Her current practice focuses on defending professional and general liability matters and advising individuals and businesses on transactional matters. Deb is a member of CLM and is rated AV-Preeminent by Martindale. She lives in Fairfax County with her two children. Deb volunteers as an adviser for her sorority chapter at Randolph-Macon, and as a leader for her daughter's Girl Scout troop.

Vickie Lynn Story is a litigation specialist for Allianz Global Corporate and Specialty Insurance Company. She is a graduate of Jacksonville State University, where she received a BS in Criminal Justice/Social Work. After graduation, Vickie launched her career in Birmingham, Alabama, where she began working with a plaintiff firm specializing in auto accidents. That eventually led Vickie into attending Miles

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Law School where she graduated cum laude. Vickie is a silver star member of Alpha Kappa Alpha Sorority, Inc. Over the last 25 years she has dedicated her time to mentoring young at-risk kids with foster parents of Jefferson County, Alabama. She currently resides in Atlanta, Georgia.

Sean M. Sturdivan is a partner at Sanders Warren Russell & Scheer LLP, an insurance defense firm with offices in Kansas City, Missouri; Overland Park, Kansas; and Springfield, Missouri. Mr. Sturdivan is licensed in the state and federal courts for Kansas, Missouri, and California. He received his B.S. in International Business from Baker University, a small liberal arts college in Kansas, and his J.D. from the University of Oregon. Since graduating from law school, Mr. Sturdivan has represented businesses and individuals in a wide variety of civil claims. His current practice focuses mainly on the defense of insureds in employment, professional liability, product liability, and auto claims. Mr. Sturdivan is an active member of CLM, Defense Research Institute, Missouri Organization of Defense Lawyers, and the state bar associations for Kansas and Missouri. Mr. Sturdivan has been rated AV Preeminent by the Martindale Hubbell Law Directory and named as a Kansas Super Lawyers Rising Star (2011-2017). He lives in Olathe, Kansas, with his wife and 5 kids.

Ron Thackery is Senior Vice President of Professional Services & Integration, AMR and has responsibility for safety, risk management, fleet administration, clinical and education services. In addition, he is responsible for the integration of acquired companies into the organization and leads the Logistics team for FEMA deployments. During his 13 years at AMR, he has led many teams of caregivers and leaders in the development of innovative programs in EMS. Thackery received the Distinguished Service to Safety award from the National Safety Council in 2007, the highest individual award bestowed by the Council. He serves on the Board of Directors for the National Safety Council and chairs the Professional Standards and Research Committee of the American Ambulance Association. Prior to his service at AMR, he was an attorney with a worldwide express transportation company and a national banking association. Thackery holds a BA in humanities from Christian Brothers University and a JD from the University of Memphis.

Theodore J. Waldeck of Waldeck Law Firm P.A., located in Minneapolis, Minnesota, is licensed and practices law in Minnesota, Wisconsin and North Dakota. He is a 2004 graduate of Creighton University and a J.D. graduate of The University of St. Thomas Law School in 2008. 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; and Eagle International Associates, Inc. Mr. Waldeck practices in insurance defense providing defense to both surplus lines and standard line carriers with primary emphasis in defense of products liability, professional liability, and church claims.

Michael Woodson is the managing partner of Edmonds Cole Law Firm with offices in Oklahoma City and Tulsa. Mike has successfully represented various insurance companies, manufacturers, business organizations, and individuals addressing a wide variety of insurance disputes, coverage disputes, multi-district litigation, and class action litigation. In addition, he lectures on various topics in the fields of insurance, products liability, and electronic discovery issues. Mike earned his B.S. from Northwestern Oklahoma State University in 1991, and his J.D. from the University of Oklahoma, J.D. in 1994.

TO REGISTER BY APRIL 6TH
See Attached GUEST Registration Form