A recognized leader in insurance law, Duane Morris represents many of the most prominent insurers in the United States and Europe in their most critical matters throughout the world. We efficiently handle the full range of insurance coverage and litigation matters, from the routine to the most complex, for clients in all lines of insurance and reinsurance, including property and casualty, life and health, and financial guaranty. In addition to our active litigation and coverage practice, Duane Morris handles complex corporate, M&A transactional and regulatory matters in all sectors of the insurance industry.

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EXAMPLES OF OUR WORK

Coverage Litigation Results

- Affirmance by Ninth Circuit of summary judgment in California pollution coverage case based on lack of actual tender (as opposed to alleged constructive tender), as well as lack of harm to policyholder based on other settlements. (2017)
- California state trial court victory in an asbestos coverage action involving a several hundred million dollar primary v. excess equitable contribution dispute, involving various allocation, drop down and equitable contribution theories. (2016)
- Reversal by Ninth Circuit of adverse trial court decision in Hawaii construction pollution coverage equitable contribution case, enforcing excess other insurance clause. (2015)
- Reversal by Ninth Circuit of adverse trial court decision in California products liability coverage equitable contribution case, concerning $100+ million litigation over energy product facilities in Nova Scotia, finding known damage provision had to be applied separately to separate structures in differing conditions. (2015)
- Affirmance by Second Circuit of summary judgment in pollution coverage case for California sites, enforcing New York choice of law clause and that state’s common law rule that prejudice need not be shown to deny coverage for law notice. (2014)
- California trial court victory obtaining summary judgment in pollution coverage case, enforcing New York choice of law clause and that state’s common law rule that prejudice need not be shown to deny coverage for law notice, as well as finding coverage was barred by lack of consent before performing remediation. (2014)
- Minnesota federal trial victory obtaining summary judgment voiding marine policy ab initio for violation of doctrine of uberrimae fidei. (2014)
- New York state trial court victory obtaining summary judgment of claims for coverage under general and professional liability policies of lawsuit for alleged statutory and constitutional violations by home health care service.
- Affirmance by the Supreme Court of Pennsylvania of decision that coverage for $2.5 million racial discrimination jury verdict was barred by applicable public policy against insurance for willful wrongdoing. (2014)

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LIBERTY MUTUAL INSURANCE

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