

## Insurance Coverage & Claims In Construction Projects:

### DATE

December 1, 2016

### SPEAKERS



**Clifford J. Shapiro**  
Of Counsel  
(Retired)



**Kenneth M. Gorenberg**  
Partner

Join attorneys from Barnes & Thornburg's Construction Law Practice Group and experts from the Construction & Surety practice of Willis Towers Watson for an informative program featuring the following topics:

### 9:00 - 9:45 a.m. Indemnification, Insurance and Limitation of liability provisions

IND. INS. LOL: They're not government agencies or text messages. They're risk allocation provisions found in many contracts: indemnification, insurance and limitation of liability. This presentation will discuss key issues for negotiating, interpreting and enforcing these important clauses.

### 9:45 - 10:30 a.m. Construction Defects – The Threshold “Occurrence” Issue

State law continues to evolve and remains divided as to whether a construction defect claim constitutes an accidental “occurrence” that potentially triggers insurance coverage under the commercial general liability policy. This presentation will discuss the history and current status of this critical aspect of insurance coverage for construction defect claims, and attendees will receive a 50-state survey of state law on this important topic. The presentation will also discuss other current issues regarding insurance coverage for construction defect claims, and how alternative dispute resolution procedures can be used to resolve construction defect claims.

### 10:30 - 11:15 a.m. Claims Convergence – Professional Liability or General Liability

Construction claims today are becoming more complicated, particularly with a variety of delivery methods and blurring of responsibilities for design within certain methods (design assist, design/build, IPD, CM at risk). Claims can straddle both General Liability (GL) and Professional Liability (PL) policies and require first- and third-party coverages. This discussion will center on awareness of this convergence, coverage to address the risk, and best practices to protect you in the event of such a claim.

### SPEAKERS

Clifford Shapiro, Partner, Chairperson of the Construction Law Practice Group, Barnes & Thornburg LLP

Kenneth Gorenberg, Partner, Insurance Recovery Practice Group, Barnes &

### RELATED PRACTICE AREAS

Asbestos Liability  
Commercial General Liability  
Construction  
Copyright, Trademark, and Media Liability  
Credit and Mortgage Insurance  
Directors and Officers Liability  
Employment Practices Liability  
Fidelity Bonds and Commercial Crime Policies  
First-Party Property  
Insurance Recovery and Counseling  
Ocean Marine and Cargo Coverage  
Professional Liability  
Representations and Warranties  
Workers' Compensation and Employers' Liability

### RELATED OFFICES



Chicago

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Thornburg LLP

Keith W. Jurss, Senior Vice President, Regional Construction Leader, Willis Towers Watson

Greg Field, Managing Director, Construction & Surety Practice, Willis Towers Watson

Andrew Bowyer, Senior Broker Professional Liability, National Construction Practice, Willis Towers Watson

Jackie Johnson, Senior Broker Professional Liability, National Construction Practice, Willis Towers Watson

Location:

Barnes & Thornburg

One N. Wacker Dr.

Suite 4400

Chicago, IL 60606

Thursday,

December 1, 2016

Registration: 8:30 a.m. (Central)

Program: 9:00 - 11:15 a.m.



2.25 Hours CLE credits pending

Questions? Contact Amy Garrison at [amy.garrison@btlaw.com](mailto:amy.garrison@btlaw.com) or (310) 284-3870.