



## Insurance and Reinsurance Disputes

Our Insurance and Reinsurance team is experienced in handling complex, large-scale insurance and reinsurance disputes. We regularly represent insurers and reinsurers in all forms of dispute resolution—litigation, arbitration and alternate dispute resolution—as well as provide counsel including coverage analyses, claim monitoring and assistance with policy drafting and regulatory issues.

The team is particularly skilled in high-stakes and cross-border dispute work and has extensive experience addressing and resolving such issues.

### CAPABILITIES

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Areas of focus for our team include:

- Property & Energy Insurance
- Casualty Claims
- Environmental Liability Insurance
- D&O and other Financial Lines Claims
- Political Risk
- Employers Liability
- Public Liability
- Professional Liability including Errors & Omissions
- Contingent and Entertainment Insurance
- Transportation Insurance

### EXPERIENCE

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- Representing a global reinsurer in a successful New York arbitration, arising from a large European pharmaceutical loss
- Representing 38 reinsurers in a \$1.5 billion claim arising from the Queensland Floods
- Representing insurers with respect to two litigations and four arbitrations regarding major liability claims against the insured arising from a mine in the US
- Representing insurers in a major dispute in the run-off sector involving allegations of fraud in the management of two US companies

### KEY CONTACTS

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- Representing the international reinsurance markets in connection with a physical damage, business interruption and reinsurance coverage claim of \$50 million arising out of a catastrophic open cast mining loss in southern Africa
- Representing reinsurers in respect of a Machinery Breakdown mining loss in Peru; claim valued at over \$400 million
- Representing insurers in an insurance and reinsurance coverage dispute on a \$50 million satellite claim by a Russian cedent with the reinsurance contract subject to arbitration under French law in Geneva
- Representing Lloyd's syndicates in connection with D&O claims arising out of litigation in Australia following the collapse of FAI Insurances Limited
- Representing insurers on contingent business interruption claims in many scenarios, including a severed electrical service line in the Hudson River, an oil pipeline explosion in Russia, civil authority closures at airports and ports following 9/11, the catastrophic floods in Thailand in 2011 and Sandy-related losses
- Representing All Risk Insurers and Reinsurers in relation to political risk cover arising from the Red Shirt protests in Thailand in 2010 which led to the burning of 38 buildings including Asia's largest shopping mall, with claims exceeding US\$500 million

## AKTUELLES

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### Publikationen

#### Reinsurance implications of the Supreme Court's judgment in the FCA business interruption Test Case

20 January 2021

The Supreme Court's judgment in the FCA business interruption Test Case will have a significant impact on the property insurance market.

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#### UK Supreme Court hands down judgment in the FCA's COVID-19 non-damage business interruption insurance test case

18 January 2021

On Friday 15 January 2021 the UK Supreme Court handed down its important judgment in the FCA's COVID-19 non-damage business interruption insurance test case.

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#### Green light for Prudential and Rothesay's transfer

4 December 2020

In what is a significant decision for the insurance sector the Court of Appeal has overturned the High Court's refusal to sanction the transfer of a portfolio of annuity policies from Prudential Assurance Company Ltd ("Prudential") to Rothesay Life Plc ("Rothesay") under Part VII of the Financial Services and Markets Act 2000 ("Part VII").

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#### #DeRisk Newsletter November 2020

13 November 2020

[#DERISK](#)

Our insurance team in Italy introduces #DeRisk, the product of years of field experience combined with our insight into the latest trends in risk management.

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#### English High Court hands down judgment in FCA non-damage business interruption insurance test case

17 September 2020

The High Court yesterday handed down its highly anticipated judgment in the non-damage business interruption insurance test case.

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## **Brexit for the insurance sector: No-deal regimes in the UK and Europe**

17 September 2019

### **INSURANCE HORIZONS**

This guide has been prepared by DLA Piper's insurance regulation team to provide a high level overview of post-Brexit regimes that are being implemented in key EU markets, and in the UK. It is intended to help insurers and intermediaries with their planning in the run up to a possible no-deal Brexit.

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## **New proposed tax regulations affecting certain PFICs – foreign reinsurance companies take note**

7 August 2019

While the new proposed regulations present compliance issues for foreign reinsurance companies, there are planning opportunities to be explored.

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## **Brexit: What comes next for insurers?**

17 MAY 2019

### **INSURANCE HORIZONS**

Uncertainty continues. The UK and the EU have not yet concluded a withdrawal agreement. It is possible they will do so before the latest extension to the UK's notice period, which expires on 31 October 2019, and that there will then be an implementation period during which the UK will remain in the EEA single market before leaving at the end of 2020, or later.

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## **NEWS**

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### **DLA Piper berät die Georgsmarienhütte Holding GmbH bei Stärkung des Eigenkapitals durch den Bund**

24. März 2021

DLA Piper hat die Georgsmarienhütte Holding GmbH und betroffene Gruppenunternehmen (GMH Gruppe) bei der Stärkung ihrer Eigenkapitalbasis durch Mittel aus dem Wirtschaftsstabilisierungsfonds (WSF), vertreten durch die Bundesrepublik Deutschland - Finanzagentur GmbH, beraten.

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### **DLA Piper launches Aiscension to help detect and prevent cartel activity in collaboration with Reveal**

15 March 2021

- New offering delivers cutting-edge technology from *Reveal* alongside DLA Piper's first-class legal know-how
  - Time and cost savings allow for companies to focus on detection
  - Faster, more effective and better value than traditional technology assisted and manual reviews
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### **DLA Piper berät die Darlehensgeber bei der Refinanzierung des Warnowtunnel in Rostock**

26. Februar 2021

DLA Piper hat die Darlehensgeber bei der 115 Millionen Euro Refinanzierung des Warnowtunnel in Rostock, auch bekannt als Warnowquerung, beraten.

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### **DLA Piper berät Kölner Pensionskasse und Pensionskasse der Caritas bei ihrer Sanierung**

21. Januar 2021

DLA Piper hat die Kölner Pensionskasse und die Pensionskasse der Caritas aufsichtsrechtlich gegenüber der Bundesanstalt für Finanzdienstleistungsaufsicht (BaFin), bei der Gestaltung und Umsetzung des Sanierungskonzepts sowie bei dem damit verbundenen formellen Gang in den Status der Liquidation beraten.

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### **DLA Piper berät Lufthansa Technik AG beim Verkauf ihrer Mehrheitsanteile an Lufthansa Bombardier Aviation Services**

7. Januar 2021

DLA Piper hat die Lufthansa Technik AG beim Verkauf ihrer Mehrheitsanteile an der Lufthansa Bombardier Aviation Services GmbH an den kanadischen Business Jet-Hersteller Bombardier beraten.

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### **DLA Piper berät Wipro Limited bei Übernahme von METRO-NOM GmbH und METRO Systems Romania**

4. Januar 2021

DLA Piper hat Wipro Limited, ein weltweit führendes Unternehmen für Informationstechnologie, Beratung und Geschäftsprozessmanagement, bei der Übernahme der IT-Einheiten der METRO AG – der METRO-NOM GmbH in Deutschland und der METRO Systems Romania S.R.L.– beraten.

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### **DLA Piper berät Nemetschek bei der Übernahme von DEXMA durch Tochtergesellschaft Spacewell**

18. Dezember 2020

DLA Piper hat die Nemetschek Group, einen der weltweit führenden Softwareanbieter für die AECO-Branche beim Erwerb von 100% der Anteile am Unternehmen DEXMA durch die Nemetschek-Tochtergesellschaft Spacewell beraten.

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### **DLA Piper berät Stillfront Group bei der Akquisition von Gaming-Unternehmen Sandbox Interactive**

18. Dezember 2020

DLA Piper hat die Stillfront Group AB, ein führendes Unternehmen im Bereich Free-to-Play-Gaming, bei der Übernahme der Sandbox Interactive GmbH beraten.

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### **DLA Piper wins TMT Finance M&A Global Telecom Deal of the Year**

8 December 2020

DLA Piper is pleased to announce that they have received the TMT Finance M&A Global Telecom Deal of the Year for their

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representation of T-Mobile and Deutsche Telekom in the T-Mobile-Sprint merger.

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### **'Industry standard' for use of arbitration platforms moves a step closer as pan-firm collaboration receives support**

30 November 2020

Plans to standardise the approach to online case management in international arbitration are a step closer to reality, after a draft protocol received positive feedback from an industry-wide consultation.

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### **DLA Piper als Kanzlei des Jahres für Immobilien- und Baurecht sowie Versicherungsrecht ausgezeichnet**

30. Oktober 2020

DLA Piper ist bei der gestrigen Verleihung der JUVE Awards als Kanzlei des Jahres für Immobilien- und Baurecht sowie als Kanzlei des Jahres für Versicherungsrecht ausgezeichnet worden.

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### **DLA Piper berät CCR Logistics Systems AG im Gesetzgebungsverfahren zum neuen Batteriegesezt**

23. September 2020

DLA Piper hat die CCR Logistics Systems AG im Gesetzgebungsverfahren zum neuen Batteriegesezt beraten, das am 17. September 2020 vom Bundestag verabschiedet wurde und zum 1. Januar 2021 in Kraft treten soll.

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### **DLA Piper advise Liverpool Football Club on sponsorship claim defence**

14 September 2020

DLA Piper has successfully represented The Liverpool Football Club and Athletics Grounds Limited (LFC) in defending a GBP1.13 million claim brought by sports intermediary Winlink Marketing Limited.

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### **DLA Piper arbitration practice recognized as world leading by Global Arbitration Review**

14 July 2020

DLA Piper has been recognized once again as having one of the world's leading international arbitration practices.

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### **Law firms collaborate on industry first to accelerate tech adoption in international arbitration**

2 July 2020

DLA Piper is amongst six international law firms which have developed a Protocol to help deliver a globally consistent approach to the use of online case management platforms in international arbitration.

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### **DLA Piper-Studie zu virtuellen Verhandlungen im Zuge von COVID-19 mit positivem Fazit**

4 June 2020

DLA Piper hat eine empirische Studie zu virtuellen Gerichtsverhandlungen durchgeführt, deren Ergebnisse jetzt vorliegen: Die im Zuge der Eindämmungsmaßnahmen gegen COVID-19 immer häufiger wahrgenommene prozessuale Option, Gerichtsverhandlungen auch im Wege der Videokonferenz abzuhalten, stößt auf breite Zustimmung.

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## **DLA Piper announces partnership promotions for 2020**

30 April 2020

DLA Piper is proud to announce that 67 lawyers have been promoted to its partnership. The promotions are effective as of April 1, 2020 in the United States and May 1, 2020 for EMEA and Asia Pacific. The promotions have been made across many of the firm's practice areas in 35 different offices throughout 13 countries.

Across the firm's practices globally, Corporate saw the largest intake of new partners with 19 promotions, followed by Litigation and Regulatory with 15. Intellectual Property and Technology and Finance and Projects had ten and eight promotions respectively, while there were six in Real Estate. Tax and Employment both had four, and there was one in Restructuring.

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## **DLA Piper lawyers named Acritas Stars**

10 March 2020

Acritas has named over 200 DLA Piper lawyers as 2020 Acritas Stars. Now in its fourth year, Acritas Stars highlights the stand-out lawyers in private practice as nominated by clients around the world. More than 3,000 senior in-house counsel feed into the nomination process to give a comprehensive view of highly recommended lawyers across the globe.

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## **DLA Piper appoints Head of Global Government Affairs team**

6 March 2020

DLA Piper announces the strengthening of its Global Government Affairs team with the appointment of Richard Sterneberg who will head up the team in its Brussels office. Richard brings with him over 20 years of experience working in Brussels as a global government affairs expert.

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## **DLA Piper launches its Global Litigation Guide**

3 December 2019

DLA Piper has launched its 'Global Litigation Guide', which covers aspects of civil litigation in 30 jurisdictions worldwide.

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## **DLA Piper continues to boost CEE region capability with new hires in Poland**

5 September 2019

DLA Piper today announces the appointment of eight new lawyers in its Warsaw office into three key practice areas of Corporate, Finance & Projects (F&P) and Litigation & Regulatory. These hires follow the recent appointment of corporate partners Marek Sawicki and Jakub Marcinkowski from CMS.

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## **Best Lawyers Handelsblatt empfiehlt 45 Anwälte von DLA Piper im Ranking Deutschlands beste Anwälte**

28 June 2019

Auch in diesem Jahr hat der US-Verlag Best Lawyers wieder zahlreiche Anwälte von DLA Piper in Deutschland in unterschiedlichen Rechtsgebieten ausgezeichnet. Waren es im vergangenen Jahr noch 26 Partner und Anwälte, so empfiehlt Best Lawyers in diesem Jahr insgesamt 45 Partner und Anwälte.

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## **DLA Piper announces launch of Artificial Intelligence practice**

14 MAY 2019

DLA Piper announced today the launch of its Artificial Intelligence practice, which will focus on assisting companies as they navigate the legal landscape of emerging and disruptive technologies, while helping them understand the legal and compliance risks arising from the creation and deployment of AI systems.

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#### **DLA Piper establishes Litigation Regulatory offering in Dublin with partner hire**

18 APR 2019

DLA Piper today announces the appointment of Caoimhe Clarkin as a Litigation & Regulatory partner in the firm's Dublin office. This is the seventh partner hire for DLA Piper in Dublin this year.

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#### **DLA Piper strengthens Intellectual Property and Technology offering in Russia**

18 APR 2019

DLA Piper today announces that Julianna Tabastajewa will be joining the firm as a counsel in its Intellectual Property and Technology practice based in Moscow. Her practice focuses on IP protection and litigation in the area of pharmaceutical, competition and, media law, as well as franchising.

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