



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.

CAPABILITES

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

- 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

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management of two US companies

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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

INSIGHTS

Publications

UK Supreme Court revises SAAMCo principle: *Manchester Building Society v Grant Thornton*

28 June 2021

INSURANCE HORIZONS

The Supreme Court has recently handed down its judgment in *Manchester Building Society v Grant Thornton* on one of the most well-known principles governing recoverable loss in professional negligence law: the SAAMCo principle.

Beware penalty interest on insurance claims in Norway

17 June 2021

Over the coming months, DLA Piper Norway's insurance team will (every other month) publish a series of briefings on the most relevant provisions of the ICA which foreign insurers should be aware of.

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

20 January 2021

INSURANCE HORIZONS

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

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

18 January 2021

INSURANCE HORIZONS

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.

Green light for Prudential and Rothesay's transfer

4 December 2020

INSURANCE HORIZONS

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").

#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.

Proposed practice direction for witness evidence could have unintended consequences

19 October 2020

In January 2020, we wrote about the WEWG report on improvements in current practice for factual witness evidence in the Business and Property Courts of England and Wales (BPCs). The WEWG have now published a draft practice direction, which includes a "Statement of Best Practice" to implement the proposals discussed in the report.

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.

FCA business interruption insurance test case: Summary of the opening legal submissions

20 July 2020

In anticipation of the start of the FCA test case hearing today, Monday 20 July, the parties in the test case have published their written opening legal submissions. The submissions are very voluminous, running in total to many hundreds of pages of legal argument, building on the already very detailed statements of case which have been served.

NEWS

DLA Piper boosts global Insurance and Class Action practice with partner hire in Australia

15 June 2021

Global law firm DLA Piper announces that Insurance and class action specialist Tricia Hobson joins the firm's Sydney office, effective 16 June.

DLA Piper advises Kölner Pensionskasse and Caritas Pensionskasse on their reorganization

21 January 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.

DLA Piper advises Lufthansa Technik AG on the sale of its majority stake in Lufthansa Bombardier Aviation Services

7 January 2021

DLA Piper has advised Lufthansa Technik AG on the sale of its majority stake in Lufthansa Bombardier Aviation Services GmbH to the Canadian business jet manufacturer Bombardier. Lufthansa Technik AG previously held 51 percent of the joint venture and Bombardier 29 percent. A further 20 percent were held by co-shareholder ExecuJet, which also sold its shares to Bombardier.

DLA Piper named Law Firm of the Year for Real Estate and Insurance at the JUVE Awards

30 October 2020

DLA Piper has been named Law Firm of the Year for Real Estate and Insurance at the JUVE Awards, in a ceremony which took place on Thursday 29 October.

DLA Piper appoints Head of International financial lines insurance disputes

6 August 2020

DLA Piper announces the appointment of Jane Childs to its specialist Insurance & Reinsurance Disputes team within its Litigation & Regulatory practice in London.
