# Property and Casualty Insurance: Update on Cases and Claims

May 18, 2016

Marriott Griffin Gate 1800 Newtown Pike Lexington, Kentucky 40511

May 19, 2015

The Brown Hotel 335 West Broadway Louisville, KY 40202

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# ABOUT THE SEMINAR

Come hear subject matter experts provide up to the minute information about a variety of issue related to property and casualty insurance including an overview of bad faith, an update on PIP law and cases, ethical considerations in claims defense, a case law update, and a legislative update.

# WHO SHOULD ATTEND

- Attorneys and Paralegals
- Insurer In-house counsel, SIU and Claims Professionals

### CREDIT INFORMATION

CLE for Attorneys - 6.0 units: Each seminar offering has been approved for 6.0 units of CLE including 1 unit of ethics by the Kentucky Bar Association Continuing Legal Education Commission.

CE for Insurance Agents and Adjusters - 7.0 hours: Each seminar offering has been approved for 7.0 hours of CE including 1.0 hour of ethics by the Kentucky Department of Insurance.

# **SEMINAR SCHEDULE**

8:00 AM - 8:30 AM	Registration
8:30 AM - 8:35 AM	Welcome
8:35 AM - 9:50 AM	Bad Faith Update Warren Keller
9:50 AM - 10:00 AM	Break
10:00 AM - 11:00 AM	PIP Law and Fraud Update Cliff Travis
11:00 AM - 11:10 AM	Break
11:10 AM - 12:10 PM	Tort and Insurance Legislative Update Panel Discussion Rep. Stan Lee Prentice Harvey (Lexington) Paula Smith (Louisville)
12:10 PM - 1:25 PM	Lunch on your own
1:25 PM - 3:10 PM	Case Law Update: Current and Pending Cases John Bush Douglas L. Hoots
3:10 PM - 3:20 PM	Break
3:20 PM - 4:20 PM	Ethics: Considerations in Claims and Defense Ronald L. Green

# **OUR SPEAKERS**

#### **Bad Faith Update**

J. Warren Keller is a partner with Taylor, Keller & Oswald, PLLC and he has over 36 years' experience as an attorney, practicing primarily in the area of civil litigation with a focus on insurance defense. He is a past president of NSPII and received the F. Lee Brininger Investigator of the Year award in 2004 from NSPII. Warren is a past vice chair of the property insurance law committee of the ABA, having been a contributing editor of two previous ABA publications in the field of insurance law. He is a 1979 law graduate of the College of William and Mary.

#### Tort and Insurance Legislative Update Panel Discussion

J. Stan Lee is a partner in the Lexington, Kentucky, office of Sturgill, Turner, Barker & Moloney, PLLC. He is a litigator with experience in the areas of school law, civil rights, insurance defense, bad faith, construction law, commercial litigation, and personal injury. Mr. Lee has served in the KY General Assembly since 2001 as the State Representative for the 45th District in Fayette County. He is the House Republican Caucus Chair, and he previously served as Minority Whip from 2006 to 2008. He currently serves on the Legislative Research Commission and a number of interim and standing committees, including Rules, Judiciary, and Local Government. He has sponsored numerous pieces of successful legislation over a wide spectrum of issues during his legislative career. A graduate of the University of Kentucky School of Law, Stan was admitted to the Kentucky Bar in 1988.

**Prentice Harvey,** a native of Glasgow, Kentucky, is a graduate of Western Kentucky University and the University Of Kentucky College Of Law. He began his career in Frankfort as a legislative analyst with the Legislative Research Commission. He is a former executive director of the Kentucky County Judge/Executive's Association and has also maintained a private law practice and worked as an administrative hearing officer. Prentice has been representing clients as a contract lobbyist since 1988 with an emphasis on property and casualty insurance and healthcare.

Paula Pabon Smith has served as Counsel for Governmental Affairs and legislative agent for Kentucky Farm Bureau (KFB) Mutual Insurance Company since December 2008. She chairs the Kentucky Insurance Council, a group of Kentucky legislative agents who deal with insurance issues. Her other duties with KFB include serving as liaison with regulatory agencies and ensuring compliance with new laws and regulations. Before working with Kentucky Farm Bureau, Paula's prior experience included serving as Prosecuting Attorney in the Consumer Protection Branch of the Kentucky Board of Nursing, legal counsel for the Kentucky Legislative Ethics Commission, and staff attorney with the KY Court of Appeals. Paula is a graduate of the University of Louisville and the U of L Brandeis School of Law.

#### PIP Law and Fraud Update

Wm. Clifton "Cliff" Travis holds a B.A. from the University of Louisville, an M.A. from the University of Oklahoma and a J.D. from the U of L Brandeis School of Law which has recognized him with its Distinguished Graduate Award. He has served on the faculties of the U of L Brandeis School of Law, the University of Louisville, Indiana University SE, and Jefferson Community College. He is Past-President of the Louisville Bar Foundation and he has been recognized as a "Super Lawyer" and a "Top Lawyer" in both Louisville and KY, He has been AV rated since 1993. Cliff is a member and two-term President of the Kentucky Chapter of the American Board of Trial Advocates, and he is also Past-President of the Kentucky Defense Association. He is the author of Admissibility of Evidence, a Manual for Kentucky Trial Lawyers (second edition released as Travis on Kentucky Evidence) and he co-authored Kentucky No-Fault Automobile Law, A Manual for Kentucky Trial Lawyers.

#### Case Law Update: Current and Pending Cases

John M. Bush is a partner in the Louisville, Kentucky office of Quintairos, Prieto, Wood & Boyer, P.A. where his almost exclusive focus is on insurance defense litigation. Mr. Bush's practice encompasses the areas of civil and commercial litigation, products liability, insurance defense and insurance fraud/(SIU) Special Investigations Unit. Mr. Bush began his legal career in 1978 in Lexington before subsequently relocation to Louisville office. Mr. Bush is actively involved in various professional organizations including the Defense Research Institute (DRI), Kentucky Defense Counsel, the Kentucky Chapter of IASIU (International Association of Special Investigation Units), and NSPII (National Society of Professional Insurance Investigators). Mr. Bush is a graduate of Vanderbilt University, receiving his Juris Doctor from Vanderbilt Law School in 1978 and a Bachelor of Arts cum laude in 1975.

**Douglas L. Hoots** is a partner with Landrum & Shouse LLP where his main areas of practice are civil litigation defenses, general defense, bad faith law, insurance coverage analysis, and Special Investigation Unit (SIU) law. Mr. Hoots is a former adjunct professor of paralegal studies at Eastern Kentucky University and a former claims professional for a major insurer. He is a member of the Fayette County and Kentucky Bar Associations, Defense Research Institute, the Kentucky Defense Counsel, International Association of Special Investigation Units, and Insurance Institute of Kentucky. He earned his B.A. degree from Western Kentucky University and his J.D. degree from the University of Kentucky College of Law.

#### **Ethics: Considerations in Claims and Defense**

Ronald L. Green is a partner in the Lexington firm of Green, Chesnut & Hughes PLLC, where his practice emphasizes insurance law, professional liability, appellate practice and employment law. He is a former adjunct professor at the University of Kentucky College of Law and has published articles in the Kentucky Law Journal and the Kentucky Bench & Bar. Mr. Green is a member of the Kentucky and Fayette County Bar Associations, and the Defense Research Institute, the Kentucky Defense Counsel, the Professional Liability Defense Federation, and the National Association of Forensic Economists. He earned his B.S. degree from Murray State University and his J.D. degree from the University of Kentucky.

# TUITION INFORMATION

Early-Bird Registration Deadline: April 29, 2016

Registrant from IIK Member Firm*	\$119
Registrant from Non-IIK Member Firm	\$149

Late Registration: After April 29, 2016

Registrant from IIK Member Firm*	\$149
Registrant from Non-IIK Member Firm	\$179

\*See the last page for a list of IIK Member Firms

# **REGISTRATION FORM**

Registrant Information: (One registrant per form please)
Name
Title
Company
Address
Email Address Phone
I want to attend: Lexington - May 18, 2016 Louisville - May 19, 2016
Early Registration: By April 29, 2016  IIK Member Firm*  Non-IIK Member Firm  \$149
Late Registration: After April 29, 2016  IIK Member Firm*  Non-IIK Member Firm  \$179
*See the following page for a list of IIK Member Firms
You may register one of two ways:
1. Register online here:
Or cut and paste the following into your browser: <a href="https://secure.touchnet.net/C20703_ustores/web/store_cat.jsp?STOREID=24&amp;CATID=13:0.000;">https://secure.touchnet.net/C20703_ustores/web/store_cat.jsp?STOREID=24&amp;CATID=13:0.000;</a>
2. Mail your registration form(s) with your check to:
Risk Management & Insurance Program 521 Lancaster Avenue, BTC 108 Richmond, KY 40475 Phone: (859) 622-1579
Checks should be made payable to Eastern Kentucky University
Note: Credit card payment may only be made by online registration.
Questions? You may contact us by email or phone:  EKU: <a href="mailto:debbie.ellis@eku.edu">debbie.ellis@eku.edu</a> , <a href="mailto:burke.christensen@eku.edu">burke.christensen@eku.edu</a> , or (859) 622-1579  IIK: <a href="mailto:mark@iikv.org">mark@iikv.org</a> or (859) 543-9759

## **IIK MEMBER FIRMS**

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Kentucky Employers' Mutual Insurance Kentucky FAIR Plan/Kentucky Automobile Insurance Plan LKQ Corporation

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Safelite Group
State Auto Insurance Companies
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USAA Insurance