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Insurance in the Construction Industry
 Oct. 16 & 17, 2008 • Bellevue Courtyard by Marriott • Bellevue, WA

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- Single Registration \$695
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- RE Appraiser/Contractor \$495
- New Assoc./Paralegal \$460
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- Course Materials \$150
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Insurance

IN THE

Construction Industry

Oct. 16 & 17, 2008
Seattle, WA

**Bellevue Courtyard
 by Marriott**
 11010 NE 8th Street



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CREDITS:

- WA CLE:** 11.0 General & 1.0 Ethics
WA RE APP: 12.5 Classroom Hours
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Raising the Bar of Continuing Legal Education

ACCREDITATION

Washington CLE:
11.0 General &
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WA Insurance:
14.0 General & 1.0
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WA RE Appraiser
12.5 Classroom Hours

Who Should Attend:

- Attorneys
- Insurance Professionals
- Real Estate Appraisers
- Contractors
- Architects
- Engineers
- Land Use Planners
- Anyone Involved in the Construction Industry

Insurance *IN THE* Construction Industry

OCT. 16 & 17, 2008 ♦ BELLEVUE COURTYARD BY MARRIOTT ♦ BELLEVUE, WA

Why You Should Attend:

Washington courts are dealing with many emerging insurance coverage issues related to the construction industry. Construction cases that involve insurance often become insurance cases that involve construction.

Learn how to best avoid litigation and what to do if you can't. Join our eminent panels of experts for a targeted overview and discussion of today's hottest topics in construction risk management and insurance.

You will gain valuable insight on procurement issues currently faced by all risk managers with respect to OCIPs, CCIPs, general liability, and property insurance.

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**5 EASY
WAYS TO
REGISTER**

- ① ONLINE: www.TheSeminarGroup.net
- ② FAX: 866-435-3444
- ③ EMAIL: info@TheSeminarGroup.net
- ④ PHONE: 206-463-4400 / 800-574-4852
- ⑤ MAIL: PO Box 523, Vashon, WA 98070

**CONFERENCE
SCHEDULE
INSIDE**





Insurance in the Construction Industry ~ Seattle, WA

Thursday, October 16, 2008

Friday, October 17, 2008

- 9:00 Introduction and Overview - Day One**
Construction Insurance 101
Richard T. Beal, Jr., Program Co-Chair
Stanislaw Ashbaugh
Gregory L. Harper, Program Co-Chair
Harper Hayes PLLC
Mark N. Thorsrud, Program Co-Chair
Thorsrud Cane & Paulich
- 9:10 Commercial General Liability 101**
James Wagner
Dorsey & Whitney LLP
- 9:45 Builder's Risk 101**
Dale L. Kingman
Gordon Tilman Thomas & Cordell LLP
- 10:15 Break**
- 10:30 Surety Bonds 101**
Michael P. Grace
Groff Murphy PLLC
- 11:00 AIA Insurance and Risk Allocation Provisions**
Zachary O. McIsaac
Stanislaw Ashbaugh
- 11:30 OCIP and CCIP 101**
Owner Controlled and Contractor Controlled Insurance Programs
Pamela Jardine, SVP, AAI
Kibble & Prentice
- 12:00 Lunch (on your own)**
- 1:00 Duty to Defend/Reservation of Rights: A Panel Discussion**
Ronald S. Dinning
Law Office of Ronald S. Dinning
A. Richard Dykstra
Stafford Frey Cooper PC
- 1:45 Agents & Brokers 101**
Edward R. Coulson
Foster Pepper PLLC
- 2:15 Break**
- 2:30 Good Faith Ethics 101**
Good Faith Duties of Insured and Insurer in the Settlement of Construction Defect Claims
D. Bradley Hudson
Hudson Youngblood
- 3:30 R-67 101: A Panel Discussion**
• Policyholder's View
Patrick H. LePley, ADR
LePley Law Firm
• Insurer's View
Karen S. Weaver
Soha & Lang PS
- 4:30 Questions and Answers**
Members of the Faculty

- 9:00 Introduction and Overview - Day Two**
Emerging Issues in Construction Insurance
Program Co-Chairs
- 9:10 Are Construction Defects Covered Under a Contractor's CGL Policy? A Panel Discussion**
Todd C. Hayes
Harper Hayes PLLC
Russell C. Love
Thorsrud Cane & Paulich
- 9:45 Allocation of Defense and Indemnity Benefits between Covered and Non-Covered Claims**
Gregory L. Harper
- 10:30 Break**
- 10:45 Construction Defect Insurance Currently Available in the Market (CG 22 94, etc.)**
Elim A. "Max" Hanley, CPCU, ARM, AIC
Propel Insurance
- 11:15 Goings on Down South: The California Experience**
Gregory L. Dillion
Newmeyer & Dillion LLP
Peter J. Whalen, (Inv.)
Duane Morris LLP
- 12:00 Lunch (on your own)**
- 1:00 View from the Insurance Commissioner's Office**
Chris Carlson, Sr. Policy Analyst, P & C
State of Washington, Office of the Insurance Commissioner
- 1:30 Stipulated Judgments: Contractors Spell "Salvation"; Insurers Spell "Collusion" ~ A Panel Discussion**
Linda L. Foreman
Bowers Foreman PLLC
Mark N. Thorsrud
Thorsrud Cane & Paulich, Inc. PS
- 2:00 The Great American v. Assurance Decision: Is Boeing v. Aetna Dead or Dying?**
Kenneth Hobbs
Stafford Frey Cooper PC
- 2:30 Break**
- 2:45 Presentation of a Contractor's Property Insurance Claim: Perspectives from Both Sides - A Panel Discussion**
Tim Owen, CPCU
McLarens Young International
J. Kay Thorne, CPCU
Thorne Risk Management
- 3:30 Who Gets the Money?**
Subrogation Rights: Last Dollar, First Dollar, or Somewhere Inbetween
A. Richard Dykstra
- 4:00 Mediation and Settlement of Coverage & Bad Faith Disputes in Construction Litigation**
Ronald S. Dinning
Law Office of Ronald S. Dinning
Deborah J. Youngblood
Hudson Youngblood
- 4:30 Questions and Answers**
Members of the Faculty



Raising the Bar of Continuing Legal Education

THE SEMINAR GROUP ~ FACULTY

Insurance in the Construction Industry

Richard T. Beal, Jr., Program Co-Chair, a partner with Stanislaw Ashbaugh, focuses on insurance coverage law and litigation for commercial policy holders.

Gregory L. Harper, Program Co-Chair, a founding member of Harper Hayes PLLC, focuses on litigating insurance coverage disputes and consults clients on general risk management issues.

Mark N. Thorsrud, Program Co-Chair, a shareholder with Thorsrud Cane & Paulich, emphasizes insurance coverage and insurance defense matters.

Chris Carlson is senior policy advisor, property and casualty, with the Office of the Insurance Commissioner, State of Washington.

Edward R. Coulson is a member with Foster Pepper PLLC and chairs the firm's construction industry group. His practice emphasizes litigation, including construction disputes

Gregory L. Dillion, founding partner of Newmeyer & Dillion LLP, focuses on insurance law, construction litigation, business litigation, lending and finance, and real estate litigation.

Ronald S. Dinning is an attorney who focuses on representation of and counsel to insurance companies in coverage and bad faith disputes, and mediation of insurance-related disputes.

A. Richard Dykstra, a shareholder at Stafford Frey Cooper PC, focuses on issues of insurance coverage and good faith claims handling.

Linda L. Foreman, a partner with Bowers Foreman PLLC, focuses on insurance coverage with emphasis on commercial property and liability, builder's risk and construction defects.

Michael P. Grace practices construction law with Groff Murphy PLLC where he provides counsel and litigation services to general contractors, owners, sureties and insurers.

Elim A. "Max" Hanley, CPCU, ARM, AIC, a stockholder with Propel Insurance, works with commercial accounts and has particular expertise in the construction industry.

Todd C. Hayes, a member of Harper Hayes PLLC, represents contractors, developers, homeowners and policyholders in insurance coverage litigation and construction defect litigation.

Kenneth Hobbs is a shareholder at Stafford Frey Cooper,

where he primarily represents policyholders in lawsuits arising out of insurance coverage disputes.

D. Bradley Hudson is a partner in the firm of Hudson Youngblood. He advises insurers and insureds on insurance coverage issues in construction defect claims.

Pamela Jardine, AAI, senior vice president and shareholder with Kibble & Prentice, works with commercial clients to develop comprehensive property and casualty insurance programs.

Dale L. Kingman, a partner with Gordon Tilden Thomas & Cordell LLP, concentrates on insurance coverage disputes including first and third party claims and professional liability.

Patrick H. LePley, founder of the LePley Law Firm, has been a practicing attorney since 1975 and has earned a reputation as an expert in all types of tort and insurance law.

Russell C. Love, a shareholder with Thorsrud Cane & Paulich, frequently advises insurers on coverage issues involving pollution claims, construction defect claims, and fidelity coverage claims.

Zachary O. McIsaac, an attorney with Stanislaw Ashbaugh, practices insurance coverage litigation on property, commercial general liability, builder's risk and professional risk liability policies.

Tim Owen, CPCU, vice president and executive general adjuster at McLarens Young International, has developed a broad range of claim experiences since becoming a loss adjuster in 1978.

J. Kay Thorne, CPCU, principal of Thorne Risk Management Consulting, Inc., has been involved in the insurance industry for over 35 years.

James Wagner, a partner at Dorsey & Whitney LLP, has spent over 25 years practicing civil litigation, particularly complex construction, insurance and business disputes.

Karen Southworth Weaver, an attorney with Soha & Lang PS, focuses primarily on insurance coverage and bad faith issues, with a secondary focus on civil appeals.

Peter J. Whalen, a partner with Duane Morris LLP, is co-head of the insurance division of the Trial Practice Group. He has been named one of Northern California's *Super Lawyers*.

Deborah J. Youngblood is an attorney with the firm of Hudson Youngblood. Her practice focuses on insurance law.

CONFERENCE INFORMATION

Registration: Please mail or email your registration as soon as possible since enrollment is limited, or you may also register with a credit card via email, online, fax or phone. Walk-in registrations will be accepted subject to space availability. Please call THE SEMINAR GROUP at (206) 463-4400 or (toll free) (800) 574-4852 or fax to (866) 435-3444 or email: info@TheSeminarGroup.net

Tuition: The tuition fee includes attendance at all sessions, coffee breaks, and all course materials. *Full Tuition:* \$695 per person; Special Government rate: \$595 per person; Contactor or Real Estate Appraiser rate: \$495 per person; New Associate/Paralegal rate: \$460 per person. Student rate: \$397. Make checks payable to: THE SEMINAR GROUP.

Save When Two or More Register: Save \$50 each off of the *Full Tuition fee only* when two or more register from the same organization at the same time. Multiple discounts do not apply.

Course Accreditation: This course is approved by the Washington State Bar for 11.0 general and 1.0 ethics CLE credits, for 12.5 classroom hours for Real Estate Appraisers through the State of Washington, Dept. of Licensing, and for 14.0 credit hours and 1.0 ethics by the State of Washington, Office of the Insurance Com-

missioner. For information or accreditation in other states, please call THE SEMINAR GROUP at (206) 463-4400 or (800) 574-4852.

Substitution/Cancellation: You may substitute another person at any time. We will refund tuition, **less a \$50 cancellation charge**, if we receive your cancellation by **Friday, October 10th, 2008**. *No refunds will be given after this date.*

Course Materials: Each participant will receive a set of course materials, prepared by the speakers especially for this conference, which will be invaluable as a future reference. The course materials alone are available for \$150 which includes shipping and handling.

Homestudy Package: Our complete Homestudy Course, consisting of a full DVD or Audio CD and the Course Materials, is available for \$705.00. This package has been approved by the Washington State Bar for 11.0 general and 1.0 ethics and may qualify for self-study credit.

Seminar Location: The seminar will be held at the Bellevue Courtyard by Marriott, 11010 NE 8th Street, Bellevue, WA. A block of rooms has been set aside at a reduced rate until 9/5/08. Ask for the "Insurance in Construction Room Block". Call the hotel for directions/reservations (800) 716-5874 or (425) 454-5888.