



Perrin Conferences

Environmental Risk and PFAS Litigation Conference

New York City Bar Association
New York, NY
June 11-12, 2024

Conference Chairs

AUDREY O. ANYAELE, ESQ.
*Maron Marvel
Jersey City, NJ*

CINDY HUNTER
*The Hartford
New York, NY*

ADAM H. LOVE, PH.D.
*Roux
Oakland, CA*

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Perrin Conferences
Environmental Risk & PFAS Litigation Conference
June 11 - June 12, 2024
New York City Bar Association

Tuesday, June 11, 2024

8:00 AM - 8:45 AM – Registration and Light Breakfast (Meeting Hall, 2nd Floor)

8:45 AM - 9:00 AM – Welcome & Opening Remarks by Co-Chairs

Audrey O. Anyaele, Esq., Maron Marvel Bradley Anderson & Tardy LLC, Jersey City, NJ

Cindy Hunter, Underwriting Officer & Claims Liaison, Hartford Global Specialty – Environmental, The Hartford, New York, NY

Adam H. Love, Ph.D., Vice President/Principal Scientist, Roux, Oakland, CA

9:00 AM - 10:00 AM – Clear as Mud: Navigating the PFAS Regulatory Landscape

- How is the 5 Year EPA Roadmap going?
- What are states doing in the meantime?
- Are regulations evolving to something that functions more uniform across the country or more patchwork?
- How do you make business decisions in a regulatory climate still fraught with uncertainty?

John Gardella, Esq., CMBG3, Boston, MA

Taryn McKnight, VP, PFAS Practice Leader, Eurofins Environment Testing (USA), Folsom, CA

Kevin M. Ringel, Esq., Freeman Mathis & Gary, LLP, Chicago, IL

Scott J. Ryskoski, Esq., Senior Counsel, Nationwide, San Antonio, TX

10:00 AM - 11:00 AM – Not all Sunshine and Roses - Renewable Energy Risks

- What is the Risk? What could go wrong?
- Greenhouse gases reduction technologies risks [carbon sequestration]
- Risks associated with batteries, energy storage units, and the transfer of energy.
- Is a market for carbon credits coming? Will environmental insurance play a role?
- Government funding tilting the technology scale
- Case Study: Homegrown Lithium- The Environmentalist's Conundrum

Rosemarie C. Hebner, Esq., O'Toole Scrivo, Cedar Grove, NJ
Ted Mavraganis, Senior Vice President, Head of Environmental, Ascot, New York, NY
Jack Sheldon, Senior Consultant, Antea Group, Des Moines, IA

11:00 AM - 11:15 AM – Break

11:15 AM - 12:15 PM – Mold: Why won't it just go away?

- Difficulty in underwriting habitational risks; Phase I reports not meant to address mold risk
- Trends in mold claims
- Moral hazard-Use of PLL policies as hotel renovation coverage
- Why have we not done a better job at the management of mold in order to avoid/reduce claims?
- Any silver bullet on the horizon?
- If we can't beat them, what are the alternative approaches to risk management of molds claims?

Laura H. Berney, VP, Claims Counsel, Distinguished Programs, Narberth, PA
Andrew Davis, Esq., Shipman & Goodwin LLP, Hartford, CT
Sergio Hönl, Senior Associate, First Environment, Butler, NJ
Kerry L. Jones, Esq., Goldberg Segalla, New York, NY
M. Claire Juliana, Director - Environmental Claims Advocacy, Aon, Glen Rock, NJ

12:15 PM - 1:30 PM – Lunch (on your own)

1:30 PM - 2:15 PM – Environmental Liability Concerns in Youth Sports

- Regulations on potential chemical exposures at sports facilities
- The potential risks of sports complexes on closed landfill properties
- The potential risks from some artificial turfs
- How are underwriters assessing such risk?
- How/If these landfill sports complexes are regulated by the State Green Acres Program and/or the EPA's Brownfields and Land Revitalization Program

Frederick W. (Rick) Brown, Esq., Weber Gallagher, Philadelphia, PA
Yvette Nadgir, Senior Claims Manager, Environmental Claims, Westfield Specialty, Berkeley Heights, NJ
Tyler Scott, Esq., Husch Blackwell, Kansas City, MO
William B. Silverstein, P.E., LSRP, Senior Consultant, GEI Consultants, Mount Laurel, NJ

2:15 PM - 3:00 PM – Will AI Make All of Our Jobs Obsolete?

- What can AI do in the context of the insurance industry?
- Actual examples of how AI is already being used
- Advantages, disadvantages and risks of AI
- How might AI continue to evolve in underwriting and claims?

Melissa Anderson, Head of Design Professional & Environmental Claims, AXIS Capital
Berkeley Heights, NJ

Mark Eveland, Founder, CSO, and Chairman of the Board, Verus LLC, Princeton, NJ

Howard Goldberg, Esq., MG+M The Law Firm, Boston, MA

Nick Sochurek, Managing Director, KCIC, Springfield, VA

3:00 PM - 3:15 PM – Break

3:15 PM - 4:15 PM – State of Medical and Toxicological Research on PFAS

- Causation issues
- Identifying whose PFAS is it
- Hydrogeology and PFAS fingerprinting
- Beyond water testing – Blood testing for PFAS in humans
- Overview of guidelines to blood testing
- Approaches to identifying and distinguishing sources of PFAS from blood data
- PFAS source attribution impacts on subrogation claims

Michael J. Deible, Ph.D., Consulting Scientist, RJ Lee Group, Monroeville, PA

Brian D. Gross, Esq., MG+M The Law Firm, Boston, MA

Joe Hargraves, Esq., The Cook Group, St. Louis, MO

Jack Kain, PharmD, Director, Medical Science Liaison, Drug Monitoring & Toxicology,
Quest Diagnostics, San Diego, CA

4:15 PM - 5:00 PM – More than a Simple Dust-up - Dust Lawsuits and Occupational Dust Exposure

- Sources of dust – regional, local, point source
- Physical Particle Risk (PM_{2.5}) versus Chemical Exposure Risk from particles
 - Health claims and medical monitoring claims
- Nuisance dust
- Measuring dust – the risks of inexpensive monitors and citizen science
- Occupational dust exposure – cannabis industry case study

Christopher C. De Carlo, CHMM, LSRP, Technical Director, The VERTEX Companies, LLC, Branchburg, NJ

Rod Harvey, P.E., CIH, CSP, CHMM, Director of IH and Field Operations, RHP Risk Management, Chicago, IL

5:00 PM - 6:00 PM – Networking Cocktail Reception (Reception Area at NY Bar Association)

Sponsored by: Maron Marvel and Roux

Wednesday, June 12, 2024

8:00 AM - 8:45 AM – Light Breakfast (Meeting Hall, 2nd Floor)

8:45 AM - 9:45 AM – PFAS Claims Arriving from All Directions

- Limitations of environmental pollution exclusions for PFAS
- Other policies impacted by PFAS-related claims
- Differences in the nature of the claims evaluations from these alternative paths
- How will PFAS risk management continue to evolve?
- Historical insurance research as a recovery strategy

Gregory P. Gaines, JD, Technical Director, Roux, Burlington, MA

Chase Gerbig, PhD, PE, Principal Engineer, Roux, Burlington, MA

Richard Janisch, Principal, Arcina Risk Group LLC, Los Angeles, CA

Seth Kagan, Vice President – Head of Environmental Claims, Aspen Insurance, Jersey City, NJ

Danielle N. Valliere, Esq., Kennedys, Basking Ridge, NJ

9:45 AM - 10:30 AM – Phthalates: The (Next) Forever Chemical

- History of phthalates?
- Why the attention on phthalates now?
- Product risk (i.e. Prop 65) and Supply Chain Management
- Environmental risk
- Examining the current litigation landscape
- Are insurance policy exclusions being developed?

Christopher Abel, CHMM, Director/Principal Environmental Chemist, August Mack Environmental Chemist, Inc., Indianapolis, IN

Thomas Duggan, Chief Claims Officer, Environmental, Ironshore, New York, NY

Brian Margolies, Esq., Kaufman Borgeest & Ryan LLP, Valhalla, NY

10:30 AM – 10:45 AM – Break

10:45 AM - 11:30 AM – Are Those My (Insured's) PFAS and What Are We Required To Do About It?

- Approaches to identifying and distinguishing sources of PFAS
- When to look for PFAS, what to do when you find it (and what if it isn't mine?)
- Subrogation issues related to PFAS claims
- Coverage and claims considerations related to PFAS claims
- Potential for site reopeners based on PFAS discovery
- How developments (legal, coverage, regulatory, scientific) are affecting how/where we are looking for PFAS and what will be required when it is found

Mike Berman, Senior Principal, Geosyntec Consultants, Washington, DC

David Guevara, PhD., Taft, Indianapolis, IN

Steve Henshaw, CEO, PolicyFind & EnviroForensics, Indianapolis, IN

Ligia Kearney, Manager-Environmental Claims, Beazley, New York, NY

Jeremy Williams, Esq., Akerman LLP, Dallas, TX

11:30 AM - 12:30 PM – Managing the Risk, Environmental Emergency Response and Remediation Losses

- Claims management methods and practices to minimize costs
- Avoid over-application of the policy
- Initial risk assessment
- Assuring appropriate level of effort
- Effective and defensible allocation of costs

Robin Kelliher, Environmental Solutions – Group Counsel, USI Insurance Services, Short Hills, NJ

Brian N. Johnson, Senior Geologist, Senior Environmental Scientist, Hydro Environmental Technologies, Inc. (HETI), Chandler, AZ

Bonnie Stevenson, CPCU, AIC, Environmental Claims Specialist, Allianz Global Corporate & Specialty, O'Fallon, MO

Kelly Stoltz, Esq., Nicolaides Fink Thorpe Michaelides Sullivan, LLP, Chicago, IL

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**Speaker and Agenda are subject to change.*

CONFERENCE LOCATION

New York City Bar Association
42 West 44th Street
New York, NY 10036

REGISTRATION

Registration Rates: \$1195

Paralegal Rates: \$395

In-house counsel and insurance claims professionals who assign work to outside counsel receive complimentary registration at Perrin Conferences.

Contact Bethany Corio (bcorio@perrinconferences.com) 610-220-1817 or Lynnsey Perrin (lperrin@perrinconferences.com) 610-804-6165 with questions or to register at the complimentary rate.

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Perrin Conferences
214 Orchard Way
Wayne, PA 19087

Register by Phone:

Lynnsey Perrin

610-804-6165

lperrin@perrinconferences.com

Bethany Corio

610-220-1817

bcorio@perrinconferences.com

Each registration includes private website access to course materials and admission to all sessions and networking events such as refreshment breaks and cocktail reception.

Group discounts available, please inquire.

HOTEL ROOM BLOCK

Hyatt Centric Times Square, 135 West 45th Street, New York, NY 10036

The conference is being held at the New York City Bar Association located at 42 West 44th Street. There is a Hotel Room Block for conference attendees and speakers at the Hyatt Centric Times Square, which is within walking distance of the New York Bar Association. The conference group rate is \$365 per night. We suggest making your reservations as soon as possible, the discounted room block rates are ending soon.

You can use this reservation link: [Perrin Conferences | Book Rooms Here](#)

CLE & CE CREDIT INFORMATION

Applications are being made to all CLE states as requested by attendees. CE Adjuster credit is pending approval for Texas, Florida and Oklahoma. Please note, there will be no partial credit awarded for CE credit – The full conference must be attended to earn credit.

Please send requests for state specific accreditation to Kelsey Minerd at kaminerd@perrinconferences.com.

CANCELLATION POLICY

If you cannot attend the conference, please notify us prior to May 28, 2024 and we will refund your fee or provide a credit for a future conference. The credit needs to be used within one year from the conference date.

Cancellations received on May 29, 2024 and after will not be refunded. You may enroll a substitute at any time before the conference starts. Cancellations received on May 29, 2024 and after may receive a credit for \$200 less than the registration amount paid and can be used by their firm/company within one year from the conference date.

FINANCIAL AID POLICY

Perrin Conferences is dedicated to providing high-quality continuing legal education to attorneys interested in course offerings. Program registrants who are unable to afford registration fees due to financial hardship may apply for a complete registration waiver or reduction in fee. Factors to be considered include employment status and annual income. Please send a written letter to Lynnsey Perrin addressing your financial situation for consideration. All requests must be submitted 14 days prior to the start of the program and are kept confidential.

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Company/Firm Name _____

Address _____

City _____

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CIRCLE ONE: Attorney Non-Attorney Insurance Professional In-House Counsel

Registration Fee: \$1,195

**All Insurance Professionals & In-House Counsel receive Complimentary attendance*

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