



Coverage and Litigation Issues Surrounding Sexual Harassment, Assault and Abuse Claims Conference

Wednesday, January 29, 2020
The Roosevelt Hotel, New York, NY

Conference Chairs:

Tracey McDevitt Hagan, Esq., Reilly, McDevitt & Henrich, P.C., Philadelphia, PA

Elizabeth Hanke, Vice President, KCIC, Washington, DC

**The Roosevelt Hotel
45 E 45th St.
New York, NY 10017**

*All in-house counsel and insurance professionals receive complimentary registration.

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Perrin Conferences- Coverage and Litigation Issues Surrounding Sexual Harassment, Assault and Abuse Claims Conference

The Roosevelt Hotel, New York

January 29, 2020

7:45 AM: Registration *(Located in Palm Room – Lobby Level)*

8:30 AM: Welcome & Opening Remarks *(Located in Terrace Ballroom – Lobby Level)*

Tracey McDevitt Hagan, Esq., Reilly, McDevitt & Henrich, P.C., Philadelphia, PA
Elizabeth Hanke, Vice President, KCIC, Washington, DC

8:45 AM: Sexual Assault and Molestation Litigation Overview: Past, Present & Future

- Recent decisions in the litigation
- Evolving case law and legislation
- New statutes extending time for clients to sue
- Status of revivers and statute of limitations

Mark A. Behrens, Esq., Shook, Hardy & Bacon, Washington, DC

Michael L. Boulhosa, Esq., Wilson Elser, White Plains, NY

Steve Nober, President/CEO, Consumer Attorney Marketing Group (CAMG), Los Angeles, CA

9:45 AM: The Practical Aspect of Handling These Claims

- Client anonymity
- Dealing with the press and Public Relation issues
- Victimology
- Notification to other potential claimants/victims
- Timing and consideration of pleadings

Samantha Breakstone, Esq., Weitz & Luxenberg P.C., New York, NY

Tracey McDevitt Hagan, Esq., Reilly, McDevitt & Henrich, P.C., Philadelphia, PA

Samuel Meirowitz, Esq., Meirowitz & Wasserberg, LLP, New York, NY

10:15 AM: Break *(Located in Palm Room – Lobby Level)*

Sponsored by: KCIC

10:30 AM: Employer Liability

- Sexual abuse in the workplace
- Vicarious liability

Jeffrey L. Kingsley, Esq., Goldberg Segalla, New York, NY

Peder A. Rigsby, Esq., Bullivant Houser Bailey PC, Portland, OR

Thomas P. Scrivo, Esq., O'Toole Scrivo, Cedar Grove, NJ

11:15 AM: Finding and Organizing Coverage

- Lost/missing policies, archaeology, policy terms
- Complexity with record keeping- Exhaustion across so many years and different claimants being handled by different carriers
- Settlements made assuming liability is complete because of statutes of limitations now changed – analyzing and working with those on new claims that hit those same years
- Risk management of insureds
- Defense costs: Keeping costs reasonable and keeping accurate records
- Cost management

Moderator: Elizabeth Hanke, Vice President, KCIC, Washington, DC

Adrian C. Azer, Esq., Haynes and Boone, LLP, Washington, DC

Robert D. Brownson, Esq., Brownson Norby PLLC, Minneapolis, MN

G. Michael Stewart, Esq., Simmons Hanly Conroy, Alton, IL

12:15 PM: Lunch *(on your own)*

1:45 PM: Perils, Pitfalls, and Positives in Sexual Abuse Litigation

Moderator: John C. Manly, Esq., Manly Stewart & Finaldi, Irvine, CA

Sarah G. Klein, Esq., Dalton & Associates, Wilmington, DE

Ilan D. Scharf, Esq., Pachulski Stang Ziehl & Jones, New York, NY

Saul E. Wolf, Esq., Manly Stewart & Finaldi, Irvine, CA

2:45 PM: Insurance Coverage Issues

- Number of occurrences is a significant issue
- Definition of occurrence and trigger of coverage – one perpetrator with multiple victims and multiple incidents.
- Whether negligent supervision/hiring qualifies as an “occurrence” in the first place
- Expected & Intended (severability of interest as to the perpetrator and the organization)
- Definition of bodily injury including if mental anguish is included
- Definition of insured specifically as it may relate to the preparator
- Allocation and “damages”: Spanning multiple policy years so allocation is a challenge

Moderator: Elizabeth Sackett, Director, Litigation, The RiverStone Group, Manchester, NH

Robert W. DiUbaldo, Esq., Carlton Fields, New York, NY

Melissa A. King, Assistant Vice President, Resolute Management Inc., Chicago, IL

Sherilyn Pastor, Esq., McCarter & English, LLP, Newark, NJ

Marc Scarcella, MA, Principal, Economic & Complex Analytics Practice, Roux Associates, Inc., Arlington, VA

3:30 PM: Break *(Located in Palm Room – Lobby Level)*

3:45 PM: The Expert Perspectives

- Institutional knowledge concerning incidents and abuse in facility-based programs
- Development, implementation and evaluation of overall policies, practices and procedures
- The concept of reasonable supervision in supervised care settings, and methods used to identify and prevent events from occurring

Joseph Belluck, Esq., Belluck & Fox, New York, NY

Roger A. Canaff, JD, Partner & Consultant, Justice3D, New York, NY

Christine Diana Fazio, Director of Clinical and Forensic Services, Trauma Therapist, Safe Horizon, Brooklyn, NY

Lisa A. Thorsen, Ed.D., C.R.C., C.P.S.I., Supervised Care & Rehabilitation Counseling Expert
Robson Forensic, Lancaster, PA

4:30 PM: Litigation Update: Compensation and Restitution for Victims of Human Trafficking in the Federal Courts

Gena Diacomanolis, Senior Director, Jane Barker Brooklyn Child Advocacy Center, Brooklyn, NY

Martina E. Vandenberg, President, The Human Trafficking Legal Center, Washington, DC

4:45 PM: The Challenges Involving Mediating Both the Liability and Coverage Pieces Together

- Allocation of settlement funds
- The impact of Independent Victim Compensation funds
- Properly handling sexual assault liens

Bernadette Catalana, Esq., MG+M The Law Firm, New York, NY

Courtney M. Delaney, Esq., Senior Director, Class Action and Mass Tort Solutions, Epiq, Charlotte, NC

Kimberly A. Dougherty, Esq., Andrus Wagstaff, PC, Boston, MA

Hon. Robert J. Lunn (Ret.), Partner, Trevett Cristo, P.C., Rochester, NY

5:30 PM: Conclusion

5:30 PM – 6:30 PM: Networking Cocktail Reception (*Located in Palm Room – Lobby Level*)
Sponsored by: CAMG and Reilly, McDevitt & Henrich, P.C.

**Speakers & Agenda are subject to change*

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Conference Details and Information:

REGISTRATION

Registration Cost: \$895

All in-house counsel and qualified insurance professionals receive complimentary registration at Perrin Conferences live programs.

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

Register Online:

<https://www.perrinconferences.com/conferences/molestation-liability-and-coverage-conference-backup/>

Register by Mail:

Complete the Mail-In Registration Form at the end of brochure.

Mail to:

Perrin Conferences
214 Orchard Way
Wayne, PA 19087

Scan & Email Form to: bcorio@perrinconferences.com or lperrin@perrinconferences.com

Register by Email or Phone:

Bethany Corio	610-220-1817	bcorio@perrinconferences.com
Lynnsey Perrin	610-804-6165	lperrin@perrinconferences.com

Each registration includes private website access to course materials and admission to all networking events including both cocktail receptions. *Group discounts available, please inquire.*

CLE CREDIT INFORMATION

Applications are being made to all CLE states as requested by attendees. Please contact Shannon Xarhoulakos (sxarhoulakos@perrinconferences.com) with questions regarding approved states for CLE Credit.

**Perrin Conferences is expecting approval for up to 5.75 – 6.9 CLE credits. Perrin files for CLE approval for all requested states prior to the conference with materials provided, and therefore cannot guarantee accreditation by each jurisdiction's governing body.*

COUNSEL MEETINGS

Perrin Conferences offers complimentary meeting space for counsel meetings being held in conjunction with our live conferences. Perrin will coordinate all aspects of the meeting, including securing the space at the conference hotel, food and beverage, audio visual, etc. Meetings can be held at The Roosevelt any time on January 28-30, 2020. Please contact Lynnsey Perrin (610-804-6165) if you would like additional information. All meetings are kept confidential.

CANCELLATION POLICY

If you cannot attend the conference, please notify us prior to January 15, 2020 and we will refund your fee. Cancellations received after this date and no-shows are subject to a \$200 administrative fee. You may enroll a substitute at any time before the course starts.

FINANCIAL AID POLICY

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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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Mail-in Registration Form

Name _____

Company/Firm Name _____

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Email Address _____

CIRCLE ONE: Attorney Insurance Professional In-House Counsel Other _____

Registration Fee: \$895

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

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