Clayman Rosenberg Kirshner & Linder LLP

CIVIL DISPUTES AND LITIGATION

Insurance Coverage

Commercial Litigation

About Insurance Coverage

Clayman Rosenberg Kirshner & Linder LLP provides cost-effective and timely advice to insurers on coverage issues. Among others, we have represented syndicates at Lloyd's of London, various European and domestic insurers, and the New York State Department of Insurance's Liquidation Bureau on coverage issues and insurance litigation. Our attorneys have also provided coverage opinions and litigated coverage with regard to property and casualty insurance, marine insurance, jewelers block insurance, commercial liability policies, directors and officers insurance and employment practices liability insurance. The firm's depth of experience as litigators in both state and federal courts enables us to give our clients a realistic appraisal of the risks and costs involved in putting a case into litigation.

Where not precluded by conflicts, Clayman Rosenberg Kirshner & Linder LLP has also routinely represented insured parties in coverage disputes. We have prevailed in cases involving jewelers' block and other coverage issues in jurisdictions ranging from the United States District Courts in the Southern and Eastern Districts of New York and the District of Puerto Rico to state courts nationwide.

Our experience with both sides of coverage representation provides valuable insight and experience, broadening our outlook and sharpening our skills.

Representative Matters

- Prevailed in a suit in the United States District Court for the Southern District of New York and on appeal before the Second Circuit by obtaining summary judgment in a case involving the extent of insurance coverage afforded under a global products liability policy after an insurance broker absconded with premiums.
- Prevailed in a suit in the United States District Court for the Eastern District of New York and on appeal before the Second Circuit by obtaining summary judgment in a case involving insurance coverage for a fraud loss experienced by a financial institution.
- Obtained summary judgment in the New York County Supreme Court and on appeal before the First Department dismissing a suit involving claims under a policy by establishing that the policy had been properly cancelled prior to the loss.
- Obtained summary judgment in the United States District Court for Puerto Rico and on appeal before the First Circuit dismissing a suit for indemnification based upon the insured's breach of policy warranties.
- Obtained recovery for a financial management company fund after the insurer refused to pay an adjustable life insurance policy on the life of a company executive claiming that policy had lapsed.
- Obtained full recovery for a widow after the insurer refused to pay on deceased husband's life insurance policy claiming that it had cancelled the policy before his death.
- Obtained full insurance recovery for a corporation victimized by fraud after its insurer refused to pay claim.

- Obtained insurance recovery for a major European corporation after its insurer refused to provide coverage due to a broker having stolen premium payments.

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