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## INSURANCE EXPERT WITNESS

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### EXPERT WITNESS CASE LIST

Paul Montanarella and Arrowhead Anesthesia Physicians, PC v. Pacific Life Insurance Company, John Steel, et al

Case No: CV 2017-000518

Superior Court for the State of Arizona, Maricopa County

Opinion: October 2018

*Issue: Insurance Agent Standard of Care for Life Insurance Suitability*

Corral and Talavera as assignees of Cosme Jaquez v. Caroline Telles, et al

Case No: D-202-CV-2017-02795

State of New Mexico, County of Bernalillo, Second Judicial District

Affidavit: September 2018

*Issue: Insurance Agent Standard of Care to advise regarding policy limits*

Travelers Property Casualty Company of America, Plaintiffs/Counter Defendant v. One Stop Contracting, Inc. Defendants/Counterclaimant : One Stop Contracting, Inc., Third Party Plaintiff v. CDS Insurance Agency, LLC, Third Party Defendants

Case No: CV 2016-053086

Superior Court for the State of Arizona, Maricopa County

Opinion: September 2018

*Issue: Insurance Agent Standard of Care for explaining Workers' Compensation payroll reporting for independent contractors*

Arvest Bank, et al v. Branson Landing Hotel, LLC and HCW Development Company LLC, et al

Case No: 17CT-CC00536

In the District Court of Christian County, State of Missouri

Opinion: August 2018

*Issue: Insurance Company Standard dispersing loss payments to insureds*

Glover and Pridemore, Plaintiffs v. City of Norfolk, Virginia and Richard J. Hryniewich, Defendants v. Willard Marine, Inc, et al, Third Party Defendant

Cases No: 2:17-cv-00109 and 2:17-cv-00110

United States District Court for the Eastern Division of Virginia, Norfolk Division Opinion

Opinion: August 2018

*Issue: Insurance Coverage for Sea Trials under a Marine Liability policy*

Marine Quest Hidden Cove LP v. United Specialty Insurance Company, John Mark Harris, Vericclaim, Inc., and Champion Commercial Insurance Agency

Case No: DC-17-11084

United States District Court for the District of Dallas County, Texas

Opinion: August 2018

*Issue: Insurance Agent Standard of Care for procurement*

2032 LLC, a Limited Liability Company v. Allied Insurance Group, Lisa Harrison, et al  
Case No: CV2017-013095  
Superior Court for the State of Arizona, Maricopa County  
Opinion: July 2018  
*Issue: Insurance Agent Standard of Care for remitting premium*

Modesta Jane Propst, et al v. Jerry Hyman, et al  
Case No: CV 2016-015816  
Superior Court for the State of Arizona, Maricopa County  
Consultation: May 2018  
*Issue: Insurance Agent Standard of Care Marketing 419A(f)(6) Prepare Plans*

Teri Webster  
Consultation: May 2018  
*Issue: Insurance Company Claims Handling Standard of Care and Liability Coverage Issues*

Beautie Moore v. Long Beach Memorial Medical Center, et al  
Case No: BC658795  
Superior Court for the State of California, County of Los Angeles-Central District  
Consultation: May 2018  
*Issue: Insurance Coverage Standards for Certificates of Insurance and Professional Liability Policies*

J Levine Auction & Appraisal LLC f. Covington Specialty Insurance and AMD Insurance Services  
Case No: CV2017-056421  
Superior Court for the State of Arizona, Maricopa County  
Opinion: April 2018  
*Issue: Insurance Broker Standard of Care for Insurance Placement and Risk Management Consulting*

Performance Audio Video Inc. v. Marnie Anne Lewis  
Superior Court for the State of Arizona, Maricopa County  
Consultation: April 2018  
*Issue: Agent/Broker Standard of Care*

Housing Enterprise Insurance Company, Inc. v. Emerald Housing Management, LLC, et al  
Case No: 3:17-CV-00241  
United States District Court Eastern District of Tennessee, Knoxville Division  
Opinion: March 28, 2018, Defendant  
Deposition: June 14, 2018  
*Issue: Agent/broker Standard of Care*

**The Estate of Dale Shade, Dec'd v. McAlister**-Gray Agency Ltd., et al  
Case No: PB2016-001419  
Superior Court of the State of Arizona, Maricopa County  
Affidavit: March 23, 2018  
*Issue: Agent/broker Standard of Care*

**Pennsylvania Manufacturers' Assoc. Ins. Co. v. Promise Healthcare, Inc.**  
Case No: 9:17-cv-80906  
United States District Court for the Southern District of Florida  
Opinion: November 27, 2017, Defendant  
Deposition: December 22, 2017  
*Issue: Claims Reserves on Workers' Compensation Retrospectively Rated Plan*

Pavlick v. Brown and Brown  
Case No: TBA  
**Superior Court of the State of Arizona, Maricopa County**

Consultation: March 20, 2017 Plaintiff  
*Issue: Motor vehicle accident with damages far in excess of available liability coverage*

Bobby Lee Tucker, Sr. V. Joe Doe and dba Doe Trucking Company  
Case No: 2010-CP-16-0315  
**Court of Common Pleas Fourth Judicial Circuit, State of South Carolina, County of Darlington**  
Consultation: February 2017 Defendant  
*Issue: Uninsured Motorist verdict in excess of "stacked" policy limits*

Mike R. Narramore v. Compsource Mutual  
Case No: 2011-07657F  
**District Court of Garvin County, State of Oklahoma**  
Consultation: December 2016 Defendant  
Deposition: February 2017  
*Issue: Workers' Compensation claims handling*

J. Allen Phelps and Katarina Phelps v. Farm Bureau Property & Casualty Insurance Company, et al  
Case No: CV-14-429  
Superior Court of the State of Arizona, Santa Cruz County  
Consultation: October 2016 Plaintiff  
**Opinion: February 2017**

*Issue: Insurance coverage and claims handling*  
Werner Wester-Ebbinghaus v. Massachusetts Mutual Life Insurance Company, et al  
Case No: CV2016-010420  
Superior Court of the State of Arizona, Maricopa County  
Consultation: December 2016 Plaintiff  
*Issue: Life Insurance Suitability*

Janice Ghio v. Webster and Shipe, et al  
Case No: 201600229  
Superior Court of the State of Arizona, Yavapai County  
Consultation: December 2016 Defendants  
*Issue: Life Insurance Suitability*

Jacquelyn Crump and Christopher Crump v. American Family Insurance Company, et al  
Case No: CV-16-01186-PHX-DLR  
United States District Court District of Arizona  
Consultation: October 2016  
*Issue: Standard of care for handling Underinsured Bodily Injury claim*

David Perpignan v. Geico Indemnity Co., et al  
Case No: CV16-1280-PHX-ROS  
United States District Court District of Arizona  
Consultation: October 2016 Plaintiff  
*Issue: Motorcycle policy coverage PIP*

Strange Land, Inc. v. RCS Inc., et al  
Case No: CV14-02181  
United States District Court District of New York  
Consultation: October 2016 Defendant  
*Issue: Insurance Agent standard of care*

Richard v. State Farm  
Case No: N/A  
Consultation: October 2016 Plaintiff  
*Issue: Tenant Homeowners coverage issue*

BK Sterling, LLC v. Affinity Group Management Co, Inc., et al  
Case No: C2014  
Arizona Superior Court, Pima County  
Consultation: September 2016 Plaintiff  
*Issue: Coverage for unoccupied property being rebuilt*

Victor Yim v. Ameritas Life Insurance Corp., et al  
Case No: Not Assigned  
United States District Court District of New York  
Preliminary Opinion: July 25, 2016 Plaintiff  
*Issue: Standard of care for Disability Insurance Company Post-Claim underwriting and allegations of misrepresentation by applicant.*

Brian R. Geiger and Loreen Geiger v. Farmers Insurance Company of Arizona; Michael S. Herrmann Insurance Agency  
Case No.: CV2014-003260  
Superior Court of Arizona, Maricopa County  
Opinion: June 4, 2015 Plaintiff  
Supplemental Opinion: October 9, 2015  
Deposition: June 27, 2016  
*Issue: Standard of care for Insurance Agent to explain and process UN/UIM coverage form.*

Gina C. Reina v. Jackson National Life Insurance Company, et al  
Case No: C20152889  
Superior Court for the State of Arizona, Pima County  
Preliminary Opinion: June 1, 2016 Plaintiff  
*Issue: Standard of care for Health Insurance Agent and Health Insurance Agency to follow up regarding failed automatic bank withdrawal for premium payments.*

New Mexico Mutual Casualty Company v. RC Mobile Home Services & Transport, Inc. et al  
Case No.: D-202-CV-2015-02089  
Second Judicial District Court New Mexico, County of Bernalillo  
Consultation: June 2016  
*Issue: Late payment of workers' compensation insurance premium.*

Schneider v. Allstate Indemnity Company, et al  
Case No.: 2015-CP-23-3841  
Court of Common Pleas South Carolina, Greenville County  
Consultation: June 2016  
*Issue: Application of the business pursuits exclusion in a homeowners policy.*

Campbell v. Fidelity Title Co.  
Consultation: February 18, 2016 Plaintiff  
*Issue: Standard of care for Title Insurance Companies and Title Agencies*

Aloys Horicubonye; Bendera Mwana-Mbeya v. Country Preferred Insurance Company  
Case No.: CV2015-091680  
Superior Court of Arizona, Maricopa County  
Consultation: February 3, 2016 Plaintiffs  
*Issue: Standard of care for insurance agent writing automobile insurance policies.*

Investors Mortgage Holdings, Inc. v. Lloyds, London  
Case No.: 2:14-cv-02001-PHX-NVW  
District Court for the District of Arizona  
Consultation: January 14, 2016 Plaintiffs  
*Issue: Coverage question under a Mortgage Banker/ Mortgage Brokers Lloyds Certificate for*

*Insurance Requirement Errors and Omissions.*

Jaynes Corporation v. Steadfast Insurance Company

Case No.: D-202-CV-2009-12089

State of New Mexico, County of Bernalillo, Second Judicial District

Opinion: January 15, 2016 Third Party Defendant

***Issue: Coverage question for a "Microbial Event" for which a payment had been made by the policyholder's previous carrier and the policy in question had two different applicable exclusions and a \$250,000 SIR.***

Emerald Coast Finest Produce Company, Inc. v. Sunrise Fresh Produce, LLC, et al

Case No.: 2:14-CV-00166-KS-MTP

District Court for the Southern Division of Mississippi, Eastern Division

Consultation: December 15, 2015 Defendant

***Issue: Agent/broker standard of care***

Jan Machado v. Byron Udall & Associates, Inc. dba Accuquote

Case No.: 4:14-cv-3590

District Court for the Southern District of Texas, Houston Division

Opinion: December 7, 2015 Third Party Defendant

*Issue: Standard of care for life insurance agents.*

Auto-Owners Insurance Company, et al vs. A.G.O. Contracting, Inc., et al

Case No.: 3:14-CV-1353

District Court for the Middle District of Tennessee

Opinion: October 16, 2015 Plaintiff

***Issue: Standard of care for insurance broker's failure to procure.***

**Wash'N'Roll, LLC dba Specialty Linen Service, et al v. Selective Insurance Company of the Southeast**

Case No. 4:14-cv-02780-JRA

District Court for the Northern District of Ohio Eastern Division

Opinion: September 1, 2015 Defendant

***Issue: Standard of care for insurance company claims handling – insured's failure to document the claim.***

Levern McCray v. Allstate Insurance Company and Liberty Mutual Fire Insurance Company

Case No.: 3:14-cv-2623-TLW

District Court for the District of South Carolina Columbia Division

Opinion: August 31, 2015 Defendant

***Issue: Standard of care for insurance company claims handling - bad faith allegations.***

Cozetta G. Chadick and Douglas Chadick vs. IHS Insurance Group, LLC

Case No.: 2014-70909

District Court Harris County, Texas 152<sup>nd</sup> Judicial District

Consultation: July 23, 2015 Defendant

***Issue: Standard of care for placement of individual health insurance policy.***

Citywide Contracting L.L.C. vs. Companion Property & Casualty Insurance Company, and Brown & Brown Insurance of Arizona, Inc.

Case No.: CV2013-090133

Superior Court of Arizona, Maricopa County

Opinion: April 20, 2015 Defendant

***Issue: Property insurance claims handling standard of care.***

Lexon Insurance Company vs. Valley Springs Estates, LLC

Case No.: CV2013-00153

The Superior Court of the State of Arizona in and for the County of Coconino

Consultation: April 14, 2015 Defendant  
*Issue: Premium determination for Subdivision, Surety Bonds.*

Travelers Casualty and Surety Company of America vs. G.I. Bechthold Corporation:  
Donna Bechthold and Glenn Bechthold  
Case No.: 3:13-cv-02962-JM-WVG  
United States District Court Southern District of California  
Opinion: April 6, 2015 Defendant  
Supplemental Opinion: June 4, 2015  
Deposition: September 24, 2015  
*Issue: Insurance agent/broker standard of care for placement of Surety Bonds.*

Jill Thommen vs. Farmers Insurance Company of Arizona, et al  
Case No.: CV2014-010821  
Superior Court of the State of Arizona, County of Maricopa  
Opinion: February 17, 2015 Plaintiff  
*Issue: Standard of care for insurance agent to recommend additional UM/UIM coverage.*

Timothy Happeny and Laural Ashford vs. Wells Fargo Insurance Services USA, Inc., et al  
Case No.: 4:14-cv-01919-BPV  
United States District Court in and for the District of Arizona  
Opinion: December 19, 2014 Defendant  
Deposition: January 16, 2015 Defendant  
*Issue: Insurance agent/broker standard of care in insurance placement.*

Allied Waste North America, Inc. and BFI Waste Services, LLC vs. Lewis, King, Krieg & Waldrop, PC et al  
Case No.: Civil No. 3:13-cv-254  
United States District Court for the Middle District of Tennessee at Nashville  
Opinion: September 5, 2014 Defendants  
Deposition: December 11, 2014 Defendants  
*Issue: Standard of care for corporate risk manager supervising litigating files.*

Craig Miller and Jennifer Miller vs. Sam Winter and Diane Luz Winter; Sam Winter Insurance Agency, Inc.  
Case No.: CV2013-011708  
Superior Court, State of Arizona, Maricopa County  
Opinion: October 28, 2014 Plaintiff  
*Issue: Standard of care for insurance agent to properly complete and document placement of their **client's insurance needs.***

Erma Tackett vs. Western National Assurance Company  
Case No.: A-12-671701-C Dept. No. XIX  
District Court Clark County, Nevada  
Opinion: October 3, 2014 Defendant  
*Issue: Standard of care for Insurance Company handling uninsured motorists claims.*

Debbie Plucker vs. United Fire & Casualty Company  
Case No.: Civ. 12-4075  
United States District Court for the District of South Dakota, Southern Division  
Opinion: September 8, 2014 Defendant  
*Issue: Standard of care for claims handling with uncooperative insured.*

Granite Construction Company and Border Traffic Safety, LLC vs. BBVA Compass

Insurance Agency; Med James, Inc. et al  
Case No.: C20130313  
Superior Court Pima County Arizona  
Opinion: August, 2014 Plaintiff  
*Issue: Insurance agent/broker standard of care in insurance placement.*

Michael Conner and Kathy Camps vs. Beaver Insurance Agency, et al  
Case No.: S-1500-CV-201400013  
Superior Court La Paz County, Arizona  
Opinion: July 11, 2014 Plaintiff  
*Issue: Insurance agent/broker standard of care in insurance placement and documentation.*

Emily Behnke and Karen Behnke vs. Mid-Century Insurance Company and DOES 1  
through 10, Inclusive  
Case No.: 37-2013-00035990-CU-BC-CTL  
Superior Court of the State of California for the County of San Diego, Central Division  
Consultation: June 2014 Plaintiff  
*Issue: Insurance company claims handling standard of care.*

DST Homes Inc. vs. State Auto Property and Casualty Insurance Co., et al  
Case No.: Civil No. 100500504  
Third Judicial District Court for Summit County, State of Utah  
Opinion: April 15, 2014 Plaintiff  
Deposition: August 7, 2014 Plaintiff  
*Issue: Insurance company claims handling standard of care.*

Maryland Casualty Company vs. Liberty Roofing, LLC, et al  
Case No.: cv2013-001960 (consolidated with CV2013-001180)  
Superior Court of Arizona, County of Maricopa  
Opinion: March 26, 2014 Defendant  
*Issue: Subrogation claims handling standard of care.*

Franklin and Debbie Dash v. Selective Insurance Company of South Carolina  
Civil Action No.: 5:12-2732-TLW  
United States District Court for the District of South Carolina, Orangeburg Division  
Opinion: February 24, 2014 Defendant  
*Issue: Insurance company claims handling standard of care.*

American United Life Insurance Company vs. Thomas D. Broatch and Lynda Garland  
Case No.: 2:13-cv-00956-SRB  
United States District Court for the District of Arizona  
Opinion: February 5, 2014 Plaintiff  
Deposition: May 20, 2014 Plaintiff  
*Issue: Insurance company claims handling standard of care.*