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**DECEMBER 2005**

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A substantial portion of DMGZ's litigation practice is devoted to professional liability, including attorney malpractice. The leading case on attorney malpractice in this jurisdiction was tried by DMGZ. *See Bohna v. Hughes Thorsness, et al.*, 828 P.2d 745 (Alaska 1992). Since that time, the firm has continued to have an active practice representing attorneys, as well as architects, engineers and other design professionals.

Mr. Geraghty regularly confers with both attorneys accused of malpractice, and insurers involved with those exposures. He heads the firm's litigation practice and is a member of the IADC and FDCC. He has tried cases in Anchorage, Fairbanks, Barrow, Dillingham and Kenai. A list of his reported cases can be found at the firm's web site, [www.dmgz.com](http://www.dmgz.com).

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**THE CAVANAGH LAW FIRM is committed to excellence in a number of complementary practice areas. These include antitrust, appellate law, civil litigation, commercial litigation,**

domestic relations, employment litigation, environmental litigation, estate planning and probate, insurance practice, real estate, and tax planning and litigation. As a group, the attorneys possess a wealth of experience and expertise in their chosen areas of practice. They include bar certified specialists in a number of practice areas.

**THE CAVANAGH LAW FIRM** serves clients locally and nationally. Attorneys within the firm litigate cases in the state and federal courts on all levels including the Supreme Court of the United States. They represent clients before a variety of administrative authorities at the city, county and state levels. Several of our attorneys are also admitted to practice in states other than Arizona which enables the Firm to represent clients in a number of venues.

Many recognizable clients are represented by the attorneys of **THE CAVANAGH LAW FIRM**. Representative clients include Avis Rent-A-Car Systems, Chicago Title Insurance Company, Dillard's Department Store, El Paso Natural Gas Company, Fleetwood Enterprises, Inc., Winnebago Industries, Inc., ITT Hartford, Insight Enterprises, Inc., Karsten Manufacturing Corporation, Liberty Mutual Insurance Company, Mobil Oil Corporation, Mutual Insurance Company of Arizona (MICA), Peabody Western Coal Company, State Farm Mutual Auto Insurance Company, Stewart Title Guaranty Company, Southdown Inc., Sundt Corporation, Travelers Insurance Company, United Services Automobile Association, Westcor and Weingarten Realty.

Mr. Mitchell has over 40 years of experience in malpractice cases representing real estate agents, insurance agents and brokers, veterinarians, engineers, accounts, nurses, financial brokers, and a professional river guide.

Mr. Woods is a Senior Member with The Cavanagh Law Firm, P.A. He has represented lawyers in professional liability case, and less frequently defending bar complaints, over a good number of years. His active lawyer defense caseload was 25 to 30 cases at some times. He has also handled engineer's errors and omissions work, and has an active caseload in this work and lawyer defense work. He currently represents one real estate developer for its professional liability carrier.

Mr. Salmon is a Senior Member with The Cavanagh Law Firm, P.A. He has extensive trial and appellate experience in personal injury and commercial litigation matters involving products liability, automobile negligence, dram shop liability, and premises liability. A substantial portion of Mr. Salmon's practice has been devoted to general insurance defense, including automobile accidents, highway design and maintenance, toxic torts and product liability work. During the past several years, he has also litigated a number of environmental cases, including numerous underground storage tank cases, both for insurance coverage and defense.

Mr. Smith is a Senior Member with The Cavanagh Law Firm, P.A., and has been practicing for more than 34 years. He has represented attorneys and their law firms for various claims of malpractice and related conflicts of interest allegations, primarily in matters arising out of business, corporate and partnership, issues.

Mr. Robbins is a Senior Member with The Cavanagh Law Firm, P.A. He has been practicing for more than 18 years, primarily as The Cavanagh Law Firm's appellate attorney. He has handled a number of appeals in the defense of professional liability claims on behalf of lawyers, heal care professionals, real estate agents, insurance agents and others. Mr. Robbins has handled a number of appeals resulting in both published opinions and unpublished memorandum decisions.

Mr. Griggs is a Senior Member with The Cavanagh Law Firm, P.A. He represents major corporations, such as Winnebago Industries, Inc. and Fleetwood Enterprises, Inc. He has

handled or otherwise been involved in a number of complex products liability actions, involving, among other things, recreational vehicle, bicycle and heavy equipment accidents, in addition to products claims involving exposure to toxic substances. His practice focuses primarily on commercial litigation, including products liability, consumer product warranties, professional liability, real estate, commercial airline, and special risk insurance matters.

Ms. Haynes is an Associate with The Cavanagh Law Firm. She has represented attorneys and their law firms and insurance agents and brokers in various claims of malpractice and insurance defense.

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Burnham Brown's lawyers have over 20 years experience as counselors, litigators and trial lawyers defending lawyers and other professionals accused of professional negligence, ethical violations, disciplinary actions, related torts and conflicts of interest. They utilize their expertise to expeditiously resolve claims and prepare the appropriate case for trial in close consultation with the lawyer we represent.

Mr. Finch is the Chairperson of the firm's Professional Liability Practice Group. Mr. Callahan has conducted approximately 30 jury trials and while practicing in New Jersey was Chair of a District Ethics Committee and named a Special Ethics Master by the New Jersey Supreme Court. Representative insurers for which lawyers in the Group have worked include AIG, CNA-PRO and Westport Insurance. Additional information is available at [www.burnhambrown.com](http://www.burnhambrown.com).

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Manning & Marder, Kass, Ellrod, Ramirez is a 100 plus attorney law firm with a general insurance defense, business litigation and transactions practice. The firm has teams of attorneys that specialize in professional liability including lawyer's professional liability. The firm's diverse practice enables its attorneys to remain current with the legal developments in those areas which most often generate legal malpractice claims. Its legal malpractice department regularly consults with other departments within the firm to remain on the cutting edge of the law. The attorneys of Manning Marder have represented clients ranging from individual attorneys to large multi-specialty firms. Cases have involved underlying cases in the areas of personal injury, products liability, entertainment law, real estate, eminent domain, workers' compensation, family law, transactional law and insurance coverage. These lawsuits involved such diverse allegations as rendering negligent legal advice, engaging in negligent tactics, and failing to protect the statute of limitations.

Manning & Marder prides itself on being at the forefront of new legal developments. They understand the differences between professional malpractice suits and other tort actions, and tailor defense strategies to take advantage of this factor. This has enabled Manning & Marder to provide outstanding legal representation at a reasonable cost.

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Spile & Siegal is one of the premier professional liability defense firms in the Southern California area, defending clients from a wide variety of professional backgrounds including attorneys, physicians, real estate agents and brokers, insurance agents and brokers, home inspectors, appraisers, escrow officers, mortgage brokers and bankers, and other professionals in the following Southern California counties: Los Angeles, Orange, Ventura, Santa Barbara, San Diego, Riverside, San Bernardino, Kern and San Luis Obispo. The attorneys assigned to the Professional Liability Group are all experienced litigators and trial attorneys, each of whom has been practicing law for a

minimum of twenty years. The firm is known for its ability to efficiently and economically resolve meritorious claims, while aggressively defending specious or fraudulent claims.

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The members of Cooper & Clough have decades of experience representing professionals in claims and suits involving allegations of legal malpractice, medical malpractice, accounting malpractice, engineers' malpractice, insurance agents' and brokers' malpractice, real estate agents' and brokers' malpractice, architects' and contractors' malpractice, and dental malpractice among others. Representation of attorneys and their firms in legal malpractice actions is a salient component of Cooper & Clough's practice and involves a broad spectrum of legal fields from water law to workers' compensation.

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Ryan, Ryan, Johnson & Deluca, LLP is one of the premier defense firms in the state of Connecticut and devotes a large portion of its practice to the defense of professionals, including attorneys in legal malpractice actions and disciplinary proceedings. The firm also regularly provides coverage advice regarding professional liability policies. The attorneys in our Professional Liability Group are all experienced litigators and trial attorneys and are active in a number of professional liability organizations, including DRI, ABOTA, Professional Liability Underwriting Society (PLUS), the American College of Trial Lawyers and IADC.

Attorney professional liability clients include Westport Insurance Corporation, CNA, Attorney's Liability Assurance Society, Minnesota Lawyers Mutual, Lawyers Protector Plan and Safeco.

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Fisher, Rushmer, Werrenrath, Dickson, Talley & Dunlap, P.A. has represented the specialized and complex interests of insurance companies and their insureds in Florida and nationally for twenty-one years.

Their insurance work substantially includes representing insurance carriers in professional malpractice insurance coverage matters. This includes representing insurance companies by preparing detailed insurance coverage opinion letters related to such issues as a carrier's duty to defend and/or indemnify its insured and the prosecution and defense of declaratory judgment actions statewide where we represent these insurance carriers in coverage litigations.

The firm devotes a substantial portion of its practice to the defense and representation of the professional insureds themselves, including specifically attorneys in malpractice and disciplinary matters brought by both former clients and third parties. The founding shareholder, John Fisher, has over forty years experience in this area. Lora Dunlap, a named shareholder, has over twenty-five years experience. Jon Oden, a shareholder, has over eleven years of experience. Each has devoted a substantial portion of his or her practice to the successful defense of law firms, from the solo practitioner single plaintiff case to the large national law firm class action alike, and is proud to have successfully represented judges and lawyers in these cases throughout Florida.

The firm understands the unique challenge presented in the defense of lawyers. Fisher Rushmer is proud to be situated at the forefront currently of the evolution of Florida common law as it relates to several legal doctrines which are critical to the successful defense of these professionals. This includes the privity doctrine; i.e., under what circumstances a non-client can sue a lawyer for professional negligence; and the judgmental immunity doctrine, under what situations the strategic tactical decisions of attorneys are actionable.

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Drew, Eckl & Farnham, LLP, handles a variety of professional malpractice and negligence cases in Georgia State and Federal courts. These cases involve alleged attorney, medical (hospital/doctor/nurse/dentist), insurance agent/broker, nursing home, and accounting malpractice.

Drew, Eckl & Farnham has extensive motion, trial, appellate and ADR experience in defending these professionals. Given the complexity, sophistication and personal stakes related to these cases, our attorneys have the dedication to provide thorough and vigorous representation. At the same time, our early case analysis allows for prompt resolution of matters, if appropriate.

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Mr. Yamamura has been handling legal malpractice claims for over 20 years. Native to Hawaii, he is well versed with the legal community, both at the practice and judicial levels. The firm also has experience in advising and defending engineers, architects, real estate agents, health care providers and other professionals in malpractice matters. Representative carriers have included: INAPRO, Gulf, ALPS, Zurich and Interstate Insurance Group.

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Since the firm's inception, Hall Farley Oberrecht & Blanton has successfully represented professional liability insurers and their insureds. Our professional liability defense practice is as broad as the variety of professional malpractice claims made against attorneys and other professions today, including those arising out of litigation prosecuted or defended by an attorney, estate planning, real estate or business transactions. We are frequently requested by attorneys from throughout the state to represent them or their firm where the coverage provides the insured with the right to select counsel.

Richard E. Hall, Donald J. Farley and Raymond D. Powers have extensive experience defending attorney professional liability claims, and are frequent lecturers on risk management and avoidance to members of the bar and professional liability insurers. We welcome the opportunity to represent members of the bar as a part of our overall specialty of representing medical, accounting, and construction and design professionals.

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Robert T. Varney & Associates' Professional Liability practice represents various professionals in the corporate, construction, accounting, and legal community. We have represented both individuals and corporate entities. We welcome the opportunity to assist clients in the initial decision making process to avoid potential legal disputes.

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Locke Reynolds' Insurance Services Group serves the highly-specialized needs of insurance companies that conduct business in Indiana. Locke Reynolds' attorneys work with representatives of stock and mutual insurance companies, and partially self-insured companies, on a wide range of corporate and regulatory issues.

Disputes typically involve policyholders, third-party claimants or other insurance companies (generally in determination of responsibility for primary and secondary coverage). Many can be resolved through arbitration or mediation. Others can only be resolved through litigation. Locke Reynolds' attorneys have defended clients in local, state and federal trial and appellate courts, as well as in prosecuting their claims in cases of suspected arson or insurance fraud. They also represent client-companies, along with their brokers and agents, before the Indiana Department of Insurance, in investigations of claims of unfair or improper practices.

Professional liability matters (including legal, architectural, real estate, accountant, insurance agent and broker malpractice) represent a substantial portion of Locke Reynolds' insurance defense work. Locke Reynolds currently has nearly 150 active professional liability files, with slightly over half involving legal malpractice. Further, their

commitment to, and experience with, professional liability files is demonstrated by the fact that one of their attorneys who handles legal malpractice cases has provided risk management seminars to over 750 attorneys in the last three years. Professional liability clients include CNA, Lawyers Protector Plan, Bar Plan Mutual Insurance Company, Great American Insurance Group, Interstate Insurance Group, Star Insurance Company, Monitor Liability Insurance Company and St. Paul Insurance Company.

Mr. Kasper has represented attorneys and accountants throughout Indiana for 27 years. His clients have ranged from sole practitioner to some of the largest firms in the state. He has also presented numerous risk management seminars to lawyers around the state.

Mr. Roberts has more than 25 years of experience representing attorneys in legal malpractice and related tort litigation, and defending attorneys in disciplinary matters.

Mr. Daerr has practiced in the area of professional malpractice defense for 15 years, during which, he has represented attorneys, accountants, and physicians throughout the state of Indiana.

Ms. Gelinis was a member of the Indiana State Supreme Court Disciplinary Commission for 10 years, and served as Chair for two years. Additionally, she has represented attorneys appearing before that commission.

Mr. Brackenridge has over eight years of experience representing attorneys in attorney malpractice cases. He also has extensive experience representing both attorneys and collection agencies in Fair Debt Collection Practices Act class action litigation. He also provides defense for architects facing professional malpractice allegations.

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Ahlers & Cooney and its predecessor partnerships have been practicing law in Des Moines, Iowa, since 1887. Lawyers in the Firm hold law degrees from the Cornell, Drake, Georgetown, Illinois, Iowa, Michigan, North Dakota, Valparaiso, and Washburn law schools. The Firm provides a wide range of legal services to state, national and international clients. In recognition of the quality of its services, the Firm receives frequent referrals and requests for assistance from colleagues in the legal, accounting, education and insurance professions. As part of the Firm's commitment to the legal profession, Firm attorneys serve in numerous positions in local, state and national bar associations. The Firm is located at 100 Court Avenue in Des Moines, Iowa. The 100 Court Avenue Building is on the National Register of Historic Places and has been renovated as a historic

landmark. The location is convenient to the State Capitol complex, Polk County and Federal Courthouses, and Federal, County and City office buildings.

The Firm's litigation department has a long and distinguished reputation in trial and appellate practice at both the federal and state level. The Firm's emphasis in trial practice is primarily in civil litigation, ranging from the simple negligence case to complex commercial litigation. The Firm serves as trial counsel for a wide variety of national and multinational corporations, as well as established Iowa businesses when these companies are involved in litigation throughout the State of Iowa. The Firm also represents a number of property casualty insurance companies and individual self-insured clients. The litigation attorneys have extensive courtroom experience in all types of civil suits including antitrust cases, civil rights actions, constitutional law issues, educational law matters, employee benefits, employment contract cases and tort claims, environmental litigation, ERISA litigation, municipal law issues, personal injury and property damage cases, product liability cases, professional liability claims, public utility law, real estate matters, construction cases, land use litigation, social security issues, and workers' compensation matters. Ahlers & Cooney's litigation department provides breadth and depth of experience to defend today's varied litigation matters. Our experienced trial attorneys regularly handle jury trials, bench trials, bankruptcy proceedings, arbitrations, mediations and administrative and regulatory proceedings. Our litigation group also has extensive experience in dispute resolution outside the court room. Several of our attorneys have served as mediators and/or arbitrators. Our senior trial counselors are seasoned lawyers, including several lawyers with more than 20 years of trial experience.

Several attorneys are members of the Fellows of American College of Trial Lawyers. A number of the Firm's litigation partners and associates are former law clerks for judges on the Eighth Circuit Court of Appeals, United States District Court and the Iowa Supreme Court.

David H. Luginbill was born in South Bend, Indiana, on January 31, 1951. He received his B.A. in 1973 from the University of Iowa and his J.D. with honors in 1976 from Drake University. At Drake he was a member of Order of the Coif, National Order of the Barristers, National Moot Court Team, and Case Notes Editor of the Drake University Law Review, 1975-76. He was admitted to the Iowa Bar in 1976. He is the Chair of the Firm's General Litigation department. He is also an authorized Mediator of the American Academy of ADR attorneys. He is a member of the International Association of Defense Counsel, American Board of Trial Advocates, Defense Research Institute, the Iowa Defense Counsel, Polk County, Iowa State and American Bar Associations.

Steven L. Serck was born in Rock Valley, Iowa, on March 7, 1964. He attended the University of Northern Iowa (B.A., with highest honors, 1986) and received this J.D. (with high distinction) from the University of Iowa in 1989. He is a member of the Order of the Coif and was admitted to the Iowa Bar in 1989. He is a member of the Firm's General Litigation and Local Government Law and Employment Law departments. He is a member of the National Association of College and University Attorneys and the Iowa Defense Counsel, Polk County, Iowa State and American Bar Associations. He has served as chair of the Public Relations Committee of the Polk County Bar Association since 2002. He is the author of Taylor v. Wiebold and Rules of Civil Procedure 48 and 55: Do Statutes of Limitations Still Matter in Iowa? 73 Iowa L. Rev. 975 (1988).

James R. Wainwright was born in Providence, Rhode Island, on May 3, 1970. He received his B.A. in 1992 from Boston College and his J.D. (with honors) from Drake University Law School in 1999. While in law school, he clerked for the Honorable Scott D. Rosenberg of the Polk County District Court and also completed a prosecutor internship with the Polk County Attorney's Office. He was admitted to the Iowa Bar in 1999 and is a member of the General Litigation department of the Firm. He is a member of the Iowa Defense Counsel

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Mr. Enochs has over 40 years of experience in representing professional liability clients, primarily attorneys, accountants and insurance agents with a primary emphasis on attorney malpractice claims from a defense standpoint.

Mr. Enochs is a member of the Kansas and Missouri Bar; American Bar Association; Associate Member of the American Bar Legal Malpractice Data Center; Member of the IADC Professional Liability Committee; Member of the DRI Professional Liability Committee; National Board of Directors of ABOTA; Member of IADC; Member of ADTA.

Attorney professional liability clients include CNA, ALPS, Westport, St. Paul, Travelers and Gulf.

Mr. Enochs has tried in excess of 20 attorney malpractice cases. Mr. Enochs has handled several hundred attorney malpractice claims during his practice.

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Stites & Harbison began defending professionals over one hundred years ago and never stopped. While the firm has defended professional of all shapes and sizes, it places a special emphasis on defending attorneys. Not only do we defend lawyers and their firms in malpractice actions, but we work with them before claims are filed to resolve potential problems. It is not uncommon for our lawyers to be contacted by other attorneys, or their insurance carriers, to investigate potential claims before suit is even contemplated. The lawyers at Stites & Harbison will attempt to resolve disputes between their clients and their adversaries at every opportunity, but will try cases if our clients' best interests would be served.

Lawyers as Stites & Harbison are actively involved in the Kentucky Defense Counsel, the Defense Research Institute's Professional Liability Committee, the Professional Liability Underwriting Society, the Association of Professional Responsibility Lawyers, and other entities focused on the law of lawyering. Representative clients include Lawyers Mutual Insurance of Kentucky, Great American Insurance Company, Administrators for the

Professions of Delaware, Professionals Direct and Zurich. We proudly represent lawyers from all walks of life – big firms or small, plaintiff's counsel or defense, and everywhere in between.

Matt Breetz, a Member of the firm's Louisville office, currently serves on the Kentucky Defense Counsel's Board of Directors, and is a member of APRL and PLUS. He has tried about thirty jury trials to verdict. Matt serves on his firm's ethics committee, and frequently speaks on issues of professional liability and legal malpractice. He also serves on the Steering Committee of DRI's Professional Liability Committee.

John Famularo, a Member of the firm based in its Lexington office, currently serves as co-chair of the firm's Litigation Service Group. John has successfully tried over 100 cases to verdict over the past 30 years. He has been named to The Best Lawyers in America<sup>®</sup>. In addition, John has been elected a Fellow with the American College of Trial Lawyers and an Advocate with the American Board of Trial Advocates. Mr. Famularo lectures to attorneys on issues of professional malpractice defense and jury trial matters.

## LOUISIANA

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Cook, Yancey, King & Galloway is the preeminent defense firm in north Louisiana. Furthermore, it is the largest full-service law firm based north of Baton Rouge. Throughout north Louisiana, CYKG has unparalleled experience defending professionals, including attorneys, judges, physicians, engineers, brokers, and agents. CYKG's attorneys have represented professionals in malpractice actions, contractual disputes, practice dissolutions, and disciplinary complaints. Specifically as to attorney malpractice claims, CYKG has been the preferred firm in northwest Louisiana for the state-bar sponsored legal malpractice program for well over twenty-five years. CYKG has

represented solo practitioners, small partnerships, and large firms. Moreover, the underlying claims in its legal malpractice cases have had diverse backgrounds, ranging from simple matters to the very complex. Such underlying claims have included personal injury actions, criminal tax charges, wills, trusts, and commercial transactions.

CYKG's attorneys pride themselves on working closely with both the professional and his insurer, while striving to exceed the expectations of both. CYKG has the expertise to identify those disputes which call for early resolution, and the trial experience to vigorously and successfully defend its clients in court.

CYKG's representative insurer clients include CNA-PRO, Westport Insurance Company, Coregis Insurance Company, ALAS, and Employers Reinsurance Corporation. Herschel E. Richard, Jr. is the senior partner at CYKG. He has a complex practice, involving business litigation, toxic torts, products liability, and legal and medical malpractice. He has practiced law for over thirty-five years. He is a Fellow of the American College of Trial Lawyers, the International Society of Barristers, and the Louisiana Bar Foundation. He is a member of and past-president of the Louisiana Association of Defense Counsel. He is also a member of the Council of the Louisiana State Law Institute. He was the 2000 recipient of the Curtis R. Boisfontaine Trial Advocacy Award given by the Louisiana State Bar Association. He is the only north Louisiana lawyer listed by Best Lawyers in America in the field of legal malpractice. He is AV rated.

Lee H. Ayres is the managing director of CYKG's Litigation Division. A significant portion of his practice is dedicated to defending professionals, including lawyers, physicians, and agents. He has seventeen years of experience with handling numerous professional liability claims. He has authored papers and given lectures on subjects involving professional liability claims. He has served on the Board of Directors, as well as the Executive Committee, for the Louisiana Association of Business & Industry. He has served on the Board of Directors of the Louisiana Association of Defense Counsel. He currently serves as a faculty member of the Louisiana Association of Defense Counsel's Trial Academy. He is listed in the Best Lawyers in America and is AV rated.

Brian A. Homza has had over twenty-five years trial experience. His practice includes defense of first party insurance claims, including coverage issues, fire claims, and commercial claims, including business interruption loss. He also defends professional liability claims, including insurance agents and brokers and real estate agents. He is a member of the Louisiana Association of Defense Counsel, the Defense Research Institute, International Association of Arson Investigators, and the Insurance Committee on Arson Control. He has been asked to lecture and provide papers on the defense of arson claims by the Alcohol, Tobacco & Firearms and the Louisiana State Bar Association. He is AV rated. In addition to his experience and expertise as a trial attorney, Mr. Homza is also an accomplished mediator.

**LOUISIANA (Continued)**

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Sutterfield & Webb, L.L.C. was established in 1997 by the senior and managing directors of a larger New Orleans-based law firm with a regional practice.

The attorneys of Sutterfield & Webb, L.L.C., have a great deal of experience defending professionals and advising them with respect to liability claims, including claims against attorneys, realtors, real estate appraisers and inspectors, insurance agents and brokers, insurance adjustors, accountants, nursing homes, physicians and other health care providers. Professional liability is a major practice area for the firm, and our attorneys have spoken at continuing education seminars on legal and insurance broker liability. As important, the firm is very experienced in trial and appellate practice and procedural law, including jury presentations, evidence, expert witness qualifications, pre-trial motions, trial and post trial procedures. Sutterfield & Webb, L.L.C. is a Martindale-Hubble AV rated firm.

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The attorneys at Campbell Campbell Edwards & Conroy provide a full range of services to the insurance industry, including the defense of legal and other professional malpractice actions from coverage analysis to litigation strategy and management and alternative

dispute resolution. The firm is currently defending a variety of legal malpractice claims and lawsuits for ACE INA.

Mr. Campbell focuses his practice on civil litigation and the defense of products liability, professional malpractice and negligence matters. He is responsible for supervising and coordinating litigation for the firm throughout New England and other regions of the country. Mr. Campbell is a Fellow of the American College of Trial Lawyers and an Advocate of the American Board of Trial Advocates. He is a member of the ABOTA National Board of Directors, the current Director of the International Association of Defense Counsel's Trial Academy, past Director of the American Bar Association's National Trial Academy, Past President of the Massachusetts Defense Lawyers' Association, and former member of the Defense Research Institute's Board of Directors.

Mr. Voke concentrates his practice on the defense of products liability and negligence cases. He has several reported decisions from litigation in both state and federal courts. He is a Past President of the Massachusetts Defense Lawyers Association and a member of the American Bar Association, where he serves on the Products, General Liability and Consumer Law Committee of the Tort Trial and Insurance Practice Section. He is a member of the Massachusetts Bar Association's Civil Litigation Section and the Defense Research Institute. He is also a member of the International Association of Defense Counsel.

Representative clients for legal malpractice cases include ACE INA.

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Sulloway & Hollis, P.L.L.C., which traces its roots to the mid-nineteenth century, is one of the largest law firms in northern New England. The Firm's headquarters are located in Concord, New Hampshire and Portland, Maine. We have received Martindale-Hubbell's highest law firm rating and nearly one half of our attorneys have been selected as "Best Lawyers in America." Our relationship with business, industry and government decision makers helps us understand and resolve legal challenges on our clients' behalf.

Sulloway and Hollis would welcome the opportunity to work with insurers and their insured professionals in the defense of legal malpractice claims in New Hampshire and Maine. We have substantial experience in the defense of such claims and have achieved outstanding results for our clients. One of our partners, Attorney Margaret Nelson ([mnelson@sulloway.com](mailto:mnelson@sulloway.com)), is the Chair of the New Hampshire Supreme Court's Committee on Professional Conduct and an experienced litigator whom your insureds will know and respect. At Sulloway, we provide the highest quality legal representation, responsive to your needs, at a fair price.

Please visit Sulloway & Hollis at [www.sulloway.com](http://www.sulloway.com) or contact the Firm's Managing Director, Robert J. Lanney for more information.

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**Mr. Brian Goodman has defended numerous food product liability cases over the past twenty years. He has represented Tyson Foods, Carlson Restaurant Corporation (TGI Fridays), The Great Atlantic and Pacific Tea Company, and others in a variety of tort actions in the State and Federal Courts in Maryland. Mr Goodman has litigated and taken to verdict over 35 jury trials, and has had numerous food related cases decided on Motion prior to trial. He is an AV rated lawyer and is a member of the IADC, the DRI and the Maryland Association of defense Counsel.**

**Robert W. Hesselbacher, Jr.**

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**Mr. Hesselbacher has over 20 years of experience in representing attorneys and other professionals in Maryland and the District of Columbia, and he has experience in attorney professional liability insurance coverage issues as well. He currently is Vice Chair of the Professional Liability Committee of the Defense Research Institute and is Chair of the Professional Ethics Committee of the Bar Association of Baltimore City.**

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**The attorneys at Campbell Campbell Edwards & Conroy provide a full range of services to the insurance industry, including the defense of legal and other professional malpractice actions from coverage analysis to litigation strategy and management and alternative dispute resolution. The firm is currently defending a variety of legal malpractice claims and lawsuits for ACE INA.**

Mr. Campbell focuses his practice on civil litigation and the defense of products liability, professional malpractice and negligence matters. He is responsible for supervising and coordinating litigation for the firm throughout New England and other regions of the country. Mr. Campbell is a Fellow of the American College of Trial Lawyers and an Advocate of the American Board of Trial Advocates. He is a member of the ABOTA National Board of Directors, the current Director of the International Association of Defense Counsel's Trial Academy, past Director of the American Bar Association's National Trial Academy, Past President of the Massachusetts Defense Lawyers' Association, and former member of the Defense Research Institute's Board of Directors.

Mr. Voke concentrates his practice on the defense of products liability and negligence cases. He has several reported decisions from litigation in both state and federal courts. He is a Past President of the Massachusetts Defense Lawyers Association and a member of the American Bar Association, where he serves on the Products, General Liability and Consumer Law Committee of the Tort Trial and Insurance Practice Section. He is a member of the Massachusetts Bar Association's Civil Litigation Section and the Defense Research Institute. He is also a member of the International Association of Defense Counsel.

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Meagher & Geer is a litigation and business services law firm with offices in the Midwest and Southwest. In Minneapolis, we have been providing a wide range of legal services for more than 75 years including professional liability defense, insurance litigation and coverage, commercial litigation and related business services, mass tort and products liability defense, appellate law and alternative dispute resolution. Meagher & Geer has more than 70 attorneys from a variety of backgrounds, knowledge and experience. Our attorneys have been recognized by their peers for their expertise and are leaders in the legal community.

For the past 34 years, Gary Hoch has had a diverse trial practice including professional and products liability, commercial litigation, intellectual property, insurance coverage, and personal injury. Mr. Hoch is a Fellow in the American College of Trial Lawyers, a Fellow in the International Society of Barristers, and a member of the American Board of Trial Advocates. He has been selected by his peers, in statewide surveys, as a Top 100 Super Lawyer, a Top 25 Tort Litigator, a Leading Minnesota Lawyer. He also is listed in the Best Lawyers in America and Who's Who in American Law. Gary also serves as a neutral arbitrator and mediator.

Before joining Meagher & Geer, Charles Jones spent six years in a senior role in the in-house legal department of a publicly traded software staffing and development company. This experience gives him a unique and in-depth perspective to the legal representation and business needs of his clients. In all, Mr. Jones has 15 years of experience representing corporate and individual clients in complex litigation matters including professional negligence, employment law, software development, contracts, and intellectual property. He has handled, on a first-chair basis, cases in 28 jurisdictions throughout the United States. He has also represented clients in administrative hearings in several states and the United Kingdom.

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For more than two decades, Butler Snow has been active in the defense of professional liability claims. Over that time, Ken Barton, Steve Ray and Tommy Williams have devoted a significant portion of their practices to the defense of professional liability claims involving lawyers, as well as other professionals including accountants, insurance agents and real estate agents and brokers. Butler Snow also defends claims against healthcare professionals. The Firm encourages alternative dispute resolution for resolving both claims and lawsuits.

The attorneys on our lawyers' professional liability team have been active in bar and other professional responsibility forums. One or more have been members of the Ethics Committee of the Mississippi Bar (one as Chair) and of the American Bar Association's

Center for Professional Responsibility, the Mississippi Defense Lawyers Association and the Defense Research Institute and the Association of Professional Responsibility Lawyers (APRL). They have received awards for outstanding service and contributions to the profession and for their dedication to improving professional ethics, and they are frequently requested to present seminars on professional liability and ethical issues.

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Mr. Enochs has over 40 years of experience in representing professional liability clients, primarily attorneys, accountants and insurance agents with a primary emphasis on attorney malpractice claims from a defense standpoint.

Mr. Enochs is a member of the Kansas and Missouri Bar; American Bar Association; Associate Member of the American Bar Legal Malpractice Data Center; Member of the IADC Professional Liability Committee; Member of the DRI Professional Liability Committee; National Board of Directors of ABOTA; Member of IADC; Member of ADTA.

Attorney professional liability clients include CNA, ALPS, Westport, St. Paul, Travelers and Gulf.

Mr. Enochs has tried in excess of 20 attorney malpractice cases. Mr. Enochs has handled several hundred attorney malpractice claims during his practice.

## NEW HAMPSHIRE

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Sulloway & Hollis, P.L.L.C., which traces its roots to the mid-nineteenth century, is one of the largest law firms in northern New England. The Firm's headquarters are located in Concord, New Hampshire and Portland, Maine. We have received Martindale-Hubbell's highest law firm rating and nearly one half of our attorneys have been selected as "Best Lawyers in America." Our relationship with business, industry and government decision makers helps us understand and resolve legal challenges on our clients' behalf.

Sulloway and Hollis would welcome the opportunity to work with insurers and their insured professionals in the defense of legal malpractice claims in New Hampshire and Maine. We have substantial experience in the defense of such claims and have achieved outstanding results for our clients. One of our partners, Attorney Margaret Nelson ([mnelson@sulloway.com](mailto:mnelson@sulloway.com)), is the Chair of the New Hampshire Supreme Court's Committee on Professional Conduct and an experienced litigator whom your insureds will know and respect. At Sulloway, we provide the highest quality legal representation, responsive to your needs, at a fair price.

Please visit Sulloway & Hollis at [www.sulloway.com](http://www.sulloway.com) or contact the Firm's Managing Director, Robert J. Lanney for more information.

#### **NEW JERSEY**

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Bruce E. Barrett, Esq., is the Professional Liability Practice leader in our New Jersey office. Mr. Barrett has been a part of our firm since prior to actually entering the practice of law (for over 20 years). He has handled multiple legal malpractice matters with scenarios ranging from missed statutes, alleged estate related errors, investment counseling and family law issues to clients/counsel civil actions being dismissed following the issuance of severe discovery sanctions.

Mr. Barrett and his team have worked with many insurers in this practice area including ACE, Gen Star, Gulf, Hudson and Lloyd's, in addition to several Third Party Administrators.

He received his Bachelor of Arts from the University of Pennsylvania in 1978 and his Juris Doctorate, with honors, from Rutgers University School of Law in 1982. Mr. Barrett is a member of the Defense Research Institute and International Association of Defense Counsel.

#### **NEW MEXICO**

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The Rodey Law Firm has unique capabilities in professional liability defense in New Mexico. We have a long-standing Professional Liability Practice Group of experienced litigators who deal exclusively with professional malpractice, disciplinary, and ethics litigation and consultation. We represent lawyers, accountants, real estate brokers, engineers, insurance agents and other non-medical professionals. We are similarly experienced in insurance coverage representation in these areas.

The Professional Liability Practice Group served for a number of years as primary defense counsel in New Mexico for the Home Insurance Company, which traditionally insured the majority of the New Mexico Bar. With the demise of Home, we now represent the insureds of Camico, CNA, Safeco, DPIC, ALPS, Lawyer Protector Plan, Navigators, Zurich, and others. We have successfully represented professional malpractice defendants in courts and disciplinary proceedings throughout the state. We believe that our familiarity with professional liability issues coupled with our skill as litigators and our long-time experience with judges and juries throughout the state enables us to provide our clients with cost effective representation in even the most complex matters.

Jack Brant is a director in the Albuquerque office. He practices in the litigation department with an emphasis on attorney and accountant professional liability defense, asbestos litigation, insurance coverage and bad faith litigation, and general commercial litigation. Clients include DPIC, ALPS, Lawyers Protector Plan, CNA, Zurich and Safeco.

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**ABRAMS, GORELICK, FRIEDMAN & JACOBSON, P.C.**, handles professional liability claims brought against lawyers, insurance agents and brokers and other professionals. In the legal malpractice arena, Abrams, Gorelick is retained by both professional liability insurers and directly by large, well-known law firms. Abrams, Gorelick is a full-service defense litigation firm whose well-respected trial and appellate attorneys who understand the emotional and financial impact that a professional liability claim has on its clients. Consequently, Abrams, Gorelick's attorneys focus on the concerns of our clients and work towards the most effective resolution of each case.

**Barry Jacobs** leads our lawyer's professional liability team. He has been involved in representing the interests of lawyers for many years and has successfully obtained numerous defendants' verdicts on behalf of his clients including several for a major law firm based in New York City. He also has taken other legal malpractice cases to various stages of trial, disposing of the claims only after achieving very favorable results for his clients. In addition, Mr. Jacobs has been very successful in paring down and limiting claims by aggressively utilizing summary judgment motion practice. Finally, he is an experienced appellate lawyer who frequently is called upon to review files and trial transcripts, provide counsel and advice and prosecute appeals from adverse rulings and results.

In addition to Barry Jacobs, the attorney malpractice team includes firm members Glenn Jacobson and Leonard Kamlet and associate Amy Davidoff.

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Hurwitz & Fine, P.C. has successfully represented legal professionals in the defense of malpractice claims since its founding in 1977. We are known in Western New York as “Special Counsel to the Profession” and are consulted regularly in potentially litigious matters by other law firms. A thorough knowledge of the responsibilities, governance, and licensing requirements of the profession and a clear understanding of numerous areas of law to comprehend the underlying matters has proven key. Our corporate department has extensive experience in real estate, bankruptcy and corporate law that has served as an excellent internal resource for our firm. While called upon regularly to defend these matters, we are also often consulted by other law firms and carriers who seek coverage opinions in relation to these complex professional liability claims.

The head of the firm’s Professional Liability Malpractice Team is Harry F. Mooney who is active in numerous local and national professional liability organizations. He is a member of the International Association of Defense Counsel and is past Chairman of its Legal Malpractice Committee; he serves on the Professionals’ Officers’ & Directors’ Liability Committee of the Torts and Insurance Practice Section (TIPS) of the American Bar Association and is a member of the Professional Liability Committee of the Defense Research Institute and a member of the Professional Liability Underwriters Society (PLUS). He has authored articles and made numerous presentations on legal malpractice and professional liability topics.

Mr. Mooney is the former Chairman of the Professional Continuity & Responsibility Committee and is a member of the Ethics Committee of the Erie County Bar Association; the Torts, Insurance, and Compensation Law Section of the New York State Bar Association; former Chairman of the New York State Bar Association Special Committee to Improve the Civil Justice System and former Vice Chair of the New York State Bar Association Civil Practice Law and Rules Committee; and is past President of the Defense Trial Lawyers Association of Western New York. Mr. Mooney is so highly regarded in the courts that he has served on the Magistrate Merit Selection Panel for screening applicants and making recommendations for Magistrate Judge appointments for the Western District of New York.

The other members of the team, including Michael F. Perley, Andrea Schillaci, Scott C. Billman and Alisa A. Lukasiewicz have all worked extensively in the defense of legal malpractice matters in state courts and when necessary, have handled matters at the appellate level.

#### **NEW YORK (Continued)**

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Molod Spitz & DeSantis, P.C. has handled a broad range of professional liability matters including legal and accounting malpractice, director and officer liability, and insurance agents/brokers errors and omissions cases. We are currently representing New York attorneys in legal malpractice cases through several carriers, and have been designated by several firms with defense deductibles as their counsel of choice.

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Cranfill, Sumner & Hartzog has extensive experience defending professional malpractice claims including those against architects, appraisers, engineers, lawyers, realtors and other non-medical professionals.

Representative Legal Malpractice Clients: CNA, St. Paul, Zurich, GenStar, NC Lawyers Mutual, KP Claims

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Our expertise in defending professional malpractice claims includes those against architects, accountants, engineers, lawyers, insurance and real estate agents, financial planners and other non-medical professionals.

Representative Clients: Zurich North America, Interstate Insurance Group, Fireman's Fund, Kemper Specialties, ProNational, and Great American Insurance Company.

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**PENNSYLVANIA (Continued)**

**Fine, Wyatt & Carey, P.C.**  
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**The law firm of Fine, Wyatt & Carey, P.C. has been defending professional liability claims, including claims against physicians, oral surgeons, attorneys, real estate agents and other professionals for over twenty –five years. Representative professional liability clients include AAOMS Mutual Insurance Company, Administrators for the Professions of Delaware, Inc., PMSLIC, Risk Enterprise Management, Ltd., St. Paul Fire & Marine Insurance Company, Medical Protective Company, and Westport Insurance.**

**Richard G. Fine is a past president of the Lackawanna Bar Association and serves as a Mediator for the United States District Court for the Middle District of Pennsylvania.**

**Patrick C. Carey has twenty-five years of experience in civil litigation and professional liability lawsuits. His current practice is devoted primarily to the defense of medical professionals.**

**John T. Clary, Jr. has twenty-five years of experience in civil litigation, including the defense of claims against attorneys, physicians, oral surgeons and insurance agents and companies.**

**Jeffrey E. Havran has defended many claims of medical and dental malpractice**

**Edward A. Monsky has in excess of twenty years of experience defending legal malpractice claims, on behalf of the insureds of the Home Insurance Company, GE Westport and Coregis Insurance Company. He has served for several years as a member of the Professional Liability Section of the Pennsylvania Bar Association. He has also lectured on behalf of the Pennsylvania Bar Association in the area of preventing legal malpractice claims. He has represented attorneys on such claims throughout eastern and central Pennsylvania.**

**James R. Kahn, Esq.**  
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**Margolis Edelstein**  
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Margolis Edelstein has been representing the interests of professionals since our formation. Our partners and associates have been active in the defense of professional liability cases involving physicians, nurses and other health care providers, lawyers, accountants, architects and engineers, insurance brokers and agents and adjustors, Realtors and title agents, among others.

In connection with Legal Professional Liability matters, our firm has successfully handled claims against lawyers stemming from underlying trusts and estates matters, business and real estate transactions, and bankruptcy cases, as well as general litigation matters. We have worked with many insurers and program administrators in this practice area including ACE, General Star, Gulf, Hudson, Lloyd's, Navigators and Safeco, among others.

James R. Kahn leads this practice area in our Philadelphia location, in addition to our intellectual property group; Mr. Kahn is a *magna cum laude* graduate of the University of Pennsylvania and earned his J.D. from Harvard Law School.

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Mr. Stewart and Mr. Selep are admitted to practice in both Pennsylvania and West Virginia. Mr. Ramaley is admitted to practice in both Pennsylvania and Ohio.

Zimmer Kunz's Professional Liability Practice Group has experience advising and defending attorneys, accountants, engineers, architects, physicians, dentists and other professionals and their insurance carriers in malpractice matters. With respect to lawyer's professional liability matters, representative clients include: AIG; CNA; Philadelphia

Insurance Company, Kemper and Gulf. Members of the firm have also handled direct representation of attorneys in disciplinary proceedings.

## **RHODE ISLAND**

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The attorneys at Campbell Campbell Edwards & Conroy provide a full range of services to the insurance industry, including the defense of legal and other professional malpractice actions from coverage analysis to litigation strategy and management and alternative dispute resolution. The firm is currently defending a variety of legal malpractice claims and lawsuits for ACE INA.

Mr. Campbell focuses his practice on civil litigation and the defense of products liability, professional malpractice and negligence matters. He is responsible for supervising and coordinating litigation for the firm throughout New England and other regions of the country. Mr. Campbell is a Fellow of the American College of Trial Lawyers and an Advocate of the American Board of Trial Advocates. He is a member of the ABOTA National Board of Directors, the current Director of the International Association of Defense Counsel's Trial Academy, past Director of the American Bar Association's National Trial Academy, Past President of the Massachusetts Defense Lawyers' Association, and former member of the Defense Research Institute's Board of Directors.

Mr. Voke concentrates his practice on the defense of products liability and negligence cases. He has several reported decisions from litigation in both state and federal courts. He is a Past President of the Massachusetts Defense Lawyers Association and a member of the American Bar Association, where he serves on the Products, General Liability and Consumer Law Committee of the Tort Trial and Insurance Practice Section. He is a member of the Massachusetts Bar Association's Civil Litigation Section and the Defense

Research Institute. He is also a member of the International Association of Defense Counsel.

Representative clients for legal malpractice cases include ACE INA.

## **SOUTH CAROLINA**

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Richardson, Plowden, Carpenter & Robinson, P.A. is a 30 plus attorney law firm with a general insurance defense, business litigation and transactions practice. The firm has several attorneys that specialize in professional liability including lawyer's professional liability. The attorneys of Richardson, Plowden, Carpenter & Robinson, P.A. have represented clients ranging from individual attorneys to large multi-specialty firms.

Les Cotter is a shareholder of the firm who has been representing attorneys in malpractice cases for more than twenty years. Les is a former law clerk for South Carolina Circuit Judge Rodney A. Peeples and United States District Court Judge Clyde H. Hamilton and he is a member of the South Carolina Bar House of Delegates.

Tony Rebollo is a shareholder of the firm who has extensive experience representing attorneys (and other licensed professionals) in both civil and criminal proceedings, in state and federal courts, as well as matters pending before state disciplinary agencies. Reported malpractice cases handled by Mr. Rebollo include the following: Ponder v. Brice & Mankoff, 889 S.W.2d 637 (Tex. App.--Houston [14th Dist.] 1994, writ denied) (affirming summary judgment in favor of attorneys in legal malpractice case arising from attorneys' legal opinion on a tax shelter); see also Sutton v. Mankoff, 915 S.W.2d 152 (Tex. App.--Fort Worth 1996, writ denied) (same); Sargent v. Brice & Mankoff, 1996 WL 10277 (Tex. App.--Dallas 1996, writ denied) (same); and Murphy v. Campbell, 964 S.W.2d 265 (Tex. 1997) (affirming summary judgment in favor of Deloitte & Touche on all claims in tax malpractice case arising from alleged erroneous tax advice on sale of corporation's assets and alleged errors in preparation of corporate tax returns).

## TENNESSEE

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Baker Donelson represents local, regional, national and international clients across numerous industries in regard to a myriad of complex issues. The Firm's service philosophy is grounded in the commitment to provide innovative, results-oriented solutions while placing the needs of its clients first. Baker Donelson understands the constantly evolving and changing nature of the law and political conditions around the world, and is highly dedicated to providing the necessary continuing education to maintain the thought leadership and sophistication of the attorneys and public policy advisors within the Firm. By investing in and using state-of-the-art Web technologies, collaborative systems and the latest knowledge management tools, Baker Donelson provides efficient, streamlined service to its clients and in so doing maintains a competitive advantage in the legal services industry.

In addition to Mr. Lewis, Robert G. McDowell has served as Tennessee's Loss Prevention Coordinator on behalf of the Attorneys' Liability Assurance Society, Inc. ("ALAS") and as one of his firm's Loss Prevention Counsel since 1988. He is the past chair of the Fee Disputes Committee of the Nashville Bar Association and has served as a seminar speaker on professional responsibility on its behalf. He is listed in *The Best Lawyers in America*® since 2005; Alternative Dispute Resolution.

## TEXAS

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Brown Sims, P.C. is an established insurance defense firm which has successfully defended clients in Texas since 1968. Several of the firm's forty lawyers specialize in the defense of attorneys in professional liability suits and State Bar of Texas grievance proceedings.

Robert Browning has successfully defended over 125 attorneys in professional liability and State Bar of Texas grievance matters. He also regularly writes and speaks on the topics of attorney ethics and malpractice prevention. He is the author of *Avoiding Malpractice Traps in Litigation* which was presented to the Houston Bar Association

Continuing Legal Education Series, the co-author of *Limitations in Legal Malpractice Cases: The Texas Supreme Court Clarifies the Hughes Rule* which was published in the Texas Lawyer, a co-author of *Why All The Noise About Noisy Withdrawal?: A Post Conference Reflection on an Aspect of the Sarbanes-Oxley Act of 2002* published in the South Texas Law Review, and the author of *Pro Se Representation Before A Grievance Committee* which was published in the Texas Lawyer. Mr. Browning has also been the editor of the Texas Association of Defense Counsel's bi-annual non-medical Professional Liability newsletter for many years.

John G.H. Davis, a native Texan, comes from a family of Texas attorneys. Mr. Davis has successfully defended Texas attorneys and their law firms in professional liability actions his entire career. Mr. Davis has also defended and won over 25 grievances before the State Bar of Texas. Mr. Davis is regularly consulted by attorneys and their law firms prior to litigation to assist in putting policies and procedures in place which would minimize the potential for professional liability.

Byron Sims has defended attorneys in Texas for over 35 years. His professional liability expertise has been enhanced by the nine years that he sat on District 4-A and District 4-C Attorney Grievance Committees as well as his work as Special Counsel for the Commission on Lawyer's Discipline. Mr. Sims is also Board Certified in Civil Trial Law and Personal Injury Trial Law.

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Hermes Sargent Bates, a full-service commercial firm and the largest firm in Texas with a female name partner, works with a wide array of local, national, and international clients in the risk, manufacturing, services, and commercial sectors. Recently named the sixth fastest growing firm in Texas by Texas Lawyer, the firm handles a wide range of cases, including: accounting malpractice, appellate & litigation support, banking & finance, bankruptcy & creditors' rights, commercial litigation, construction litigation, employment & labor, healthcare, insurance, legal malpractice and grievance defense, mass tort litigation, medical malpractice, premises liability, products liability, professional liability, real estate, transportation, and workers' compensation. The attorneys also have a broad depth of experience in advising clients on non-litigation matters.

Any business that requires specialized training or education is subject to professional liability lawsuits. Claims of malpractice go beyond the medical profession to lawyers, accountants, insurance agents, architects, real estate agents and more. The best defense against professional liability is to prevent it. Professional liability has always been a

significant part of HSB's practice. If you are a professional, we can help you identify potential problems and develop safeguards to prevent claims. And if an issue does arise, we will aggressively defend your interests. Our attorneys have worked on hundreds of legal malpractice claims, tried over a dozen with very favorable results, and have been instrumental in developing laws governing attorney conduct and liability. One of the fastest growing areas of the practice has been defending accountants in a wide variety of claims, which have significantly increased in recent years. We also have an active practice in defending insurance agents, real estate agents, architects, and engineers.

Mr. Hermes, name partner, is Immediate Past President and a board member of The Harmonie Group, an elected member of the International Association of Defense Counsel in which he is a member of the Legal Malpractice and Products Liability Committees and Chairman of the Membership Committee for Northeast Texas, a Fellow of the Texas Bar Foundation, the original Chairman of the Advisory Panel of the Tort Litigation and Insurance Committee of the General Counsel's Management Practices Forum, a member of the ABA Litigation and Construction Industry Sector, a member of the Dallas Bar Association's Construction Section, an associate member of the Defense Research Institute, on the Texas Association of Defense Counsel, on the Dallas Association of Defense Counsel, rated AV by Martindale-Hubbell, a Barrister of the William Mac Taylor 112th Inn of Court, and a two-time Texas Monthly "Texas Super Lawyer." In regards to legal malpractice, Mr. Hermes has authored and co-authored papers on legal malpractice and litigation skills. He is co-author of "Leveling the Legal Malpractice Playing Field: Reverse Bifurcation of Trials" to be published in the upcoming issue of the St. Mary's Law Journal. He also spoke as a panelist in the Spring of 2005 at the Fourth Annual Symposium on Legal Malpractice and Professional Liability. He has lectured on trends in legal malpractice defense and professional liability. He has taught at legal ethics and malpractice prevention seminars and has been a faculty member for the Texas Association of Defense Counsel's Annual Trial Academy.

Having handled hundred of legal malpractice cases during his career for individual practitioners and for all sizes of law firms, Mr. Hermes has tried numerous legal malpractice cases to successful defense verdicts. He has acted as trial counsel on the following published legal opinions addressing issues in the legal malpractice arena: *Byrd v. Woodruff*, 891 S.W.2d 689 (Tex. App.--Dallas 1994, writ dismissed by agr.); *Mackie v. McKenzie*, 890 S.W.2d 632 (Tex. 1995); *General Motors Acceptance Corp. v. Crenshaw, Dupree & Milam, L.L.P.*, 986 S.W.2d 632 (Tex. App.--El Paso 1998, pet. denied); *Douglas v. Delp*, 987 S.W.2d 879 (Tex. 1999).

Mr. Tostrud, founding partner, devotes his practice to the defense of lawyers and accountants, and all types of business litigation. In the past 16 years, Mr. Tostrud has represented hundreds of lawyers, from solos to large firms, on legal malpractice and grievance matters. Mr. Tostrud speaks regularly on topics involving legal ethics, risk management, and current professional liability issues. AV rated by Martindale-Hubbell, he is a member of the State Bar of Texas' Litigation Section, a member of the Tort and Insurance Practices Section & Business Litigation Section of the Dallas Bar Association, a member of the ABA Litigation Section and the Professional Liability Committee of the Litigation Section, a member of the Professional Liability Underwriters Society, and a two-time *Texas Monthly* "Texas Super Lawyer."

Ms. Benavides' practice is devoted to business and commercial litigation, particularly for high tech companies and professionals. Ms. Benavides acts as co-chair for several local and national organizations: Dallas Young Lawyers Association's Membership Committee; south-central region of Lambda Legal Defense; and the Trade Secrets and Unfair Practices Subcommittee for the Business and Commercial Litigation Committee of the Litigation Section of the American Bar Association. Ms. Benavides published several articles this year including, "Corporate Sleuthing: Surveillance of Employee Activities to Prevent

Disclosure of Trade Secrets,” and currently serves as Editor for the southern region of the Defense Research Institute fifty state survey of unfair competition law. She was selected one of Dallas' Best Lawyers by *D Magazine* in 2005, named a "Texas Rising Star" by *Texas Monthly*, and selected to participate in the 2004/2005 Dallas Young Lawyers Association's Young Leaders Program. Clients include officers and directors for large, privately held investment and high technology companies and local and out of state law and accounting firms.

Mr. Adams focuses his practice on commercial litigation and professional liability, defending businesses and professionals, his legal experience backed by years of CPA work in two of the nation's top firms. Recipient of the American Jurisprudence Award for Legal Research, and the Chamberlain Hrdlicka Award for Federal Income Tax, he is also a member of the ABA, Texas State Bar Association, Dallas Bar Association, and the American Institute of CPAs. Representative experience includes defending officers and directors of public companies in federal district and bankruptcy courts, and defending professionals including accountants with large national firms and local CPA firms.

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Snow, Christensen & Martineau's professional liability group has extensive experience in defending claims against professionals in a variety of disciplines, including, but not limited to, attorneys; accountants; architects; and engineers. Throughout the over 115-year history of Snow, Christensen & Martineau, the firm has established a tradition of defending professional liability claims and has become familiar with the specific concerns and issues associated with such defense, including the need to represent such clients in a cost-effective and discreet manner. Although the firm's representation of professionals is primarily limited to the state and federal courts in Utah, the firm has the resources to represent professionals in all disciplines throughout the western United States.

The attorneys in the professional liability group have extensive experience in all phases of litigation and have represented professionals up to and through the trial level on numerous occasions. In addition to the extensive trial experience of the professional liability group, the attorneys in the group also have experience in resolving matters through alternative methods such as mediation and arbitration. All phases of the litigation will be handled by attorneys, paralegals, and staff with considerable experience in this specific area of the law who are committed to the successful representation of our clients.

Representative Clients:

Monitor Liability Managers, Inc.  
Attorneys' Liability Assurance Society  
Lloyds of London Underwriting Group  
Shand Morahan & Company, Inc.  
Evanston Insurance

**Westport Insurance Corporation**

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Harman, Claytor, Corrigan & Wellman has developed a niche in the defense of professional liability claims, particularly those dealing with litigation related issues. Harman, Claytor also provides representation to attorneys on matters relating to disciplinary issues including before the disciplinary panels of the Virginia State Bar. Additionally, the firm has a dedicated insurance coverage team, headed by John Claytor, which regularly provides coverage advice on professional liability policies. Members of Harman, Claytor are active in a number of professional liability related organizations, including DRI and ABA. Representative clients include the Virginia State Bar endorsed carrier ALPS. Members of Harman, Claytor, Corrigan & Wellman have successfully resolved professional liability related lawsuits through jury verdict, dispositive motions, arbitration and mediation. In addition, Harman Claytor attorneys have lectured extensively on ethical issues including the role of insurance defense counsel. Please contact Mike Harman or Lynne Blain for more specific information pertaining to these matters.

**WASHINGTON**

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Betts, Patterson & Mines, P.S. is a 25-attorney firm with an emphasis in defense litigation. Betts, Patterson & Mines, P.S. attorneys are active in the Defense Research Institute, the International Association of Defense Counsel, and the Washington Defense Trial Lawyers. Both Mr. Tompkins and Mr. Goldstein have consistently been elected as “super lawyers” by their peers and Mr. Tompkins was recently named one of the “Best Lawyers” in Seattle by Seattle magazine.

Betts, Patterson & Mines, P.S. has an active professional liability defense practice, which includes the defense of attorneys throughout the state in cases ranging from alleged malpractice in land use matters to estate planning, missed statutes of limitations claims and miscellaneous other claims of faulty advice. The majority of our attorney malpractice defense work has been through Gulf and St. Paul/Travelers.

#### WEST VIRGINIA

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## **WISCONSIN**

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Mr. Johnson is managing partner of the firm and has handled well over 200 professional liability cases with over 25 of those being tried to verdict. The majority of his trials in this practice area involved legal malpractice with the remaining being accounting, architect and engineer suits. His practice spans 30 years with literally hundreds of trials to verdict defending insurers and their clients.

**Michael Crooks**  
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Mr. Crooks is currently handling multiple legal malpractice cases, has been involved in 12-15 trials in this practice area and has also handled numerous architect and accounting malpractice claims. He has also appeared on multiple occasions before the Board of the Office of Lawyer Regulation, Wisconsin's lawyer oversight division, on behalf of his attorney clients.

## **THE HARMONIE GROUP**

For more information on the Group contact:

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**The Harmonie Group provides NATIONAL ACCESS TO EXCELLENCE. The defense firms in our network handle complex and difficult high stakes litigation for corporations, third party administrators and insurance companies. The process of looking for counsel can be time consuming, uncertain, and difficult. Harmonie is a by invitation only network where the firms are subjected to a rigorous review process to meet our standards, ethics and values before they are invited to join. The Harmonie Group is pleased to provide on line access to our NATIONAL DIRECTORY on our web site at [www.harmonie.org](http://www.harmonie.org).**