

CLIENT

# 2022 USLAW NETWORK PROFESSIONAL LIABILITY FORUM

**USLAW**  
NETWORK, INC.<sup>®</sup>

THE SPA AT NORWICH INN • NORWICH, CONNECTICUT • **JULY 13 - 14, 2022**



# ABOUT THE 2022 USLAW NETWORK PROFESSIONAL LIABILITY FORUM

The 2022 USLAW NETWORK Professional Liability Forum is a first of its kind two-day, interactive discussion among insurance executives and USLAW outside counsel focusing on the most important current and future legal issues that impact your and your insured's business. Instead of the standard presentation format, the Forum is deliberately fluid in nature, encouraging attendee participation thereby providing a wealth of information and practical experience on the very topics being discussed.

## TOPICS TO BE DISCUSSED:

- Mega/Nuclear Verdicts in Professional Liability Cases
- Cyber Liability, Hacking and Scamming, and Attendant Claims Against Law Firms
- The Proliferation of Remote Working Environments and the Impact on Professional Liability Claims
- The Rise of Claims Pertaining to Impaired Lawyers
- Increasingly Complex Malpractice Settlements and Attendant Terms for Consideration
- The Increase in Early "Limits Demands" and Strategies for Response
- Strategic Considerations for Drafting and Enforcing Arbitration Provisions

Take a short summer break and join USLAW NETWORK from **July 13 - 14 at the beautiful Spa at Norwich Inn** in Norwich, Connecticut for this year's Forum.

## CLE/CE ACCREDITATION

USLAW NETWORK will be offering national CLE credit for attorneys and CE credit for TX and FL adjusters (reciprocal with other states). All states are currently pending. We have partnered with CEU Institute as our CE/CLE provider to manage all credits: [www.ceuinstitute.net](http://www.ceuinstitute.net). Should you have questions, please contact [accreditation@ceuinstitute.net](mailto:accreditation@ceuinstitute.net).

## YOUR INVITATION

Your Forum invitation includes complimentary registration for you and a guest, complimentary roundtrip coach airfare for two, and two- or three-night complimentary lodging at The Spa at Norwich Inn. USLAW has a limited number of rooms available for arrival one-day early on Tuesday, July 12 and if necessary due to travel schedules, will arrange for you to arrive on that day.

This invitation is being made by USLAW NETWORK as opposed to by a specific law firm, provider of legal services or vendor of your organization. USLAW is a non-profit organization. We have found in the past that this will help to ensure that this event is not subject to internal gift policy issues. However, some attendees who are unable to accept complimentary registration attend USLAW programs because of the significant value they receive from their participation, the opportunity to collaborate with USLAW attorneys who represent them and to network with industry professionals in similar roles. If you fall into this category, please contact Roger Yaffe, USLAW NETWORK CEO, at [roger@uslaw.org](mailto:roger@uslaw.org) so he can provide you with a summary of costs to participate.

**USLAW**  
NETWORK, INC.

USLAW  
NETWORK  
CORPORATE  
PARTNERS



# PROFESSIONAL LIABILITY FORUM

## AGENDA

**USLAW NETWORK  
PROFESSIONAL LIABILITY  
LEADERSHIP**

**CHAIR**

**DAVID S. WILCK**

Rivkin Radler LLP  
Uniondale, NY

**VICE CHAIR**

**HEATHER L. ROSING**

Klinedinst PC  
San Diego, CA

**SECRETARY**

**ELIOT M. HARRIS**

Williams Kastner  
Seattle, WA

**EDUCATIONAL COORDINATOR**

**KENNETH A. PERRY**

SmithAmundsen LLC  
Chicago, IL

## WEDNESDAY

July 13, 2022

**11:00 A.M. - 5:00 P.M.**

Registration Open

**12:00 P.M. - 1:00 P.M.**

Lunch for All Attendees

**1:00 P.M. - 2:30 P.M.**

Invited Client/Member  
Attorney/Corporate Partner  
One-on-One Meetings

**2:30 P.M. - 5:00 P.M.**

Day One: Forum Sessions

**7:00 P.M. - 9:00 P.M.**

Dinner at High Rollers Luxury  
Lanes and Sports Lounge

## THURSDAY

July 14, 2022

**7:00 A.M. - 8:00 A.M.**

Breakfast

**8:00 A.M. - 11:00 A.M.**

Day Two: Forum Sessions

**12:30 P.M. - 4:00 P.M.**

Afternoon Adventures

**7:00 P.M. - 9:00 P.M.**

Dinner on property on  
the Back Lawn

**USLAW**  
NETWORK, INC.®

### **Invited Client/Member Attorney/Corporate Partner One-on-One Meetings**

On Wednesday afternoon, July 13, we have set aside time to have invited client guests host one-on-one meetings with USLAW member attorneys and corporate partners. These meetings provide an opportunity to learn more about firms/attorneys in jurisdictions clients may be seeking assistance or relationships. As well, introductions can be made at the outset of the Forum before the activities/sessions begin. Client attendees will receive a survey one month prior to the Forum with more details and information regarding how to schedule these meetings.

## **MEGA/NUCLEAR VERDICTS IN PROFESSIONAL LIABILITY CASES**

Nuclear verdicts are the topic of hot discussion in legal circles. Please join us to talk about your experiences with nuclear verdicts, the trends in your jurisdiction, and how the verdicts can be avoided. The strategies to discuss will include use of jury consultants, mock jury proceedings, in-depth witness preparation and counter strategies to the reptile theory.

## **CYBER LIABILITY, HACKING AND SCAMMING, AND ATTENDANT CLAIMS AGAINST LAW FIRMS**

Cyberattacks on law firms are becoming more and more common, compromising data, putting client confidence at risk and imperiling day-to-day operations. Moreover, lawyers are falling prey to hacks and scams that lead to the theft of monies held in the client trust accounts and other client funds. The strategies to discuss will be claims trends, preventative measures, the adequacy of education on the risks, coverage for the risk and disaster planning.

## **THE PROLIFERATION OF REMOTE WORKING ENVIRONMENTS AND THE IMPACT ON PROFESSIONAL LIABILITY CLAIMS**

Remote working environments are here to stay, at least in some form. The ABA recently published an ethics opinion about the ethical considerations in working remotely. Join this group to discuss what you have seen in this arena and what law firms are doing to limit risk. Topics will include the pros and cons of these working environments and strategies for dealing with anticipated claims in this arena.

## **THE RISE OF CLAIMS PERTAINING TO IMPAIRED LAWYERS**

The practice of law is stressful, and the pandemic has made it even more so. The cases are more contentious, transactions more complicated, and lawsuits more plentiful. This results in lawyers suffering from mental health issues and alcohol and substance abuse addictions. This group will explore the resulting claims and how to best manage situations where the impaired lawyer is non-participatory, risking a default situation. The strategies to discuss will also include how to deal with impaired lawyer issues from a proactive risk management standpoint.

## **INCREASINGLY COMPLEX MALPRACTICE SETTLEMENTS AND ATTENDANT TERMS FOR CONSIDERATION**

Gone are the days of legal malpractice settlements being simple two-page agreements. In today's environment, a myriad of terms need to be explored, including the scope of release, waiver of unknown claims, requests for admissions, court approval, conditions involving good-faith orders and bar orders, bankruptcy considerations, confidentiality provisions, and more. Join us to explore how to best protect lawyers entering settlements.

## **THE INCREASE IN EARLY "LIMITS DEMANDS" AND STRATEGIES FOR RESPONSE**

It is becoming more common to see "out-of-the-box" limits demands, even before the other side knows the policy limit. The plaintiff's bar has become increasingly sophisticated in the strategies and has published books on this topic. These demands often include complicated conditions and short time frames. Both insurers and insureds also have coverage-related considerations during these discussions. The strategies and considerations we will discuss will include working up appropriate responses, time-compressed investigations, the utilization of experts, and cost shifting.

## **STRATEGIC CONSIDERATIONS FOR DRAFTING AND ENFORCING ARBITRATION PROVISIONS**

Arbitration provisions in attorney-client fee agreements are becoming increasingly common, and in many jurisdictions are easily enforceable. This group will discuss the pros and cons of binding arbitration, including considerations involving third-party discovery, confidentiality, costs and cost shifting, and the limited availability of remedies after an award is issued.

# **PROFESSIONAL LIABILITY FORUM** **SESSION TOPICS**

# NETWORKING DINNER AT HIGH ROLLERS LUXURY LANES AND SPORTS LOUNGE

**WEDNESDAY  
JULY 13, 2022  
7:00 P.M. – 9:00 P.M.  
ATTIRE: CASUAL**

Let's head to Foxwoods Resort Casino for an evening at High Rollers Luxury Lanes and Sports Lounge, a premier entertainment destination that blends a nostalgic Vegas vibe with cutting-edge technology and a spirited menu. The 20 lanes at High Rollers include six VIP lanes, which USLAW will reserve. The lanes' seating areas feature plush and oversized banquettes, enabling patrons to enjoy the sights and sounds of music videos and sporting events showcased on the oversized screens spanning each lane. The menu includes a versatile array of appetizers, sandwiches, salads, and eclectic, easy-to-share dishes. Experience High Rollers Luxury Lanes & Lounge for yourself and roll in style.



## EVENING EVENTS

### CLOSING DINNER ON THE BACK LAWN AT THE SPA AT NORWICH INN

**THURSDAY  
JULY 14, 2022  
7:00 P.M. – 9:00 P.M.  
ATTIRE: RESORT CASUAL**

Tonight, take a stroll to the Back Lawn at The Spa at Norwich Inn for a relaxing reception, dinner and lively entertainment around the resort's reflecting pool, amid country gardens and century-old oak trees. Enjoy an evening under the stars as we conclude the Forum.



# AFTERNOON ADVENTURES

THURSDAY  
JULY 14



## OPTION 1. TREATMENT AT THE SPA AT NORWICH INN

Finding the place is easy... It's once you're here that you'll get lost. The Spa at Norwich Inn is an extraordinary place hidden within historic country surroundings. With 27 treatment rooms, the Spa includes a fitness center, indoor pool, relaxation room, sauna, steam room, hot tub, salon, signature services and product lines, fitness classes and activities designed to redefine health and wellness. Make no mistake, this is a pampering spa, where treatments both relax and stimulate your senses. Today, you will choose a 50-minute massage or facial and drift away with aromatherapy. The Spa's signature massage is a full body treatment, including firm pressure with an emphasis on the back, neck and shoulders. The Renewal Facial is a deep cleansing, gentle exfoliation - extractions if needed - and a customizable mask that provides a clean, hydrated complexion. **Includes boxed lunch and 50-minute massage or facial treatment. Limited to the first 35 registrants.**



## OPTION 2. CONNECTICUT DINE AND WINE

Venture to Mystic Village for a delicious three-course New England lunch at S&P Oyster. Executive Chef Edgar Cobena combines his South American flair to the delicious cuisine of New England for a unique twist on the classics. From here, we will head back through the Connecticut countryside and stop at a local winery for a flight of wine tastings at Preston Ridge Vineyard. Preston Ridge Vineyard is situated on 60 acres just 15 miles from the Long Island Sound. Here we will enjoy breathtaking views of the Connecticut countryside. Preston Ridge is currently growing varietals, including Chardonnay, Cabernet Franc, Riesling, Triaminette, Vidal Blanc and Baco Noir. **Includes 3-course lunch, open bar service at both stops, flight of wine tasting at the winery and roundtrip transportation. Available to the first 45 registrants. Depart hotel at 12:15 p.m. and return by 4:30 p.m.**

# HOTEL INFORMATION



## ABOUT THE SPA AT NORWICH INN

Built in 1929, the original Norwich Inn was a haven for the rich and famous, drawing such luminaries as George Bernard Shaw, Charles Laughton, Frank Sinatra, and the Prince of Wales. The Inn benefited not only from its premium location, midway between New York and Boston in beautiful eastern Connecticut, but also from the word-of-mouth inspired by its architectural elegance and unrivaled surroundings. The classic Georgian Colonial revival structure, with its handsome front portico, door, and fanlight, included 75 guestrooms and boasted an expansive, rolling golf course.

In 1994, the Mashantucket Pequot Tribal Nation purchased the Norwich Inn and Spa. The tribe began a forward-looking plan of expansion and improvement. Most significantly, in 2000 the tribe completed a \$15 million renovation that doubled the size of the Spa, making it the largest on the East Coast at project completion. This renovation project also included the redecoration of the property's 100 guest rooms, in both the inn and the adjacent villas. To signify the importance of these changes, the renovation project concluded with the renaming of the facility as The Spa at Norwich Inn.

Today, The Spa at Norwich Inn is an intimate retreat and home to an elegant, full-service spa offering a blend of fitness programs, nutritional instruction and beauty and body treatments redefining the concept of health and wellness. The Spa at Norwich Inn was named "Best Destination Spa in New England" in the 70th Anniversary issue of *YANKEE Magazine*, "Best Resort in Connecticut" by *New England Travel & Life*, and "Best Day Spa in Connecticut" for 10 consecutive years by readers of *Connecticut Magazine* and rated "Best Day Spa for 2015" by readers of *Hartford Magazine*. The Spa at Norwich Inn is a member of the Historic Hotels of America, a program of the National Trust for Historic Preservation.

## GETTING TO THE SPA AT NORWICH INN

The Spa at Norwich Inn is located 45 minutes from Bradley International Airport. For those driving:

**FROM BOSTON** I-90 West: Take Exit 10 to I-290 for I-395 South.

Exit 9 onto Route 2A East to Exit 5, less than 1/4 of a mile. Use left ramp lane to traffic light. Turn left onto Route 32 North. We are 1 1/2 miles on the left, behind a high privacy hedge.

**FROM HARTFORD** Route 2 East to Exit 28S onto I-395 South.

Exit 9 onto Route 2A East to Exit 5, less than 1/4 mile. Use left ramp lane to traffic light. Turn left onto Route 32 North. We are 1 1/2 miles on the left, behind a high privacy hedge.

**FROM NEW YORK** I-95 North onto I-395 North (left lane Exit 76).

Exit 9 onto Route 2A East to Exit 5, less than 1/4 of a mile. Use left ramp lane to traffic light. Turn left onto Route 32 North. We are 1 1/2 miles on the left, behind a high privacy hedge.

**FROM PROVIDENCE** I-95 South to Exit 84N onto Route 32 North for approximately 10 miles. We are on your left, behind a high privacy hedge.

# WHY USLAW NETWORK

In today's global marketplace, legal needs often transcend geographic boundaries. To operate globally, you need to have an edge locally. This requires an in-depth understanding of local cultures, economies, laws, governments, trends and business climates. This kind of edge not only enhances your competitive position, but also allows you to anticipate – and even influence – changes in the market, and to react quickly and effectively.

Clients with these types of complex needs turn to USLAW NETWORK (USLAW) member firms to represent them in the courtroom and the boardroom, next door and across the United States and around the world. USLAW member firms are some of the most highly respected law firms in their respective jurisdictions. Each member firm is admitted only after substantial due diligence and is rigorously reviewed to ensure they meet USLAW quality service standards.

The collective expertise of USLAW member firms is impressive. National and international law firms, while they may have scores of offices, do not have access to the depth of the legal resources available through USLAW. As well, our lawyers know and respect each other. Through friendship, networking and resource-sharing, USLAW attorneys develop the type of cooperation and client-focused service that corporations demand of their legal counsel.





# ABOUT THE USLAW NETWORK PROFESSIONAL LIABILITY PRACTICE GROUP

Across the country, USLAW NETWORK member firms represent licensed professionals in liability matters. Our affiliated professionals in nearly 100 law firms bring extensive experience representing lawyers, doctors, accountants and tax professionals, directors and officers, real estate professionals, and insurance brokers.

Collectively, we offer clients who work with our NETWORK a national footprint of veteran attorneys with deep knowledge, skills and experience in professional liability issues handled on behalf of clients and insurance companies.

## **WHY CHOOSE USLAW PROFESSIONAL LIABILITY LAW FIRMS?**

As a USLAW practice group, we work together to stay ahead of issues emerging in professional liability, to educate each other on innovative strategies to mitigate risk and exposure for our clients and assist each other in the vigorous defense of liability claims.

We also offer our clients – both those of our individual firms and those who use numerous USLAW firms – ongoing education through seminars, handbooks, and roundtables designed to keep our clients out in front of emerging issues.

We work collaboratively with our other partners in USLAW, in partnership with other NETWORK practice groups and our member firms, to seamlessly serve clients with national and multi-jurisdictional needs. We provide our individual firm clients with a vetted short-list of quality law firms not only capable and competent to handle their issues, but also committed to serving them in a responsive manner.

## **AREAS OF PRACTICE**

Our group of seasoned professionals works nationwide on behalf of clients and insurance companies in the defense of professional liability claims against:

- Accountants and tax professionals
- Architects & Engineers
- Lawyers
- Directors and officers (D&O)
- Real estate professionals
- Financial advisors and professionals
- Healthcare professionals, including medical doctors, nurses, psychologists, psychiatrists, physical therapists, hospitals, nursing homes, residential treatment facilities, and veterinarians.

**USLAW**  
NETWORK, INC.

## PARTICIPANT INFORMATION

<input type="text"/>		<input type="text"/>
FULL NAME (E.G., MARY A. SMITH)		NICKNAME ON BADGE
<input type="text"/>		<input type="text"/>
FULL NAME OF SPOUSE/SIGNIFICANT OTHER (E.G., ROBERT A. SMITH) IF APPLICABLE		NICKNAME ON BADGE
<input type="text"/>		
TITLE		
<input type="text"/>		
COMPANY NAME		
<input type="text"/>		
ADDRESS		
<input type="text"/>		
CITY, STATE, COUNTRY, ZIP		
<input type="text"/>	<input type="text"/>	
PHONE	FAX	
<input type="text"/>	<input type="text"/>	
EMAIL	SPOUSE/SIGNIFICANT OTHER EMAIL	
<input type="text"/>		
CONTINUING LEGAL EDUCATION (CLE) LIST YOUR STATE AND BAR NUMBER		
<input type="text"/>		
CONTINUING EDUCATION (CE) FOR INSURANCE ADJUSTORS LIST YOUR STATE AND LICENSE NUMBER		

## HOTEL ACCOMMODATIONS

USLAW is sensitive to Corporate Gift Policies. Please carefully read the below details and select the option that is appropriate per your organization's guidelines. **(Reservation will be made under name of the Client.)**

- ☐ I request USLAW book a hotel room on my behalf. ☐ I request USLAW book a hotel room on my behalf; however, I will pay for the cost of the room.

<input type="text"/>	<input type="text"/>	<b>PREFERRED ROOM:</b> <input type="checkbox"/> King <input type="checkbox"/> Double/Double
Hotel Check-In Date	Hotel Check-Out Date	

**Note:** (1) While every effort will be made to accommodate your room type preference, no guarantee can be made. (2) A limited number of rooms are held for those needing to arrive on Tuesday, July 12, or depart on Saturday, July 16, 2022.

## PLEASE CHECK ALL EVENING EVENTS YOU WILL ATTEND

- |   |   |
|---|---|
| <input type="checkbox"/> WED JULY 13 High Rollers Foxwoods Casino | <input type="checkbox"/> CLIENT <input type="checkbox"/> SPOUSE/SIG OTHER |
| <input type="checkbox"/> THURS JULY 14 Dinner on the Back Lawn    | <input type="checkbox"/> CLIENT <input type="checkbox"/> SPOUSE/SIG OTHER |

## OPTIONAL JULY 14 AFTERNOON ACTIVITIES

- |  |   |
|--|---|
| <input type="checkbox"/> OPTION 1: Spa         | <input type="checkbox"/> CLIENT <input type="checkbox"/> SPOUSE/SIG OTHER |
| <input type="checkbox"/> OPTION 2: Wine & Dine | <input type="checkbox"/> CLIENT <input type="checkbox"/> SPOUSE/SIG OTHER |

## SPECIAL DIETARY NEEDS (PLEASE LIST):

**AIR TRAVEL**

Please read carefully below and select the option that is appropriate per your organization's guidelines.

- ☐ I request USLAW purchase airline ticket(s) on my behalf.  
☐ I will purchase my own ticket(s).

**Passenger #1:** Invited Client Name Exactly As It Appears on your ID

Date of Birth (Required – MM/DD/YYYY)

- ☐ MALE ☐ FEMALE  
Gender (Required)

TSA Pre# (if applicable)

**Passenger #2:** Spouse/Significant Other Name Exactly As It Appears on their ID

Date of Birth (Required – MM/DD/YYYY)

- ☐ MALE ☐ FEMALE  
Gender (Required)

TSA Pre# (if applicable)

**HOME ADDRESS (Complete Only If USLAW Purchasing Airfare)**

Home Address

City, State, Zip

Cell Phone (Day of Travel)

**TRAVEL PREFERENCES (Complete Only If USLAW Purchasing Airfare)**

Arrival Date

Preferred Departure Time

**Recommended arrival is by  
11:00 am on Wednesday, July 13**

Departure Date

Preferred Return Time

**Recommended return  
is on Friday, July 15**

Airport for Departure

Airport to Return

**Passenger #1** ☐ Aisle ☐ Middle ☐ Window

**Passenger #2** ☐ Aisle ☐ Middle ☐ Window

**AIRLINE (Complete Only If USLAW Purchasing Airfare)**

Preferred Airline

**Passenger #1** Frequent Flyer Number

**Passenger #2** Frequent Flyer Number

Alternate Airline (If Preferred Airline Not Available)

**Passenger #1** Frequent Flyer Number

**Passenger #2** Frequent Flyer Number

**GROUND TRANSPORTATION**

Ground Transportation will be provided by USLAW NETWORK. USLAW will contact you regarding details closer to your travel date.

**EMERGENCY CONTACT INFORMATION (REQUIRED):**

Emergency Contact Name #1

Cell Number

Relationship

Emergency Contact Name #2

Cell Number

Relationship