

# LIVING WITH US LITIGATION

NEW YORK, USA



## ABOUT THE PROGRAMME

As a market, being fluent in the US legal system and all that it entails is vital to our competitive position and long-term prosperity.

This programme will provide delegates with a heightened understanding of US civil litigation through real-time, first-hand exposure to courts and experienced attorneys. Delegates will explore topics including:

- claim investigation
- coverage analysis
- allegations of bad faith
- expert selection
- declaratory judgment actions
- discovery including depositions
- mediation
- pre-trial motions
- trials.

Delegates will gain practical experience throughout the intensive five-day programme through the use of a specific ‘fact pattern’. This will involve participants walking through the various stages of litigation including the notification of the claim, the investigation and the lawsuit, and will culminate with all delegates participating in a mock trial.

Presentations will cover key topics that are important to consider when faced with these claims, as well as the disputes that can arise. The modules will be delivered by a range of expert speakers from Wilson Elser’s US offices.

Delegates will participate in group discussions and exercises, role plays and interactive scenarios taken from ‘real-life’ situations during each session. They will also build long-term networks within local and global markets.

## AUDIENCE

This programme is aimed at those with at least five years’ experience in the Lloyd’s/London insurance market who work in claims handling, in-house legal roles or underwriting. Experience with US business or involvement in US legal cases is helpful, but not mandatory.

## PROGRAMME DETAILS

Date: TBC

Location: New York, USA

Fee: £3,000 + VAT (excludes flights but includes accommodation and all meals)

## APPLICATION PROCESS

There are 20 places available on this programme. Spaces will be allocated on a first-come, first-served basis, with one place per managing agent (unless further spaces are available once the deadline has passed).

The application process has now closed. If you would like to receive full information of the next available programme, please [register your interest online](#).

## CPD HOURS

This programme is accredited by the CII and qualifies for 32 CII CPD hours.

## AGENDA: OVERVIEW

### ARRIVE AND WELCOME

- Arrive in New York (delegates to make their own way)
- Five nights accommodation provided at the Grand Hyatt Hotel, 109 East 42nd Street

Evening activity: Welcome drinks at 19.00

### DAY ONE

- Overview of the US insurance market given by Hank Watkins, President, Lloyd's North America
- Understanding the US court system and how jurisdiction, venue and conflict of laws are important considerations in a lawsuit
- Discussion on why a timely investigation of a claim is important when a dispute later arises
- Understand the importance of the discovery process in shaping a lawsuit towards successful resolution with associated presentations on e-discovery and spoliation of evidence

Evening activity: Group dinner

### DAY TWO

- Obtain a first-hand look at the federal court system during a visit to a US District Courthouse in downtown Manhattan
- Examine the basis of and the allegations asserted regarding bad faith against insurers and how to avoid being 'set-up' for these claims

Evening activity: Group dinner/activity

### DAY THREE

- Learn about the obligations parties involved in lawsuits have in relation to spoliation of evidence
- See how the state court system operates during a visit to the Bronx County Courthouse which is known for potential high verdicts
- Learn how to prepare for and negotiate during mediation

Evening activity: Group dinner

### DAY FOUR

- Learn how to prepare for a deposition and what to expect (delegates will undergo a mock deposition to enable them to put their learning into practice)
- Understand the importance of expert selection and the role it plays in succeeding at trial

Evening activity: Group dinner

### DAY FIVE:

- To end the week, delegates will be asked to put their learning into practice by participating in a mock trial. As a jury member, they will be asked to take part in deliberations and provide a verdict. They will also learn about post-trial motions and appeals

Programme ends at 14.00. Delegates can arrange an evening flight back to London.





A C A D E M Y

*A superbly organised, prepared and presented week of the workings of the US litigation system with unique opportunity to talk to Federal and State court judges, interwoven with a fact pattern case study relevant to all delegates on which we could work through the knowledge gained with a great group of delegates from the Lloyd's insurance market. I would thoroughly recommend this programme to anyone who has involvement with US litigation and wishes to gain deep insight into it.*

*Senior Complex & Large Loss Claims Adjuster, Lloyd's managing agent*

*The programme gave me an invaluable insight into the US Litigation System and provided me with a great platform to network with a diverse range of people from across the London insurance market.*

*Claims Manager, Lloyd's managing agent*

*A fascinating and unique insight into the US court system that gives me much greater confidence in approaching and dealing with US claims.*

*Solicitor, Lloyd's managing agent*

*The programme provided a fantastic insight into the exceptionally convoluted US litigation system. Visits to both the State and Federal court houses were a highlight of the week and were invaluable in helping to cement everything we learnt in the classroom into a practical sense.*

*Liability Underwriter, Lloyd's managing agent*

## HOW TO APPLY

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**APPLY NOW:**

**[www.lmalloyds.com/LWUSLapply](http://www.lmalloyds.com/LWUSLapply)**

## CONTACT

If you have any questions about the Living with US Litigation programme, please contact Lauren Corbett: [lauren.corbett@lmalloyds.com](mailto:lauren.corbett@lmalloyds.com).

[www.lmalloyds.com/academy](http://www.lmalloyds.com/academy)