



STATE BAR
OF WISCONSIN

P.O. Box 7158, Madison, WI 53707-7158

We've Got You Covered: Insurance Coverage in Wisconsin 2024

CREDIT HOURS: 7 CLE credits

IN-PERSON SEMINAR: Thursday, October 24, 2024 – Madison

LIVE WEBCAST: Thursday, October 24, 2024

WEBCAST REPLAYS: Friday, November 1, 2024
Thursday, November 7, 2024
Wednesday, November 13, 2024
Tuesday, November 19, 2024
Saturday, November 23, 2024
Monday, December 2, 2024
Thursday, December 12, 2024
Tuesday, December 17, 2024
Monday, December 30, 2024
Friday, January 10, 2025
Tuesday, January 21, 2025



We've Got You Covered: Insurance Coverage in Wisconsin 2024



7 CLE

Program dates start October 24.
Register today!

We've Got You Covered: Insurance Coverage in Wisconsin 2024



Produced in partnership with the Wisconsin Defense Counsel Insurance Law Committee

A matter of policy

Be ready to tackle the hottest topics in insurance law and pick up best practices for handling claims at ***We've Got You Covered: Insurance Coverage in Wisconsin 2024***. Seasoned practitioners will bring you up to speed on a range of timely topics, including new precedent on coverage issues involving the “integrated systems analysis,” ambiguities in policy language, and “occurrence”-based policy coverage for damages caused by an underlying intentional act.

Register now!

HOW YOU'LL BENEFIT

- Enhance your understanding of reformation and agent negligence in Wisconsin
- Analyze recent appellate decisions involving ambiguities in policy language
- Discuss the scope of PFAS litigation and common liabilities for insureds
- Spot warning signs that could lead to bad faith claims and develop an action plan to respond
- Identify the basic elements necessary to establish an initial grant of coverage under a commercial general liability policy
- Review claims and defenses arising when the insurer sues the insured

FACULTY

PROGRAM CHAIRS & PRESENTERS

Joshua B. Cronin, von Briesen & Roper, S.C., Milwaukee

Mollie T. Kugler, von Briesen & Roper, S.C., Milwaukee

PRESENTERS

Caleb R. Gerbitz, Meissner Tierney Fisher & Nichols, S.C., Milwaukee

Erik M. Gustafson, von Briesen & Roper, S.C., Milwaukee

Daniel Joseph Hollis, Hinshaw & Culbertson LLP, Milwaukee

Alexander C. Lemke, Meissner Tierney Fisher & Nichols, S.C., Milwaukee

David W. McCormack, Meissner Tierney Fisher & Nichols, S.C., Milwaukee

Nicole R. Radler, Simpson & Deardorff, S.C., Milwaukee

James M. Sosnoski, Meissner Tierney Fisher & Nichols, S.C., Milwaukee

April Toy, Hinshaw & Culbertson LLP, Milwaukee

DATES & LOCATION

IN-PERSON SEMINAR — MADISON

Thursday, October 24, 2024

State Bar Center

5302 Eastpark Blvd., Madison, WI
(608) 257-3838

LIVE WEBCAST

Thursday, October 24, 2024

WEBCAST REPLAYS

Friday, November 1, 2024

Thursday, November 7, 2024

Wednesday, November 13, 2024

Tuesday, November 19, 2024

Saturday, November 23, 2024

Monday, December 2, 2024

Thursday, December 12, 2024

Tuesday, December 17, 2024

Monday, December 30, 2024

Friday, January 10, 2025

Tuesday, January 21, 2025

CREDITS

CREDIT HOURS: 7 CLE credits*

*This program will be submitted to the Wisconsin Board of Bar Examiners for 7 CLE credits. It does not qualify for EPR credit.

SCHEDULE

8:00 AM Registration

8:30 AM When the Agent (Allegedly) Errs: Reformation and Agent Negligence in Wisconsin

- When an insured asserts that the agent failed to procure proper coverage, the insured can pursue the insurer, agent, or both
- Where the insured prevails on a reformation claim, the insurer has limited rights against the agent
- Reasonable care for an agent varies depending on the relationship
Erik M. Gustafson

9:30 AM Coverage Case Law Update

- Summarize recent appellate decisions involving insurance coverage issues, including:
 - ▶ Whether the integrated systems analysis should be employed with respect to an initial grant of coverage
 - ▶ Whether ambiguities in policy language will be construed in favor of coverage
 - ▶ Whether “occurrence”-based policies afford coverage for damages caused, in part, by an underlying intentional act
Nicole R. Radler

10:30 AM Break

10:45 AM Establishing an Initial Grant of Coverage Under a CGL Policy

- During this session, you will learn the basic elements necessary to establish an initial grant of coverage under a commercial general liability policy. In particular, we will discuss:
 - ▶ What is an “occurrence”
 - ▶ What constitutes “property damages”
Daniel Joseph Hollis, April Toy

11:45 AM Lunch (on your own)

12:45 PM PFAS and Insurance Coverage: Considerations and Updates on Recent Coverage Rulings

- Examine the scope of PFAS litigation and common liabilities for insureds
 - ▶ Claims that are being filed against insureds
 - ▶ Regulatory liability and tort liability
- Evaluate common insurance considerations/issues within the PFAS context
 - ▶ Is coverage triggered? Occurrences in the PFAS context, property damage
 - ▶ Do any exclusions apply? Known loss doctrine, expected and intended exclusion, pollution exclusion
 - ▶ Examination of other common insurance coverage issues inside the PFAS context

- Review recent insurance coverage decisions impacting coverage for PFAS related claims
Alexander C. Lemke, James M. Sosnoski

1:45 PM Bad Faith Trends

- Identify the circumstances that could lead to bad faith claims in third-party contexts
- Spot warning signs of bad faith “set ups” by third parties
- Develop an action plan to respond to and contain bad faith “set ups”
- Review emerging bad faith issues and trend in the third-party liability claims context
Joshua B. Cronin, Mollie T. Kugler

2:45 PM Break

3:00 PM Insurers on Offense: Claims and Defenses When the Insurer Sues the Insured

- An overview of declaratory judgment actions
- Claims commonly found in declaratory judgment actions (duty to cooperate, notice, etc.)
- Insured misconduct claims (rescission, fraud)
Caleb R. Gerbitz, David W. McCormack

4:00 PM Program Concludes

Following start time, schedule will vary slightly from above. All times are Central Time Zone.

BOOK BONUS!

Anderson on Wisconsin Insurance Law

SAVE 15% on *Anderson on Wisconsin Insurance Law*.* It's the indispensable authority on how insurance policies are written, interpreted, and applied in Wisconsin. Use **discount code CA3685** when you order online or by calling (800) 728-7788.

PRINT BOOK: AK0207 **BOOKS UNBOUND:** AE0207_SUB



*Discount applies to both print and digital Books Unbound editions of this title and cannot be applied to previous purchases. Offer valid through 12/31/25. For Books Unbound users, discount may be applied to purchase of individual Books Unbound title only and may not be used on the purchase of libraries. Discount cannot be combined with any other offers.

TUITION

	IN-PERSON	WEBCAST
State Bar Member	\$249	\$279
Nonmember	\$329	\$359
Ultimate Pass Gold/Silver	\$0	\$0
Ultimate Pass Bronze	\$249	\$0
Passbook Certificate	1 Certificate	1 Certificate

REGISTRATION & GENERAL INFO

ONLINE: wisbar.org/seminars

PHONE: (800) 728-7788

MAIL/FAX: Visit wisbar.org/regform
for registration form



PINNACLE PASSBOOK REGISTRATIONS: PINNACLE Passbook certificates must be received by the State Bar at least one business day prior to the event. For in-person seminars, walk-in registrations using Passbook certificates are also welcome.

COURSE MATERIALS: Course materials are provided to seminar attendees in PDF format and are downloadable from *myStateBar* on wisbar.org up to two days prior to and 90 days after your seminar.

CANCELLATIONS: Please visit wisbar.org/cancellations for information on PINNACLE registration cancellation policies.

ACCOMMODATIONS: If you need special accommodations, please contact us at (800) 728-7788, ext. 6142 at least three weeks prior to the program date so we can make appropriate arrangements.

NOTICE: By attending this State Bar event, you understand and agree that you may be photographed and/or electronically recorded during the event and you hereby grant to the State Bar the right to use and distribute your name and likeness for promotional or educational purposes without monetary compensation. The State Bar assumes no liability for such use.

Event Code: CA3685 Priority Code: S4426B

ADDITIONAL LEARNING OPPORTUNITIES

2023 Wisconsin Insurance Case Law Year in Review

Receive a quick-hitting summary of the key insurance-related decisions of 2023, including notable decisions clarifying when general liability coverage is triggered. Predict up-and-coming issues in insurance litigation that may impact your clients and examine changes to the “other property” damage requirement.



CREDITS: 1 CLE | **CLE ONDEMAND:** CA3632D

Wisconsin Civil Procedure Before Trial



Get the road map you need to successfully navigate the complex rules found throughout the Wisconsin Statutes and case law, including the local rules of each jurisdiction. Find invaluable guidance on jurisdiction, pleadings, motion practice, discovery, and much more.

PRINT BOOK: AK0166 | **BOOKS UNBOUND:** AE0166_SUB

Law Office Video: Preparing for Your Compulsory Medical Exam

This Law Office Video helps you educate clients on what to expect during a compulsory medical exam. It walks them through the examination process and alerts them to potential risks, so they feel better prepared and more confident going into the exam.



FLASH DRIVE – ENGLISH: EF0005 | **SPANISH:** EF0037

*Produced in partnership with
the Wisconsin Defense Counsel
Insurance Law Committee*

 **Wisconsin
Defense Counsel**
Defending Individuals And Businesses In Civil Litigation