

## Continuing Legal Education –2008 Course Catalog

### *Insurance Track Featured Courses*

#### **When Good Products Go Bad**

This course discusses the potential issues a company could face in a large scale product recall situation, as well as strategies, methods and systems companies use to address them. This course also addresses business interruption, and extra expense issues and loss of income or profit unique to malicious product tampering and product recall. Topics include the following examples of recent large scale contamination/recall issues that companies have faced:

- Pet food recall (contaminated with aminopterin appearing in wheat gluten melamine)
- Children's toys (contaminated with lead)
- Beef recall (Salmonella contamination)

#### **London Market Solvent Schemes of Arrangement**

More than 70 London Market insurance companies have attempted to achieve finality related to United States environmental and asbestos liabilities through Section 425 of the "Companies Act," more commonly known as solvent schemes of arrangement. Using examples from recently approved and pending schemes, this course covers the processes and methods used by insurers and policyholders. Special attention is paid to the methodologies employed to value pending and future liability. Topics include:

- Overview of solvent scheme process
- Status of current attempts to enact solvent schemes
- Actuarial and other methods for calculating incurred but not reported (IBNR) and vote values

#### **Risk Walling Long-Tail Liabilities**

Companies burdened with complex, long-tail liabilities such as asbestos or environmental pollution often experience adverse effects on their business which may include negative balance sheet impacts, depressed market capitalization, or management distraction away from core business. This course provides a conceptual overview of "risk-walling" as a structured solution for corporate policyholders looking to remove these long-tail exposures from their balance sheet and obtain finality through a transaction with a third-party investor. Topics include:

- Structured solutions for long-tail liabilities
- Valuation issues and considerations for effecting the solution
- Analysis and estimation of the company's potential future liabilities
- Analysis and estimation of potential insurance recoveries related to the liabilities
- Modeling appropriate cash flows and duration of assets required for paying claims to conclusion
- Pricing the transaction



### **Allocation of Asbestos and Other Mass Tort Claim Costs to Insurance Policies**

Recent court decisions, new policyholder positions and insurer defenses, novel coverage situations and new defendants add further complexity to the allocation of asbestos and other mass tort claim costs to insurance coverage. This course covers a range of issues and can be tailored to suit the needs and level of detail desired. Topics include:

- Claim and policy data
- All sums vs. pro rata allocation methodologies
- Trigger and occurrence definitions
- Products vs. non-products/premises claims
- Reallocations of previously allocated costs
- Commutations and coverage valuation
- Impact of significant recent court decisions

For more information on Insurance CLE courses, to schedule a course or receive a copy of the Navigant Consulting CLE Course Catalog, please contact Melanie Vest at [mvest@navigantconsulting.com](mailto:mvest@navigantconsulting.com) or 415.356.7131.