



Scott M. Seaman

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Scott Seaman is a commercial litigator and trial lawyer with more than 36 years of experience. Scott is widely regarded as one of the leading attorneys in the United States representing insurers and reinsurers in property and casualty matters. He is known for employing his deep knowledge of the law and insurance industry, strategic thinking, and honed trial and appellate advocacy to produce creative solutions and outstanding results for clients. Clients regularly turn to Scott and his team for counsel and representation in challenging and high-stakes insurance and business matters.

Overview of Practice

Scott has a long track record of successfully representing companies before trial courts, appellate courts, and arbitration panels across the country in a variety of cases and matters involving general liability coverage (primary, umbrella, and excess), professional liability coverage, directors and officers liability insurance, transactions insurance, first-party property coverage, bad faith and extra-contractual matters, fee disputes, and facultative and treaty reinsurance contracts. He has served as national coverage counsel as well as trial and appellate counsel.

He also advises and represents companies on cyber, privacy, data breach, IoT, nanotechnology, gig economy, viruses and pandemics, social unrest, ESG, climate change, and other emerging issues, as well as a wide-range of case-specific and portfolio issues.

Scott also has handled a variety of challenging international, professional liability, health/life science, director and officer liability, tort and product liability, and business and commercial cases.

Scott has served as an arbitrator and has been retained as an expert witness on insurance issues. He has drafted contract language, trained insurance and reinsurance professionals, and assisted companies in evaluating and resolving issues in the claims stage.

Practice Group & Industry Leadership

Scott is co-chair of the firm's global Insurance Services Practice Group, is the firm's core industry group leader for the insurance industry, and serves on the firm's Executive Committee. Under his leadership, the Insurance Services

Practices

Commercial Litigation
Directors & Officers Liability
Privacy, Security & Artificial Intelligence
Sustainability & ESG

Industries

Insurance & Reinsurance
Insurance Coverage
Insurer Litigation — Bad Faith/
Extra-Contractual
Reinsurance

Education

J.D., *magna cum laude*, Loyola University Chicago School of Law

- Editor, *Loyola University Chicago School of Law Journal*

B.A., *with honors*, Barat College

Admissions

Illinois

U.S. Supreme Court

U.S. Court of Appeals for the Seventh Circuit

U.S. Court of Appeals for the Tenth Circuit

U.S. District Court for the Northern District of Florida

U.S. District Court for the Central and Northern Districts of Illinois

U.S. District Court for the Southern District of Indiana



Practice Group is ranked in *Chambers USA: America's Leading Lawyers for Business*, Insurance, nationally and regionally in California, Florida, and Illinois, and earned a National Tier 1 rating in the Best Law Firms list published by *U.S. News – Best Lawyers*, as well as Tier 1 regional ratings in Chicago, Los Angeles, and Miami.

Scott has had the privilege of working with some of the most dedicated and talented senior management, legal counsel, and insurance and reinsurance claims and litigation professionals in the world and of serving as counsel in precedent-setting cases involving some of the most challenging contemporary coverage and reinsurance issues confronting the insurance industry.

He is one of the attorneys spearheading the strategic alliance between Hinshaw and RPC in London, Singapore, and Hong Kong to transform the delivery of legal services in the global insurance market. Scott is also lead for Global Access Lawyers, an alliance of leading, worldwide law firms with gravitas representing members of the insurance and financial services industries.

Scott was named to the inaugural list of Midwest Trailblazers by *The American Lawyer* magazine. The list recognizes 50 professionals from 12 Midwestern states "who have moved the needle in the legal industry" and "are truly agents of change." He was selected for his "high-profile, complex insurance coverage cases nationwide, which resulted in precedent setting rulings that have altered insurance law."

Scott is one of five attorneys representing insurers to receive a Band 1 Ranking for Insurance: Dispute Resolution – Illinois from *Chambers USA*.

According to *Chambers USA: America's Leading Lawyers for Business*:

Scott Seaman receives praise for his representation of insurance carriers in environmental, asbestos, business interruption, and product liability disputes: "Scott is a wonderful, insightful, and kind individual who is a pleasure to work with." (2024)

In ranking Seaman, *Chambers USA* states: "[He] receives praise for his representation of insurance carriers in environmental, asbestos, business interruption, and product liability disputes." One client raved, "Scott is a great lawyer that does a wonderful job in defending any matter." According to another source, "Scott is a superb reinsurance and insurance coverage lawyer and is among a small group of the most knowledgeable in the industry." Another client described Scott as "a thought leader." (2023)

"Scott Seaman receives praise for his representation of insurance carriers in environmental, asbestos, business interruption, and product liability disputes. 'Scott brings a unique level of energy, insight, creative problem solving, and a genuine focus on the client experience.'" (2022)

"Scott Seaman receives praise for his representation of insurance carriers in environmental, asbestos, business interruption, and product liability disputes. 'He is very knowledgeable and greatly sought after by insurers.'" (2021)

"Scott Seaman is described by market sources as a 'real intellectual,' Seaman receives praise for his representation of insurance carriers in environmental, asbestos, and product liability disputes. Clients appreciate his 'ability to get to the heart of the issues and come up with creative ways to resolve a case.'" (2020)

"Scott Seaman co-chairs the firm's insurance department and is lauded for his experience in a variety of coverage disputes. His areas of expertise include toxic tort and environmental matters. Market sources report: 'He is very proactive, extremely intelligent and results-oriented.'" (2019)

"Scott Seaman is widely acknowledged for his knowledge across the insurance market, regularly handling complex coverage disputes. One client lauds, 'Scott's expertise is unsurpassed. His ability to present complex issues in a concise and easy-to-understand manner is astounding.'" (2018)

"Scott Seaman highly regarded in the market for his in-depth insurance expertise and is described as both 'extremely gifted' and 'a great attorney.' He is frequently called on to assist with allocation, professional liability and construction defect issues as well as other insurance disputes." (2017)



"Scott Seaman has the *'uncanny ability to make the complex understandable,'* according to commentators, who point to his superb knowledge in the insurance space. He is highly respected for his robust insurance and reinsurance litigation practice, with sources particularly highlighting that *'he's the expert when it comes to excess and umbrella policies.'*" (2016)

"*'Superior trial lawyer'* Scott Seaman is experienced in all forms of insurance dispute. According to clients, *'he is a straight shooter who is experienced and knows the issues. We like the results that he gets us.'*" (2015)

"Scott Seaman is well respected for his longtime experience as a litigator, and he has notable expertise in complex insurance and reinsurance coverage cases. He is also an expert in bad faith insurance matters. Sources describe him as a *'terrific lawyer'* and as someone who has the respect of the market." (2014)

"Scott Seaman is respected for his expertise in bad faith and reinsurance matters as well as complex insurance coverage cases. He has recently been involved in a series of significant litigation matters and reinsurance arbitrations." (2013)

"Department head Scott Seaman has a fine reputation among clients and peers alike as *'a leading expert in complex insurance coverage issues.'* He splits his practice between coverage litigation and reinsurance arbitration work, and earns particular praise from clients for his expertise in asbestos and environmental coverage issues." (2012)

"Scott Seaman is an eminent coverage lawyer with extensive experience in insurance and reinsurance, and besides practicing he writes prolifically on both topics." (2011)

"Scott Seaman is praised for his specialized experience in complex insurance and reinsurance matters." (2010)

Additionally, in *Best Lawyers*, clients and colleagues have said:

"Scott is an increasingly important member of our panel counsel team for complex coverage matters."

"Scott Seaman provides thorough, reliable, and timely legal work which is also cost-effective."

"I consider Scott Seaman . . . to be the country's leading expert in the allocation of losses in complex insurance coverage matters. He possesses comprehensive knowledge of insurance law with a consummate grasp of asbestos and environmental issues. Further, his ability to boil down complicated matters and communicate them in understandable terms (both verbally and in writing) is unsurpassed, and has been enormously helpful to me over the many cases on which we have worked together. While Scott's technical legal abilities are outstanding, his overall business acumen is even more impressive, and his industry knowledge is second to none. He has a unique ability to survey a situation, sum it up succinctly and accurately, and address it in a calm, authoritative manner. He inspires confidence. Lastly, Scott's professional conduct and personal integrity are unquestionable. His commitment to the high standards and values held by my company, as well as his diligence and around the clock availability, has made him an indispensable asset to me."

"Mr. Seaman has a high level of experience in complex insurance and reinsurance matters. He always responds in a timely matter. He is well respected in the legal and local community. He is an excellent legal strategist and exceptional trial lawyer. He is the leading author of the Allocation of Losses in Complex Insurance Coverage Claims, which is a superb reference guide for all claim handlers. He provides practical advice that takes into account the need of a particular matter, as well as the company's portfolio interest."

"Mr. Seaman works harder, writes better, strategizes more thoroughly, and knows more than any other lawyer that I have seen. He is highly effective in the court room (an educator and advocate), in the board room, and at the negotiation table (often disarming the opposition and coming up with creative solutions)."

"Mr. Seaman is a first-rate commercial litigator, trial lawyer, counselor, and strategist. His legal analysis and writings are superior to other lawyers. He is a creative, hard-working, practical, cost-effective, and accessible advocate."



“When it comes to insurance coverage, Scott is one of the most knowledgeable attorneys in the country. He is continually ahead of the curve and ready to tackle any complex legal situation. His willingness to provide guidance and educate in a meaningful way is greatly appreciated. His commitment to his clients and community are second to none.”

“Scott’s extensive experience in the A&E and latent claims coverage arena, coupled with his insightful ability to develop and implement strategic resolutions of high-profile insurance claims, uniquely positions him to complement any claim organization. His treatise 'Allocation of Losses in Complex Insurance Coverage Claims' is a must-have reference book for every corporate legal and risk-management claim department.”

Additional Client/Market Comments

2024

Scott Seaman can point to a broad range of solid mandates, including handling numerous eight-figure claims for key client FM Global.

- *Market Commentator*

Inspires a remarkable return of appreciative client feedback, with sources praising his "intense commitment," industriousness and overall handling of other parties.

- *Market Commentator*

There is no doubt that Scott Seaman’s team is broadly regarded as one of Chicago’s preeminent local and national practices.

- *Third Party*

Scott Seaman is very bright, impressive and all over the technical side. He is also industrious; he provides high-quality work very quickly.

- *Third Party*

I have a high regard for his legal expertise and acumen. I'm not overly familiar with the Hinshaw firm beyond Scott Seaman. I follow the firm for Scott and not really for any other reason - he stands out. Scott is efficient, knowledgeable, and focused on what matters in the litigation or on the important matters. He has become a great resource for some of the most current insurance topics. The distinction between the firms is because of current topics like social inflation, and Scott knows the old coverage issues and is also up to date on the current topics.

- *Client*

Individually Scott is considered a genuine insurance coverage expert in disputes arising out of mass torts and complex direct insurance and reinsurance claims. What sets him apart in my experience is his intense commitment to his client’s definition of success and development of a thorough case-specific strategy designed to achieve it. Scott is thoroughly prepared at hearings and proceedings – I’ve never seen him caught off guard. His grasp and knowledge of relevant case law is among the best of those with whom I’ve worked. I not only regard Scott and his team to be genuine pros, but it’s clear his clients regard him as very easy to collaborate with. In short, Scott’s high-level subject matter expertise and dogged determination set him apart as among the best advocates I’ve had the pleasure to work with.

- *Third Party*

Scott Seaman, John DeLascio and Jason Schulze are all excellent lawyers and extremely responsive, and there you are getting value for your dollar.

- *Client*

Scott Seaman has done a great job. He is a good negotiator, able to identify issues quickly, has good rapport with other parties and is able to get information in a non-confrontational way.

- *Client*



Scott Seaman knows the industry very well. He is knowledgeable on the issues.

- *Market Commentator*

2023

Scott Seaman's client service and general level of service is very strong. His level of sophistication is very strong. His commercial vision and awareness is very strong. Scott is a great lawyer that does a wonderful job in defending any matter. Scott always works smartly.

- *Client*

Scott is a superb reinsurance and insurance coverage lawyer whom I consider to be among a small group of the most knowledgeable in the industry. Among his many positive traits is a remarkable level of client commitment coupled with superb preparation and understanding of how to successfully address the most complex and difficult issues. His treatise on Allocation of Complex Insurance Claims is a recognized and frequently cited industry standard.

- *Third Party*

Scott Seaman writes a lot of articles. He is a thought leader.

- *Market Commentator*

Described by one market source as a "thought leader," Seaman continues to command market visibility. His activity in the space is impressive; he consistently leads the team's more complex mandates, including the lead paint coverage matter with Affiliated FM.

- *Market Commentator*

2022

Scott Seaman remains the cornerstone of the practice, leading the majority of its showcased highlights and receiving the bulk of the feedback. Both of these underline his importance to the practice and outstanding level of activity in the area. . . .

- *Market Commentator*

Scott Seaman is a brilliant lawyer. He brings a unique level of energy, insight and creative problem solving, as well as a genuine focus upon the client experience. He is a delight to work with and brings humor and wit to the journey. His level of client service, sophistication and commercial awareness are very strong.

- *Client*

Scott is a top-level coverage attorney with national experience and working knowledge of case law and the landscape in numerous states. He is a very effective advocate and negotiator. His level of client service, sophistication and commercial awareness is very strong.

- *Client*

I would rate his client service, commercial vision and level of sophistication as very strong. He is a great lawyer. He and his team are very responsive.

- *Client*

Scott Seaman's level of client service and general level of service, sophistication and commercial awareness is very strong. His knowledge of an incredibly wide range of insurance coverage issues is unparalleled.

- *Client*

[The firm's] commitment to diversity and inclusion initiatives is very strong, as is its commercial awareness, value for money and client service. Their responsiveness, depth and breadth of the team is also very strong. We rely on Scott Seaman, who has a very capable team of other partners and associates. Their ability to handle complex and sophisticated matters is very strong.

- *Client*



We see him regularly. He is a great guy and a good lawyer. He is very smart and active.
- *Market Commentator*

I have worked with him. I rate him highly.
- *Market Commentator*

He is a great lawyer. I have high regard for him.
- *Market Commentator*

Professional Background

Prior to joining Hinshaw, Scott was a partner in a litigation firm headquartered in Chicago, where he served as chairman of that firm's national insurance coverage litigation and counseling practice. He began his legal career at the international firm of Skadden, Arps, Slate, Meagher, and Flom and was a member of its general litigation and products liability and insurance coverage practice groups.

Scott is a prolific author, writing on a variety of substantive legal issues as well as on litigation practice matters. His two-volume treatise, *Allocation of Losses in Complex Insurance Claims* (12th Ed Thomson Reuters 2024), addresses many of the important issues driving contemporary insurance claims and coverage litigation and reinsurance cessions and arbitrations. Scott serves on the *Law360* Insurance Authority General Liability Advisory Board and previously served as a LexisNexis legal commentator.

Scott graduated *magna cum laude* and first in his law school class from Loyola University of Chicago School of Law. He served as an editor of the *Loyola University School of Chicago Law Journal*. Scott was a recipient of the Illinois Lawyers Auxiliary Scholarship, the Loyola Leadership and Service Award, the Chief Justice Roger B. Taney Award, the Judge John C. Hayes Award, the Thomas L. Owens Award, and the Judge John V. McCormack Award. He received his bachelor's with honors from Barat College.

Professional Affiliations

- ARIAS US, Member
- Claims and Litigation Management Alliance, Co-Chair, Reinsurance Runoff Advisory Board
- American Bar Association, Member
 - Tort Trial & Insurance Practice Section, Member and past Vice-Chair
 - Litigation Section, Member
 - Litigation Section Business Interruption Insurance Subcommittee, past Co-Chair
- DRI, Member
 - Alternative Dispute Resolution Committee, Member
 - Insurance Committee, Member
 - Commercial Litigation Committee, Member
 - International Law Committee, Member
 - Climate Change Litigation Task Force, Member
 - Business Torts SLG, Member
- *Law360* 2024 Insurance Authority General Liability Editorial Advisory Board
- Professional Liability Underwriting Society
- Trial Law Institute, Member
- Diversity Law Institute, Member
- Order of Veritas, Barrister
- Order of Certus, Advocate



- Leading Lawyers, Former Advisory Board Member

Honors & Awards

- Recognized by *Chambers USA: America's Leading Lawyers for Business* in Illinois for Insurance Dispute Resolution since 2010
- Selected by his peers for inclusion in *The Best Lawyers in America*® for Insurance Law, 2010 – 2024; Litigation – Insurance, 2023 – 2024
- Recognized on the Super Lawyers list by *Illinois Super Lawyers* magazine, 2005 – 2024
- Top Author in Insurance, JD Supra Readers' Choice Awards, 2024
- Top Author (#1) in Insurance, JD Supra Readers' Choice Awards, 2023
- American Bar Foundation, Fellow, 2021 – Present
- Litigation Counsel of America, Fellow, 2019 – Present
- Selected for inclusion in Lexology's International "Who's Who Legal" guides
 - Recommended in "Insurance & Reinsurance," 2014 – Present
 - Thought Leader in "Thought Leaders – USA – Insurance & Reinsurance," 2019 – Present
- *Euromoney Legal Media Group*, Expert Guides: "World's Leading Insurance and Reinsurance Lawyers" 2018 – Present
- American College of Coverage Counsel, Fellow, 2013 – Present
- Recognized by his peers as a "Leading Lawyer" in the areas of Commercial Litigation and Insurance, Insurance Coverage & Reinsurance Law, 2009 – Present
- AV® Preeminent 5.0/5.0 Peer Review Rating, Martindale-Hubbell, its highest rating for ethics and legal ability, 1999 – Present
- 2022 International Advisory Award Insurance – Illinois
- **Top Author (#1) in Insurance, JD Supra Readers' Choice Awards, 2022**
- Top Author in Insurance, JD Supra Readers' Choice Awards, 2021
- Midwest Trailblazer, *The American Lawyer*, 2021
- Insurance & Reinsurance – Lawyer of the Year – USA, *Finance Monthly*, 2018
- Excellence in Commercial Litigation - Illinois, *Corporate Insider*, 2017
- Top Lawyers in the World, *Legal Comprehensive*, 2016 – 2017
- Insurance Attorney of the Year in Illinois, *Corporate Int'l Magazine*, 2014 – 2017
- Insurance Attorney of the Year in Illinois, *Global Law Expert Practice Awards*, 2014 – 2016
- Premier 500, *Lawyers World*, 2015
- Illinois Lawyer of the Year – Litigation, *Corporate LiveWire*, 2013 and 2014
- Insurance & Reinsurance Litigator of 2013 – North America, *InterContinental Finance Magazine* Continent Awards
- Insurance Law – Lawyer of the Year (Illinois), *Corporate INTL Legal Awards*, 2013
- Leading Lawyers Award (Insurance and Reinsurance North America), *Lawyers World*, 2012 and 2013
- America's Most Honored Professionals
- ICFM Leading Lawyers 500

Representative Matters

Scott has been involved in many high profile insurance coverage cases and also has been counsel in significant confidential reinsurance arbitrations. A selection of his representative matters includes:

- An asbestos reinsurance case resulting in a landmark allocation ruling by the New Jersey Supreme Court.



- An asbestos and environmental coverage action resulting in a key number of occurrences ruling by New York's highest court.
- A Delaware Supreme Court decision enforcing tobacco exclusions.
- Multiple non-products coverage and asbestos bankruptcy matters.
- A Florida appellate court decision affirming a ruling that defective construction is not an "occurrence"
- A reversal of an \$11 million bad faith/punitive damages verdict in California.
- An Illinois environmental coverage action resulting in a favorable late notice ruling and a Supreme Court decision finding that insurers' due process rights were violated.
- A coverage action in the Northern District of Illinois and Seventh Circuit resulting in favorable rulings on expert and pollution exclusion issues.
- Rights and obligations in connection with a multi-billion dollar reinsurance pooling arrangement.

Presentations

Scott is regularly consulted by and has been quoted in numerous leading publications, including *The Wall Street Journal*, *Business Insurance*, *Crain's Chicago Business*, *Law360*, *American Lawyer*, *Bloomberg Law*, *Yahoo Finance*, *Yale Environment 360*, and *Carrier Management*. Publications and reporters have turned to him on a wide range of business and industry, legal and litigation, and trial and practice management issues, such as: trigger, allocation, exhaustion, coordination of coverage, choice of law, defense, indemnity, investigation, claims handling, underwriting, supply chain, force majeure, breach of contract, bad faith and extracontractual liability, cyber security, privacy, and cyber coverage, discovery, responding to reptilian tactics, torts, transactions insurance, bankruptcy, product liability and product liability coverage, claims made issues, liability insurance, first-party property insurance, reinsurance, environmental and forever chemical claims, construction and construction defect, riot and civil commotion, trade, the Russian Ukrainian war, attorney-client communication, joint defense privilege, compensatory damages, punitive damages, disgorgement, equitable relief, stipulated judgments, U.S. Supreme Court jurisprudence, security claims, energy and energy coverage, fraud, viruses and communicable disease, sexual abuse cases, ESG/sustainability, climate change, fortuity, adjuster liability, greenwashing and misrepresentation, social inflation, and regulation.

He hosts Insurance Law Radio, airing on the Blog Talk Radio Network and Hinshaw's Insurance Law Television. Hinshaw's Insurance Law Television was honored with the 2024 Professional Services Distinction Award at the 30th Annual Communicator Awards.

He has chaired and co-chaired conferences for, and has presented to and on behalf of, many organizations, including: the American Bar Association, the DRI, the Illinois Institute for Continuing Legal Education, ARIAS US, Claims and Litigation Management Alliance, the Illinois State Bar Association, the Chicago Bar Association, PLRB/LIRB, Lorman Education Services, the Bermuda Bar Association, Strafford, Perrin, the Claims Litigation Management Alliance, the American Conference Institute, and West Legalworks.

His recent presentations include:

- Co-Presenter, "Excess Insurer's Duties to Defend and Indemnify: Exhaustion, Claims Not Covered by Primary, Defense-Cost Reimbursement," Strafford, CLE Webinar, May 7, 2024
- Co-Presenter, "M&A Transactions Insurance: Maximizing Deal Value, Managing Risks, Solving Challenging Negotiation Points, and Available Coverages," Strafford, CLE Webinar, April 17, 2024
- Co-Presenter, "Horizontal vs. Vertical Exhaustion of Insurance: Priority of Coverage and Settlement for Below Policy Limits," Strafford, CLE Webinar, February 27, 2024
- Co-Presenter, "Environmental Insurance Coverage Under CGL, Property, and D&O Policies for PFASs, ESG, NRS, CERCLA, RCRA, OPA, and Others," Strafford, CLE Webinar, October 3, 2023
- Co-Presenter, "Establishing and Challenging Exhaustion of Insurance Policies: Recurring Issues, Factors to Consider, Below Limits Settlements," Strafford, CLE Webinar, July 11, 2023



- "Confronting the Triple Threat of Social Inflation, Economic Inflation, and Greenflation," Hinshaw & Culbertson LLP, Webinar, April 27, 2023
- Co-Presenter, "Allocation of Liability and Exhaustion of Policy Limits: Policyholder and Carrier Perspectives," Strafford, February 7, 2023
- "Confronting the Combined Forces of Social Inflation, Price Level Inflation, and Greenflation," January 2023
- Co-Presenter, "Environmental Insurance Coverage Under CGL, Property, and D&O Policies for PFASs, ESG, NRS, CERCLA, RCRA, OPA and Others," Strafford, September 13, 2022
- Panelist, "Insurer's Right and Duty to Defend: Pre-Tender Costs; Target Tender Issues; Non-Covered Claims, Parties, Periods," Strafford, February 8, 2022
- Panelist, "Cybersecurity Updates and Insights 2021," American Property Casualty Insurance Association's (APCIA) Western Region General Counsel Conference, Virtual Event, July 28, 2021
- Panelist, "Ripped From the Headlines – Insurance and Reinsurance Issues in Current Events," ARIAS 2021 Spring Conference, Virtual Event, May 7, 2021
- "A Comparison of UK and US Insurance Trends," Virtual Event, February 2021
- "A Look at U.S. Insurance Trends, Insurance Covered," Season 1, Ep. 8, July 9, 2020
- "Tales from Covid: Insurance in the Time of Coronavirus – Bad Faith Claims," Hinshaw/RPC Web Cast, June 2020
- "Tales from Covid: Insurance in the Time of Coronavirus – Bankruptcy and Insolvency of Insureds," Hinshaw/RPC Web Cast, June 2020
- "A Look at What's Driving Claims and Exposures in the U.S.," Hinshaw & RPC Joint Seminar, February 26, 2020
- "Advocating Allocation of Liability and Exhaustion of Policy Limits: Policyholder and Carrier Perspectives," Strafford, February 5, 2020
- "First-Party Property Settlement of Claims," 2020
- "Is the 'Common Interest' Exception Shrinking?," ACC Dialogue, 2020
- "Allocation of Liability Coverage Between Covered and Non-Covered Claims," DRI, 2019
- "Traditional & Emerging Environmental Coverage Disputes, Developments & Key Issues," Strafford, 2019
- "Roundtable on Issues Confronting Insurer and Reinsurance Lawyers and Their Clients in the Industry Today," Who's Who Legal, 2018
- "Environmental Insurance Coverage Law: Defenses, Developments & Key Issues," Strafford, 2017
- "Resolving Defense Cost Issues: The Right and Duty to Defend, Targeted Tender, Pre-Tender Costs, Reimbursement & Other Defense Cost Issues," Strafford, 2017
- "Staying Above Water in the Aftermath of the Viking Pump case," webinar, ARIAS US, 2016
- "Arbitrations and Drafting Effective Dispute Resolution Clauses," Intermediaries and Reinsurance Underwriters Association (IRUA) meeting, New York, New York, October 2016
- "Fundamental & Emerging Issues In Umbrella & Excess Insurance," Strafford, 2016
- "The Latest Developments In Insurance Bad Faith Litigation," DRI, 2016
- "The Impact of Industry Consolidation on the Arbitration Process," ARIAS US, 2015
- "Current Reinsurance Trends, Issues, and Insights," Reuters/DRI, 2015
- Co-Chair "Second National Forum on Insurance Allocation," American Law Institute, 2015
- "Excess Insurance: Questions Raised by Qualcomm and Issues Relating to the Duty to Defend," American Law Institute, 2015
- "The Fundamentals of Reinsurance," Claims and Litigation Management Alliance, 2015
- "Duty to Defend: Analyzing Complex Issues," PLRB/LIRB, 2014
- "Insurer's Duty to Defend: Resolving Defense Cost Issues Strategies for Cost Reimbursement and Allocation," Strafford, 2010 – 2014
- "Environmental Insurance Coverage: Latest Developments Climate Change, Natural Resource Damage Claims, Mold, and Fracking," Strafford, 2014 and 2015



- "Excess Insurer's Duty to Defend and Indemnify: Navigating Critical Challenges: Absence of Underlying Exhaustion, Settlement With Primary, Claims Not Covered By Primary, and Reimbursement of Defense Costs," *Strafford*, 2012 – 2015
- "Don't Get Thrown Under The Buss: Insurers' Duties and Rights in Mixed Claims," *DRI*, 2013
- "Insurance Practice Business Development," *Chicago Bar Association*, 2013
- "Follow the Fortunes & Utmost Good Faith: The 'Yin' and 'Yang' of the Reinsurance Relationship in the Context of Captive Insurance," *ARIAS*, 2013
- "Sharing the Fun Associated With Defective Construction Losses: Indemnity, Subrogation & Contribution," *DRI*, 2012
- "Excess Insurer's Duty to Defend and Indemnify: Strategies to Limit the Scope of the Excess Insurer's Obligations," *Strafford*, 2010 – 2013
- "Environmental Insurance Coverage: Latest Developments Identifying Coverage In Existing Policies, Navigating Pollution and Owned Property Exclusions, and Determining Scope of Damages," *Strafford*, 2011
- "Impact of Unavailability of Insurance on Allocation, Insurance Bad Faith and Extra Contractual Exposure, and Hot Topics," *Bermuda Bar Association*, 2011
- "Effective Claims Handling and Efficient Management of Coverage Litigation," *Chicago Bar Association*, 2011
- "Where the Economics Hit the Road: Valuing Practical Settlement Options," *Perrin*, 2011
- "Charting a Course Through the Grey Areas of Insurance Allocation," *Perrin*, 2011
- "Global Warming and Insurance Claims and Coverage Issues," *ISBA*, 2011
- "How Insurers Can Avoid Conflict or Begin Coverage Litigation With Proper Coverage Armaments," *Chicago Bar Association*, 2011
- "Bad Faith Damages and Steps to Minimize Such Damages," *DRI*, 2010
- "Nationwide Bad Faith Issues," *Chicago Bar Association*, 2010
- "Insurance and Reinsurance Allocation — A Comprehensive Workshop," *West Legalworks*, 2007 – 2010
- "Contemporary Reinsurance Arbitrations — Issues and Insights," *West Legalworks*
- "Emerging Insurance Coverage Issues — Global Warming Claims and Coverage Issues," *Chicago Bar Association*
- "Global Warming Litigation and Insurance Coverage Issues," *West Legalworks*
- "Allocation Issues Presented By Reinsurance Cessions: Perspectives of Ceding Companies, Reinsurers, and Umpires," *West Legalworks*
- "A Basic Overview of Issues Potentially Impacting Insurance Coverage Resulting From a Policyholder's Chapter 11 Bankruptcy," *West Legalworks*

Publications

Scott writes extensively on substantive legal issues, and insurance and reinsurance topics, as well as litigation practice matters. His writings have been recognized by courts, parties and commentators, and they have been [cited by the highest courts](#) in Arizona, Illinois, Kentucky, Massachusetts, New Hampshire, New Jersey, South Carolina, West Virginia, Wisconsin, and by other state and federal appellate and trial courts across the country. His publications include:

Books and Chapters (Authored or Co-Authored)

- "Allocation of Losses In Complex Insurance Claims," (12th Ed. Thomson Reuters 2024)
- "Chapter 8 Allocating Defense Costs," *The Insurer's Duty to Defend: Issues and Analysis* (ABA 2024)
- Chapters 1, 2, 3, 5, and 7, *Wrongful-Death and Survival Actions*, Illinois Institute for Continuing Legal Education, 2023 Edition and General Editions
- "Duty to Defend: A Fifty State Survey," (Second Edition) (Hinshaw 2023 and 2017)
- "50 State Survey: Requirements to Communicate with Insureds for Property and Casualty Claims: Volume VI" (Hinshaw 2021)



- "50 State Survey: Workers' Compensation Law Exclusivity, Exceptions, Third Party Action Over Claims & COVID-19" (Hinshaw 2020)
- "Wrongful Death and Survival Actions" (6th Ed. IICLE 2019) (prior editions 2014, 2011, 2007, 2003, and 1993) (General Editor and Contributing Author Chapters 1, 2, 5, and 7)
- "An Insurance Coverage & Reinsurance Primer On Coronavirus (COVID-19) Claims" (Hinshaw 2020)
- "A Primer on Reinsurance Law & Principles" (Hinshaw 2016)
- "Chapter 6 Pertinent Reinsurance Contract Provisions," *Reinsurance Professional's Deskbook - A Practical Guide* (2019 – 2020 Ed. Thomson Reuters) (Prior editions 2017 – 2018 and 2015 – 2016)
- "Chapter 17 Excess Insurance Coverage," *Environmental Liability & Insurance Recovery* (ABA 2012)
- "Reinsurance Law & Practice: A Primer on Basic Principles & Contemporary Issues in Illinois" (BRMA 1999)
- "Reinsurance Law & Practice: An Overview of Principles and Contemporary Issues" (Glasser 1999)
- "Reasonable Defense Costs, Legal Fees, and the Legal Audit" (Glasser 1999)
- "Environmental Coverage: Law and Litigation," *Liability Insurance* (IICLE 1996, 1998 Supp.)
- "Employing Discovery, Investigation, and Surprise to Capture Plaintiff's Expert," *Defense Practice Notebook* (DRI 1996)

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Community/Civic Activities

- National Board of Selectors Jefferson Awards for Public Service (Nobel Prize for public and community service), Member
- Jefferson Awards Chicago, Co-Chair
- Delegation presenting reports to the White House and the U.S. Senate on the state of volunteering in America, Member
- Chicago Chapter of the Lymphoma Research Foundation, Co-Founder
- Lymphoma Research Foundation, Inaugural Tribute Award Recipient
- American Forum on Lymphoma in Los Angeles, Keynote speaker, North American Forum, 2006
- Serves on multiple other charitable boards and committees