

Gabriel E. Darwick

Partner

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OVERVIEW

Gabriel Darwick is a Partner in the firm who has focused his career on insurance and reinsurance coverage litigation. He is a member of the Insurance and Bad Faith Coverage Practice where he concentrates on claims made under commercial general liability, commercial auto liability, excess and umbrella, lawyers and accountant's professional liability, D&O, cyber, miscellaneous errors and omissions, EPL, product recall, accidental contamination, and environmental liability policies. While Gabe focuses on pursuing and defending coverage disputes in New York and New Jersey, his practice is nationwide and has included disputes in Delaware, Washington, Minnesota, Illinois, Utah, Connecticut, West Virginia, Pennsylvania, and Tennessee.

In addition to his coverage practice, Gabe handles a variety of commercial litigation and corporate matters, including employment disputes, professional liability claims, construction defect litigation, real estate disputes, and contract negotiation and drafting.

A versatile litigator, Gabe has achieved positive results for his clients at every step of the dispute resolution process, including pre-suit, through trial and on appeal.

RECOGNITION AND INVOLVEMENT

New York Metro Super Lawyers Rising Stars (2013 - 2020)

Super Lawyers (2021-2023)

REPRESENTATIVE MATTERS

Member of team representing excess insurers in coverage dispute arising from settlement of false arrest claims.

PRACTICES

Commercial Litigation
Insurance Coverage and Bad Faith

INDUSTRIES

Insurance

BAR AND COURT ADMISSIONS

New Jersey
New York
U.S. Court of Appeals for the Second Circuit
U.S. Court of Appeals for the Third Circuit
U.S. District Court for the Eastern District of New York
U.S. District Court for the Southern District of New York
U.S. District Court for the District of New Jersey

EDUCATION

Benjamin N. Cardozo School of Law, J.D.,
2009
University of Maryland, College Park, B.A.,
2005

MEMBERSHIPS

Member, Defense Research Institute (DRI)
Member, Claims and Litigation Management Alliance (CLM)



Secured a finding of no coverage after bench trial concerning the applicability of a Mold Exclusion to a multi-million dollar consent judgment arising from exposure to toxins.

Secured a defense verdict for an insurer in a multi-week jury trial arising from an environmental contamination claims.

Secured a finding of no coverage after a two-week bench trial concerning the applicability of the retroactive date in an underground storage tank policy to a petroleum discharge.

Obtained affirmance before the Second Circuit Court of Appeals of district court determination applying the anti-subrogation rule to prohibit an excess insurer from passing through eight figure settlement to employer's liability insurer.

Represented excess insurer in long-tail claim alleging exposure to carbon black in West Virginia, resulting in favorable settlement.

Represented excess insurer in long-tail claim alleging exposure to benzene, resulting in favorable settlement.

Part of team that obtained summary judgment for an insurer in the NFL concussion litigation finding at least one "occurrence" per claimant.

EVENTS

Gabe Darwick to Present on Cyber Coverage at the Insurance Coverage and Allocation Issues Conference
Perrin Conferences
Union League of Philadelphia, 5.8.24

