

## William L. Doerler

Counsel

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Bill partners with insurers and self-insured clients to investigate losses and develop cost-effective recovery strategies.

### OVERVIEW

Bill Doerler is counsel in the Subrogation Department, practicing exclusively in the field of insurance subrogation. As part of his practice, Bill partners with insurers and self-insured clients to investigate losses and develop cost-effective recovery strategies.

Bill routinely handles subrogation-related construction defect and products liability cases. His practice focuses on researching, briefing and handling complex litigation and appellate matters. Issues Bill frequently analyzes include waiver of subrogation clauses, the made whole doctrine, the admissibility of expert testimony, the economic loss doctrine and damages recoverable. In addition to working on individual cases, Bill is the co-editor of and a blogger for the Subrogation Department's blog, *The Subrogation Strategist*. Bill's writing for the blog was recognized by *JD Supra* in 2022, when it found him to be one of the Reader's Choice Top Authors for 2022 in the area of Products Liability.

Before joining the Subrogation Department, Bill was a member of the firm's Litigation Department, where he handled defense matters including products liability, construction defect and premises liability cases. Bill's experience on both sides of a lawsuit gives him a thorough understanding of defenses subrogation targets raise.

In addition to working in the Litigation Department, Bill also worked in the firm's Appellate Group, where he successfully briefed and argued cases in state and federal court addressing a wide variety of issues, including medical malpractice, personal injury and worker's compensation. Bill's appellate experience gives him unique insights into issues that arise at trial and how to preserve issues for appeal. While working in the Appellate Group, Bill was a co-editor of and contributor for the *Court Crier*.

### PRACTICES

Subrogation

### BAR AND COURT ADMISSIONS

Pennsylvania

Delaware

New Jersey

### EDUCATION

Widener University School of Law, JD,  
*magna cum laude*, 1997

University of Delaware, BS in Accounting,  
1983

### MEMBERSHIPS

National Association of Subrogation  
Professionals



Prior to joining White and Williams, Bill worked for several years as a trial litigator. Before becoming a lawyer, Bill utilized his accounting degree by working for ten years as the Treasurer and Vice President of Finance for a construction-related company in the private sector.

Bill is licensed to practice law in Pennsylvania, New Jersey and Delaware but works on cases throughout the country utilizing the services of local counsel.

## REPRESENTATIVE MATTERS

Subrogation Department Defeats Motion for Summary Judgment

Bakery Explosion Leads to Sweet Settlement

Ceiling Collapse Nets Seven-Figure Settlement

Multimillion-Dollar Settlement Reached Against Designer and Installer of Sprinkler System

Seven-Figure Settlement Reached Against Spice Ingredient Supplier

Subrogation Department Settles a Multi-Leak Water Damage Case

Subrogation Department Resolves Large Water Loss Case

Firm Successfully Defends Against National Manufacturer's *Daubert* Challenge to Expert Testimony

White and Williams Secures Seven-Figure Subrogation Settlement Following a Water Leak in a Residential Tower

White and Williams Secures a Favorable Settlement in a Superstorm Sandy Case

White and Williams Settles Multi-Plaintiff Case Following Fire

Worked with an insurer to recover damages arising from the recall of contaminated, adulterated and misbranded food (spices) containing allergens, work that included an analysis of complex and detailed financial records

Partnered with an insurer to investigate claimed property damage losses associated with computer virus attacks

Worked with an insurer interested in subrogating a hacking incident involving an educational institution who was transitioning its student information to a cloud-based server using a mongo database

Litigated a construction defect, roof collapse case involving multiple parties, waiver of subrogation clauses and arbitration provisions

Handled the appeal of a water loss case against a negligent contractor who secured summary judgment at the trial level, securing a reversal of the trial court's decision

Investigated the subrogation potential of a claim involving a ransomware attack that resulted, upon recovering the insured's systems, in a programming error and damage to the insured's manufacturing equipment

Litigated issues related to the enforcement of subrogation waiver, limitation of liability and consequential damages clauses in a complex case against an alarm company that included both property damage and wrongful death claims

Litigated a case against a fire suppression contractor whose suppression system failed, resulting in the insured's restaurant being destroyed by a fire

Handled an email spoofing claim that resulted in fraudulent wire transfers

Defeated a Motion to Amend wherein the defendant sought to amend its answer to raise a defense based on an arbitration provision – calling for arbitration in Italy – in a contract between an Italian manufacturer of bakery equipment and the insured

Secured partial summary judgment on the issue of liability in a ceiling collapse case against the contractor hired to install the ceiling

Litigated a case against the designer and installer of a sprinkler system extension – under a fire spread theory - after a fire at a wax and oil manufacturer

## IN THE NEWS

William Doerler Recognized by JD Supra 2022 Readers' Choice Awards  
3.7.22

White and Williams Announces the Election of Five Lawyers to the Partnership and the Promotion of Five Associates to Counsel  
1.14.16

## PUBLICATIONS

Fine Art Losses – “Canvas” the Subrogation Landscape  
*The Subrogation Strategist*, 2.7.24

The Sounds of Silence: Pennsylvania's Sutton Rule  
*The Subrogation Strategist*, 12.29.23

Product Liability Trends: Data, Data Everywhere  
Fall 2023

What a Difference a Day Makes: Mississippi's Discovery Rule  
*The Subrogation Strategist*, 10.18.23

Amendments to Federal Rule of Evidence 702 – Expert Testimony  
*The Subrogation Strategist*, 10.4.23

Montana Significantly Revises Its Product Liability Laws  
*Subrogation Strategist*, 5.15.23

New Mexico Adopts Right to Repair Act  
*The Subrogation Strategist*, 4.14.23



Florida Passes Tort Reform Bill

*The Subrogation Strategist*, 3.27.23

Florida Court Puts the Claim of Landlord's Insurer In The No-Fly Zone

*The Subrogation Strategist*, 2.27.23

Gone Fishing: Tenant's Insurer Casts A Line Seeking To Subrogate Against The Landlord

*The Subrogation Strategist*, 9.22.22

ASUS Computer International Recalls ASUS ROG Maximus Z690 Hero Motherboards

*The Subrogation Strategist*, 8.22.22

Mind Over Matter: Court Finds Expert Opinion Based on NFPA 921 Reliable Despite Absence of Physical Testing

*The Subrogation Strategist*, 8.17.22

The Blame Game: Georgia Updates Its' Apportionment of Fault Statute to Apply to Single-Defendant Lawsuits

*The Subrogation Strategist*, 6.1.22

Where-Forum Art Thou? Is the Chosen Forum Akin to No Forum at All?

*The Subrogation Strategist*, 5.19.22

Nevada's Common Law Meaning of the Term "Substantial Completion" in the Statute of Repose

*The Subrogation Strategist*, 9.29.21

Rhode Island Changes Its Products Liability Law

*The Subrogation Strategist*, 7.23.21

Amazon Can Be Held Strictly Liable For Hoverboard Sale

*The Subrogation Strategist*, 4.28.21

Strictly Speaking, the Plaintiff's Fault Matters in Products Liability Actions in Georgia

*The Subrogation Strategist*, 10.26.20

Parties' Agreement Doesn't Pull the Trigger on California's Statute of Repose

*The Subrogation Strategist*, 4.30.20

Minnesota Addresses How Its Construction Statute of Repose Applies to Condominiums

*The Subrogation Strategist*, 3.26.20

Amazon Feels the Heat From Hoverboard Fire Claims

*The Subrogation Strategist*, 11.6.19

Superior Court Addresses Whether the Plaintiff Is the "Master of the Claim" in Post-Tincher Decision

*The Subrogation Strategist*, 8.7.19

New York Court Takes the Bite Out of a Food Manufacturer's Request for Destructive Testing

*The Subrogation Strategist*, 7.2.19



Arizona Purchaser Dwelling Actions Are Subject to a New Construction

*The Subrogation Strategist*, 6.11.19

Cannabis and Cannabis-Derived Compounds: FDA Announces Public Hearing and TTB Issues Industry Circular

*Taking Care of Business*, 5.31.19

California Court Invokes Equity to Stretch Anti-Subrogation Rule Principles

*Subrogation Strategist*, 5.2.19

New Jersey Court Washes Away Insurer's Waiver of Subrogation Arguments

*The Subrogation Strategist*, 4.5.19

FDA Issues Final Guidance On Public Warnings And Notification Of Recalls

*Food and Beverage Alert*, 2.28.19

South Carolina Clarifies the Accrual Date for Its Statute of Repose

*The Subrogation Strategist*, 2.13.19

A Tort Claim Is Not a Debt Within the Meaning of the Colorado's Fair Debt Collection Practices Act

*The Subrogation Strategist*, 11.7.18

Carmack Amendment Loss Claims Should Indicate a Specified or Determinable Amount of Money

*The Subrogation Strategist*, 8.29.18

New York Federal Court Holds That the Montreal Convention Does Not Allow a Party to Recover Inspection Costs Where Cargo Suffers No Physical Damage

*The Subrogation Strategist*, 7.30.18

Florida Extends Filing Time for Claims Subject to the Statute of Repose

*The Subrogation Strategist*, 6.6.18

Deconstructing Construction Claims: Issues to Consider When Handling Construction Defect Subrogation

*CLM Magazine*, 5.18

New York's Court of Appeals Clarifies the Burden of Proof in Summary Judgment Cases

*The Subrogation Strategist*, 4.16.18

California's Right to Repair Act Applies to Construction Defects Resulting in Either Economic Loss or Property Damage

*The Subrogation Strategist*, 1.22.18

Nevada Refuses to Increase Plaintiff's Burden Of Proof for Product Liability Design Defect Claim

*The Subrogation Strategist*, 11.1.17

Colorado Requires Privity to Pursue Warranty of Suitability Claim Against Developer

*The Subrogation Strategist*, 10.25.17

Contract Terms Can Impact the Accrual Date For Florida's Statute of Repose

*The Subrogation Strategist*, 10.12.17

California Limits Indemnification Obligations of Design Professionals

*The Subrogation Strategist*, 8.18.17

West Virginia Enacts "Innocent Seller" Legislation

*The Subrogation Strategist*, 7.28.17

Applying the Statute of Repose for Construction Claims, Colorado's Supreme Court Finds Third-Party Claims Timely-Filed

*The Subrogation Strategist*, 6.2.17

Avoiding Split Decisions: The Pitfalls of Proceeding Separately from the Insured

*Subrogator*, Winter 2017

In Georgia, a Waiver of Subrogation Clause is not an Exculpatory Clause That Must be Prominently Displayed

*The Subrogation Strategist*, 11.15.16

In Pennsylvania, Subsequent Purchasers Can Pursue Fraud and Unfair Trade Practices Claims Against Builders

*The Subrogation Strategist*, 10.11.16

Georgia Extends Anti-Indemnity Statute to Cover Professional Services

*The Subrogation Strategist*, 8.3.16

Fire Causation: Spreading the Culpability

*Subrogator*, Spring 2016

Delaware Tightens Jurisdictional Requirements for Filing Suit Against Foreign Corporations Selling Products in Delaware

*The Subrogation Strategist*, 6.15.16

Maryland Appellate Court, In a Matter of First Impression, Affirms the Dismissal of a Case as a Spoliation Sanction

*The Subrogation Strategist*, 5.12.16

The Fourth Circuit Applies a Consequential Damages Exclusionary Clause and the Economic Loss Doctrine to Bar Claims by a Subrogating Insurer Seeking to Recover Over \$19 Million in Damages

*The Subrogation Strategist*, 2.8.16

In a Suit by a Subrogee-Insurance Company, the Insured is not Liable for Contribution

*The Subrogation Strategist*, 10.27.15

Texas Adds More Hoops for Condominium Associations to Jump Through

*The Subrogation Strategist*, 10.12.15

Changes to Florida's Construction Defect Notice Statute Take Effect October 1, 2015

*The Subrogation Strategist*, 9.28.15

In Florida, Exculpatory Clauses Do Not Need Express Language Referring to the Exculpated Party's Negligence

*The Subrogation Strategist*, 9.22.15

Georgia Clarifies Its Non-Party At Fault Apportionment Statute

*The Subrogation Strategist*, 9.1.15

125<sup>th</sup>  
ANNIVERSARY

White and  
Williams LLP

William L. Doerler

Arbitration Provision Against Public Policy

*The Subrogation Strategist*, 8.21.15

Indiana's Supreme Court, In a Matter of First Impression, Finds That an AIA Waiver of Subrogation Clause Extends the Waiver to Damage to Non-Work Property

*The Subrogation Strategist*, 8.6.15

North Carolina Court Holds That the Plaintiff's Complaint Did Not Provide Sufficient Notice to Extend the Statute of Limitations After the Plaintiff Voluntarily Dismissed Her Complaint

*The Subrogation Strategist*, 7.15.15

California Homeowners Can Release Future, Unknown Claims Against Builders

*The Subrogation Strategist*, 6.3.15