

Fidelity and Surety Roundtable

From performance bonds and subdivision bonds, to social engineering claims, judgment collection, and back again

- Insight from surety claims managers and surety lawyer panelists
- Defense tips for claim representatives, consultants, and attorneys



May 18, 2018

Gleacher Center, University of Chicago

Chicago, IL

This **DRI Fidelity and Surety Roundtable** has something for everyone who works in the areas of fidelity and surety bond claims and litigation. Industry experts offer their experience and insight into how to handle performance bond claims on dormant projects, defenses when confronted with a subdivision bond claim, judgment collection strategies to minimize losses and maximize the surety's recovery, and the challenges of social engineering claims. The roundtable allows for an interactive and engaging group discussion of the issues presented, and more.



Aaron G. Weishaar
Program Chair



Douglass F. Wynne, Jr.
Committee Chair



Jason T. (Jay) Farley
Program Vice Chair



Heather F. Shore
Committee Vice Chair

PRESENTED BY **DRI's Fidelity and Surety Committee**

Register online now at dri.org or complete the form in the back.



What You Will Learn

- What to do with a performance bond claim on a dormant project
- Surety defenses when handling a subdivision bond claim
- Strategies to maximize loss recovery and to identify hidden assets
- Coverage issues when faced with a social engineering claim

Members Get More

- Access to committee newsletters, seminar course materials, and other publications via **DRI Online** at **dri.org**.
- Access to the **DRI Fidelity and Surety Committee Community**: Share articles, post blogs, and connect with others on the latest trends in your area of practice.
- Access to **dri circles**, where lawyer-to-lawyer connections happen.

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Lawyer-to-lawyer connections happen within **dri circles**.

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- Create professional circles to facilitate business development
- Video conferencing coming soon!

Search **dri circles** in your app store



PROGRAM SCHEDULE

Click on any speaker name to view bio.

THURSDAY, MAY 17

- 11:45 a.m. **Chicago Surety Claims Association Meeting and Luncheon** |
For more information and to RSVP, please contact
Grace Cranley, Grace.Cranley@Dinsmore.com.
- 7:00 p.m. **Networking Dinner** | Gather for an informal networking dinner at
one of Chicago's finest restaurants (*at no cost to surety company
personnel; others pay their own way*). For more information and to
RSVP, please contact Douglass F. Wynne, Dougw@spsr-law.com.
SPONSORED BY **MDD Forensic Accountants**

FRIDAY, MAY 18

- 7:00 a.m. **Registration**
- 7:00 a.m. **Continental Breakfast**
SPONSORED BY **Cashin Spinelli Ferretti**
- 8:00 a.m. **Welcome and Introduction**
Aaron G. Weishaar, *Reinert Weishaar & Associates PC*,
Saint Louis, MO
- 8:05 a.m. **What to Do with a Dormant Project: The
Surety's Options and Strategies**
Learn best practices for a performance bond surety when confronted
with completion of a dormant project.
Kaile L. Mercuri, *Simon Peragine Smith & Redfearn LLP*,
New Orleans, LA
 **Daniel D. (Dan) Pentecost**, *Westfield Insurance*,
Westfield Center, OH
- 9:00 a.m. **Subdivision Bond Claims**
This session will explore the defenses available to a surety that
receives a subdivision bond claim.
Gavin M. Lankford, *Harris Beach PLLC*, Pittsford, NY
 **Jeremy T. Sentman**, *Lexon Insurance Company LLC*,
Mount Juliet, TN
- 9:55 a.m. **Refreshment Break**
- 10:05 a.m. **Knowing What to Look For: Security Information
from the Principal and Indemnitors**
A surety can increase its odds of maximizing recovery by looking
beyond contract funds of the principal and identifying hidden assets,

as well as learning how to garnish nonexempt assets of the indemnitors quickly.

Diane Hastings Lewis, *Brown & Ruprecht PC*, Kansas City, MO

➤ **Ryan Springer**, *EMC Insurance Company*, Des Moines, IA

11:00 a.m.

Social Engineering Claims Under Commercial Crime Policies

As opposed to traditional hacking, which involves the manipulation of *computer* or *network* behavior, social engineering involves a manipulation of *human* behavior. Learn how to analyze insurance coverage for claims involving social engineering, including cases where a fraudster uses human interaction to obtain or compromise information about an organization or its computer system.

Christy M. Maple, *Swift Currie McGhee & Hiers LLP*, Atlanta, GA

➤ **Ellen Sullivan**, *Travelers*, Chicago, IL

11:55 a.m.

Closing Remarks and Adjourn

1:00 p.m.

Networking Event | TBD (*at no cost to surety company personnel; others pay their own way*)

FACULTY

Click on any name to view bio.

Jason T. (Jay) Farley, Merchants Bonding Company, West Des Moines, IA

Gavin M. Lankford, Harris Beach PLLC, Pittsford, NY

Diane Hastings Lewis, Brown & Ruprecht PC, Kansas City, MO

Christy M. Maple, Swift Currie McGhee & Hiers LLP, Atlanta, GA

Kaile L. Mercuri, Simon Peragine Smith & Redfearn LLP, New Orleans, LA

➤ **Daniel D. (Dan) Pentecost**, Westfield Insurance, Westfield Center, OH

➤ **Jeremy T. Sentman**, Lexon Insurance Company LLC, Mount Juliet, TN

Heather F. Shore, Brown & Ruprecht PC, Kansas City, MO

➤ **Ryan Springer**, EMC Insurance Company, Des Moines, IA

➤ **Ellen Sullivan**, Travelers, Chicago, IL

Aaron G. Weishaar, Reinert Weishaar & Associates PC, Saint Louis, MO

Douglass F. Wynne, Jr., Simon Peragine Smith & Redfearn LLP, New Orleans, LA

View faculty bios on the Fidelity and Surety Roundtable webpage; click on "View speakers" button.

➤ Denotes the **DRI CLIENT CONNECTION**: In-house and claims professional speakers

GENERAL INFORMATION

In-House Counsel

In-house counsel are eligible for free registration to DRI seminars. In-house counsel are defined as licensed attorneys who are employed exclusively by a corporation or other private sector organization for the purpose of providing legal representation and counsel only to that corporation, its affiliates, or its subsidiaries. To qualify for free registration, in-house counsel must be a DRI member and a member of the DRI Corporate Counsel Committee *or* be sponsored by a DRI member who is both registered and has paid for the seminar. **Nonmember in-house counsel may utilize this offer only once. This offer excludes the DRI Annual Meeting and the DRI Business Management Principles for Lawyers Seminar.**

Claims Executives

Claims professionals are eligible for free registration to DRI seminars. Claims professionals are defined as any individuals employed by a corporation or insurance company, who spend a substantial portion of their professional time hiring or supervising outside counsel in the representation of businesses, insurance companies or their insureds, associations, or governmental entities in civil litigation. To qualify for free registration, the claims professional must be a DRI member under a corporate membership *or* be sponsored by a DRI member who is both registered and has paid for the seminar. **Non-member claims professionals may utilize this offer once per calendar year. This offer excludes the DRI Annual Meeting.**

Roundtable Location

Gleacher Center, University of Chicago Booth School of Business, 450 North Cityfront Plaza Drive, Chicago, IL 60611

CLE/Claims Adjusters Accreditation

This seminar has been approved for MCLE credit by the State Bar of California for up to **3.50** hours, including **0** hours of ethics credit. Accreditation has been requested from every

state with mandatory continuing legal education (CLE) requirements. Certificates of attendance will be provided to each attendee. Attendees are responsible for obtaining CLE credits from their respective states. **Application has been made for continuing education for claims adjusters.** Credit availability and requirements vary from state to state; **please check the DRI website at dri.org** for the latest information for your state.

Registration Policy

The registration fee is \$175 for DRI members and \$260 for nonmembers. The registration fee includes course materials, continental breakfasts, refreshment breaks, networking receptions. If you wish to have your name appear on the registration list distributed at the conference and receive the course materials in advance, DRI must receive your registration by **April 26, 2018** (*please allow 10 days for processing*). Registrations received after **April 26, 2018**, will be processed on-site.

Refund Policy

The registration fee is fully refundable for cancellations received on or before **April 26, 2018**. Cancellations received after **April 26** and on or before **May 3, 2018**, will receive a refund, less a \$100 processing fee. Cancellations made after **May 3** will not receive a refund. All cancellations and requests for refunds must be made in writing. Fax (312.795.0747) or email (seminars@dri.org) to DRI's Accounting Department. Processing of refunds will occur within four weeks after the date of the seminar. All refunds will be processed in the same method that the payment was received. Substitutions may be made at any time without charge and must be submitted in writing.

Discounts

Travel Discounts DRI offers discounted meeting fares on various major air carriers for **DRI Fidelity and Surety Roundtable** attendees. To receive these discounts, please contact Direct Travel, DRI's official travel provider, at 800.840.0908. As always, to obtain the lowest available fares, early booking is recommended.

- The taping or recording of DRI seminars is prohibited without the written permission of DRI.
- Speakers and times may be subject to last-minute changes.
- DRI policy provides there will be no group functions sponsored by others in connection with its seminars.



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Claims Institute**
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April 11–13
Life, Health, Disability and ERISA
Westin Copley, Boston, MA

April 25–27
Construction Law
Hilton Nashville Downtown, Nashville, TN

April 26–27
Business Litigation
The Ritz-Carlton Denver, Denver, CO

May 3–4
**Retail and Hospitality Litigation
and Claims Management**
Loews Chicago, Chicago, IL

June 14–15
Diversity for Success
Marriott Downtown Magnificent Mile, Chicago, IL

Hotel Accommodations

A limited number of discounted hotel rooms have been made available at the **InterContinental Chicago Magnificent Mile, 505 North Michigan Avenue, Chicago, IL 60611** ([click here](#) to view hotel photos).

Take advantage of the group rate of **\$269 Single/Double** in one of two ways:

- 1) Reserve online: [Click here](#) or visit [dri.org](#) and go to the **DRI Fidelity and Surety Roundtable page** and click on the “Book hotel” button.
- 2) Or **contact the hotel directly at 312.944.4100** and mention the **DRI Fidelity and Surety Roundtable**.

The hotel block is limited and rooms and rates are available on a first-come, first-served basis. You must make reservations by **April 19, 2018**, to be eligible for the group rate. Requests for reservations made after **April 19** are subject to room and rate availability.

SEMINAR SPONSORS

DRI wishes to thank our sponsors for their support at this year's seminar!

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Diversity and Inclusion in DRI: A Statement of Principle

DRI is the largest international membership organization of attorneys defending the interests of business and individuals in civil litigation.

Diversity is a core value at DRI. Indeed, diversity, which includes sexual orientation, is fundamental to the success of the organization, and we seek out and embrace the innumerable benefits and contributions that the perspectives, backgrounds, cultures, and life experiences a diverse membership provides.

Inclusiveness is the chief means to increase the diversity of DRI's membership and leadership positions. DRI's members and potential leaders are often also members and leaders of other defense organizations. Accordingly, DRI encourages all national, state, and local defense organizations to promote diversity and inclusion in their membership and leadership.

Harassment and Discrimination

DRI is committed to the policy of equal opportunity regardless of race, color, religion, sex, sexual orientation, gender, national origin and disability in all of its programs and activities, as well as maintaining an environment in our programs and activities which is free from all forms of harassment or discrimination of any kind. Pursuant to this policy, if any person who attends our programs or activities experiences unlawful discrimination or harassment, this should be reported to the Executive Director so that appropriate action may be taken.

Fidelity and Surety Roundtable

May 18, 2018 | Gleacher Center, University of Chicago
450 North Cityfront Plaza Drive, Chicago, IL

[Register online](#)
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Are you a first-time attendee at this DRI seminar? Yes No

How many attorneys _____ What is your primary
are in your firm? _____ area of practice? _____

REGISTRATION FEE

Registration fee includes seminar attendance, networking events, course materials. DRI will email a link to download the course materials to all registrants two weeks in advance of the seminar.

- Member \$175
- Nonmember \$260
- In-House Counsel Member* FREE
- Claims Executive Member/Nonmember* FREE
- Surety Company Representative** FREE

For inclusion on the preregistration list and to receive course materials in advance, register by April 26, 2018.

* As defined on page 4.
**Must call DRI customer service to register.

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- My check for _____ (USD) is enclosed.
- Please charge my VISA MasterCard American Express.

3400-SURETY-21
Fidelity and Surety

2018-SURETYB

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