

TIMED AGENDA

:00	LEGAL RIGHTS OF PROPERTY OWNERS
:15	LOSS VALUATION
:30	CLAIMS HANDLING
:45	TRYING INSURANCE COVERAGE & BAD FAITH CASES
1:00	REPRESENTING UNDERINSURED CLIENTS
1:30	QUESTION & ANSWER SESSION
2:00	END OF PROGRAM
TOTAL MINUTES: 90 MIN AND 30 MIN Q&A	

Program Start Time: 9:30 am PT

Program End Time: 11:30 pm PT

EDUCATIONAL MATERIALS

Robert Bonaparte & Kyle Sturm "Insurance Coverage for Climate Change"
(11 pages)

Nelson V. Liberty Property Fire Map (1 Page)

Nelson V. Liberty Ruling on Motion for Summary Judgment (3 Pages)

Nelson V. Rough & Ready Complaint (6 pages)

Nelson V. Liberty Complaint (4 Pages)

Nelson V. Liberty Subpoena to Oregon Department of Forestry (4 Pages)

Barnard V. Statefarm Judge Paul Papak's Findings and Recommendation
on Motion to Dismiss (10 Pages)

Total Educational Materials 39 Pages

COURSE No. 210112W00

DESCRIPTION

In the last several years, devastating wildfires have caused significant damage across much of the United States, and each year the wildfire season seems worse than the last. Loss valuation, claims handling, and coverage disputes on partial and total wildfire losses raise a multitude of issues for professionals assisting impacted property owners. This 90-minute program will feature three policyholder advocates who are on the cutting-edge of advancing the claims and legal rights of property owners impacted by wildfires.

Please join nationally recognized policyholder advocate Amy Bach (United Policyholders) in conversation with Bob Bonaparte (OR) and Dylan Schaffer (CA). Both Bonaparte and Schaffer have extensive experience litigating and trying insurance coverage and bad faith cases for wildfire victims. Bach's organization has been assisting wildfire survivors with insurance claims and recovery challenges since 1991.

This program will address issues related to inspection, testing, and proof challenges with smoke and extreme heat damage to homes, businesses, and residents' health. The panel will also cover strategies, laws, and remedies for representing underinsured clients, countering lowballing on repair and rebuild estimates, and addressing new limitations and exclusions in policy forms and unreasonable and illegal adjusting practices.

The steadily increasing number of major and total loss wildfire claims that insurers have been processing in recent years has led to new limits and exclusions in policy forms, as well as practices that can unfairly impact property owners and impede repairs, rebuilding, and recovery.

PRESENTERS

**AMY BACH**

- Executive Director, United Policyholders
- J.D., University of California Hastings College of Law
- B.A., Cornell University

Admissions: California

Amy Bach has dedicated her career to promoting and defending the interests and rights of insurance policyholders in judicial, legislative, regulatory and media forums. The recipient of numerous awards including Money magazine's "Money Hero" and "Person of the Year" (National Association of Public Insurance Adjusters), Bach has built United Policyholders into a powerful national force that influences outcomes in favor of insureds by leveraging a network of expert volunteers dedicated to a common goal. Bach currently serves on the Federal Advisory Committee on Insurance, the American Bar Association's Standing Committee on Disaster Preparedness and Response and is an official consumer representative in the National Association of Insurance Commissioners.

**BOB BONAPARTE**

- Partner, Bonaparte & Bonaparte, LLP
- J.D., University of Virginia
- A.M., Stanford
- A.B., Stanford

Admissions: Oregon

Bob graduated Phi Beta Kappa from Stanford University (1977) and from Virginia Law School (1981). He worked as an associate at Cadwalader, Wickersham & Taft in New York City and Washington D.C., and represented insurance carriers at Ross, Dixon & Masback, the predecessor firm of Troutman Pepper in Washington D.C. For the past 30 years, Bob has represented homeowners and businesses in insurance coverage disputes in Oregon.

WEBSITE

- <https://www.uphelp.org/>

WEBSITE

- www.bb-law.net

EMAIL

- bob@bb-law.net

NOTABLE OUTCOMES

- *Fleming v. USAA*, 329 Or. 449, 998 P.2d 378 (1999), *modified*, 330 Or. 62 996 P.2d 501 (2000)
- *Parks v. Farmers Ins. Co.*, 347 Or. 374, 227 P.3d 1127 (2009)
- *Dewsnup v. Farmers*, 349 Or. 33, 239 P.3d 493 (2010)
- *Dockins v. State Farm Ins. Co.*, 330 Or. 1, 997 P.2d 859 (2000)
- *Farmers Ins. Co. v. Trutanich*, 123 Or. App. 6, 858 P.2d 1332 (1993)

MEMBERSHIPS

- Oregon State Bar
- Multnomah Bar Association
- Oregon Trail Lawyers Association

HONORS

- President, Owen Panner Inn of Court

PUBLICATIONS

- Trial bifurcation article published in the June 1994 issue of ATLA's *Trial* magazine

**DYLAN SCHAFFER**

- Partner, Kerley Schaffe
- J.D., University of California, Hastings
- B.S., Cornell

Admissions: California

Dylan graduated from Cornell University (1986) and magna cum laude from UC Hastings College of the Law (1990). He clerked in the Ninth Circuit and then spent a year teaching at Stanford. Thereafter he specialized in appellate work on both the criminal and civil sides. He and Edward Kerley formed Kerley Schaffer in 2014. Dylan focuses on the representation of homeowners and small businesses in disputes with their property insurers.

WEBSITE

- www.kerleyschaffer.com

EMAIL

- DYLAN@KSLAW.US

NOTABLE OUTCOMES

- *Fadeeff v. State Farm*, 50 Cal.App.5th 94 (2020)
- *Fair Plan v. Garnes*, 11 Cal.App.5th 1276 (2017)
- *Vardanyan v. AMCO*, 243 Cal.App.4th 779 (2015)
- *Poncini v. Farmers*, Alameda Superior Court, bad faith and punitive damages award
- *NKD Diversified Services, Inc. v. AMCO*, Stanislaus Superior Court, bad faith and punitive damages award

LINKEDIN

- <https://www.linkedin.com/company/kerley-schaffer-llp/>