



**BROWNLEE LLP**  
*Barristers & Solicitors*

## INSURANCE LITIGATION SEMINARS **2023**

Providing you with world-class legal services is only part of our job. Teaching you about the law is the other.

Our **complimentary** Insurance Litigation Seminars will provide you with the knowledge and strategies you need to provide claims services with less legal assistance, thereby reducing your costs while maintaining the level of services your clients expect.

This year we are offering 18 Seminars on a variety of topics ranging from indemnification to assault and battery, each of which has been thoroughly researched and vetted by our Insurance Litigation Lawyers and Partners. Each Seminar will be customized to suit your needs and can be accredited with the Alberta Insurance Counsel upon request.

If there is a topic you are interested in that our Seminars do not cover, let us know and we will prepare one that does.

### OUR VANCOUVER TEAM:



**SHAD CHAPMAN**  
*Partner, AB & BC*



**LEILANI KARR**  
*Lawyer*



**MICHAEL COLWELL**  
*Lawyer*



**AMRIT KALRA**  
*Lawyer*



**HASSAN KHAN**  
*Lawyer*

# SEMINARS

## **B ASSAULT AND BATTERY**

Insureds working in law enforcement are regularly the target of assault and battery claims. Learn how to effectively defend such claims using the common law and *Criminal Code of Canada*.

**LENGTH:** 45 Minutes

## **B AVOIDING BAD FAITH CLAIMS**

It is not always easy to know what the “right” thing to do is during the claims process. Learn how to avoid bad faith claims and the high costs associated with them.

**LENGTH:** 45 Minutes

## **B BANKRUPTCY & SUBROGATION**

Every adjuster will at some point encounter a bankrupt insured. Learn how bankruptcy impacts an insurer’s rights and obligations.

**LENGTH:** 50 Minutes

## **B BUILDER’S RISK & WRAP-UP POLICIES**

There are only two seasons in Canada... winter and construction season. Learn the fundamentals of Builder’s Risk and Wrap-Up Policies.

**LENGTH:** 45 Minutes

## **B COMMERCIAL INDEMNIFICATION CLAUSES**

Indemnity clauses are one of the most litigated and least understood clauses in a commercial contract. Learn how to identify, interpret and apply the rights and obligations such clauses imposed on your insureds.

**LENGTH:** 60 Minutes

## **B COVERAGE OF ADDITIONAL INSURED(S) (ACCREDITATION PENDING)**

Insurers can find it hard to answer who, other than the main policyholder, is insured under their policy. Although the topic of additional insureds receives a fair amount of attention in the U.S. jurisprudence, in Canada this issue has received little treatment. In many cases, the Additional Insured has contractually bound the targeted policyholder to provide coverage through a combination of insurance and indemnity clauses. This 1-hour seminar navigates issues such as volunteer workers, the effect of indemnity clauses, and also considers instruments granting coverage in favour of additional insureds.

**LENGTH:** 60 Minutes

## **B COVID-19 LIABILITY WAIVERS**

As the province re-opens, an increasing number of organizations are requiring people to sign liability waivers in light of the threat posed by the coronavirus, which raises the question, will an organization be able to rely on a liability waiver as a complete defence to a coronavirus related claim? Learn what a liability waiver is, what makes its terms enforceable, and what we expect courts to do when the first coronavirus liability waiver is challenged.

**LENGTH:** 60 Minutes

## **B CYBER SECURITY**

If big-name international corporations can be hacked, so can your insured! Learn what obligations the *Personal Information Protection Act* and *Digital Privacy Act* impose and what common law remedies are available in the event of a data breach.

**LENGTH:** 60 Minutes

# SEMINARS CONT'D

## **B FATAL ACCIDENTS ACT DEPENDENCY CLAIMS**

Learn who can advance a claim following a fatal accident and how such claims are quantified.

**LENGTH:** 45 Minutes

## **B LIMITATION PERIODS (BC, AB AND SK)**

Identifying the correct limitation period can be difficult, especially when adjusting an extra-provincial claim. Learn the nuances of British Columbia, Alberta, and Saskatchewan's respective limitation periods.

**LENGTH:** 45 - 60 Minutes

## **B JUVENILE PLAINTIFFS**

The litigation process is especially complicated when a minor is involved. Learn how limitation periods, questioning, settlement negotiations and more are impacted when the plaintiff is a minor.

**LENGTH:** 45 Minutes

## **B MOUNTAIN BIKE PARKS**

Mountain biking is a sport that involves riding bicycles off-road, often over rough terrain. Injuries abound. Learn how to effectively defend a claim related to a mountain bike park injury.

**LENGTH:** 45 Minutes

## **B NEGLIGENCE**

Essentially every lawsuit involves an allegation of negligence. As such, adjusters must have a working understanding of the tort. Learn the elements of negligence and how to apply them.

**LENGTH:** 45 Minutes

## **B OCCUPIERS' LIABILITY: COVID-19**

Occupiers are required to keep visitors reasonably safe from being injured by a foreseeable hazard – including COVID-19. Learn how to assess the reasonableness of your occupiers' efforts to keep visitors safe from the disease.

**LENGTH:** 45 Minutes

## **B OCCUPIERS' LIABILITY: SLIP & FALLS**

Occupiers are required to keep visitors reasonably safe from being injured by a foreseeable hazard. Learn how to identify foreseeable hazards and assess the reasonableness of your occupiers' efforts to keep visitors safe.

**LENGTH:** 45 Minutes

## **B PERSONAL INJURY UPDATE**

Are our courts becoming more or less plaintiff friendly? Was the Civil Resolution Tribunal jurisdiction declared unconstitutional?

The *Minor Injury Regulation* and no-fault regime has had many effects on the vehicle insurance landscape. Learn more about notable cases and trends from 2021/2022.

**LENGTH:** 45 Minutes

## **B TOP CASES IN INSURANCE LITIGATION**

Times they are a-changin'. Learn about notable cases from 2021.

**LENGTH:** 45 Minutes

## **B WAIVER OF SUBROGATION**

Insurance policies typically entitle the insurer to assume all of the insured's rights of recovery and bring an action in the insured's name to enforce those rights. Learn how the courts approach the right of subrogation and how it can be inadvertently waived.

**LENGTH:** 45 Minutes

## WHAT OTHERS ARE SAYING

“Brownlee’s insurance litigation team has provided insightful Seminars to our staff. They are always well prepared and on point. The staff leaves with useful and applicable knowledge. These Seminars are time well spent.”

*~ Michael Ilnycky, Assistant Vice President of Claims with CNA Canada*

“Brownlee’s Seminars are thoroughly researched and passionately delivered. They frequently challenge us to consider issues in a new way, which can make the difference between settling or going to trial. I look forward to attending the next Seminar.”

*~ Angela Braun, Team Leader of Claims with Royal & Sun Alliance Insurance Company of Canada*

“Brownlee has presented numerous noon-hour Seminars to our local adjusters for several years. Their topics are timely and on point. The presenters are always willing to engage in discussion and address our queries. We trust Brownlee will continue this service.”

*~ Raymond Short, Vice President / Loss Adjuster at Charles Taylor Adjusting*

“The Brownlee team consistently delivers timely information and thoughtful analysis on pertinent legal topics. These Seminars have enabled our internal teams to be better equipped to handle various insurance issues.”

*~ Stephen Parker, Regional Senior Counsel at SGI Canada*



# GET IN TOUCH

TO BOOK A SEMINAR OR REQUEST A SEMINAR BE DEVELOPED,  
CALL OR EMAIL:

☎ 1.604.416.1500

✉ [litigationseminars@brownleelaw.com](mailto:litigationseminars@brownleelaw.com)

**BrownleeLaw.com**