

APRIL 2020 SUBROGATION NEWSLETTER

Insurers Face Delicate COVID-19 Coverage Decisions

There are many important factors to consider when analyzing an insurance policy for Coronavirus-related coverage. This article provides an introduction to the issue and outlines important items to consider when reviewing your policy for coverage. We are still in the early stages of this pandemic and litigation is in its infancy, however an understanding of these coverage concerns will allow you to strategize moving forward whether you are an insured business owner, an insurance adjuster, or a coverage attorney. [Read More....](#)



Orders Prohibiting “Outbound Collection Efforts” Not Likely To Affect Subrogation Efforts



Given the financial impact of COVID-19 on the country and the world, federal and local governments have scrambled to impose new protections for consumers. While companies must be careful to evaluate and properly classify their business activities and review each state’s order language, most pursuing subrogation or reimbursement as a subrogee of their insured will not have daily operations substantially impacted by prohibitions on collection activity in the era of COVID-19. [Read More...](#)

General Contractor Overhead And Profit And AOB Insurance Scams

In the face of unscrupulous Assignment of Benefits (AOB) practices, states are beginning to fight back. Insurers, insureds, lawyers, and legitimate and licensed vendors should be joining forces to thwart this subversive attack on the most basic types of claims in our industry. Effective on July 1, 2019, Florida’s Governor Ron DeSantis signed SB 122, creating § 501.172 addressing concerns regarding abusive litigation practices by contractors and their lawyers. [Read More....](#)

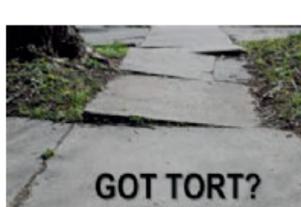


Matthiesen, Wickert & Lehrer, S.C. Welcomes Sarah “Sally” Fry Bruch To The Firm



Matthiesen, Wickert & Lehrer, S.C. (“MWL”) is pleased to welcome seasoned trial lawyer [Sarah “Sally” Fry Bruch](#) to the firm. Sally brings with her nearly three decades of insurance and general litigation experience to MWL’s Hartford, Wisconsin office. Sally’s practice focuses on complex defense litigation as well as property and casualty, workers’ compensation, and auto subrogation cases throughout Wisconsin and across the country. Sally believes strongly in preparation to produce a quality written product and argument, that persuasively communicates the law and the facts, and creates a record in favor of the client’s position. On behalf of the partners, associates, legal assistants, and support staff here at MWL, we would like to welcome Sally and invite our clients and friends to introduce themselves to Sally, who can be reached at sbruch@mw-law.com. [Read more....](#)

Webinar | Government Done Me Wrong: Tort Claims Against Local, State and Federal Authority



In this webinar, we will explore when local municipalities and counties, states, and the federal government are immune from suit, and when cause of action exist. We will discuss statutes which grant specific causes of action against government entities and review procedural hurdles and time limitations that must be navigated when bringing a tort claim against the government, and various limitations on damages. Finally, we will explore whether a government tort claim is worth it and how you can collect on a judgment.

Date: May 13, 2020
Time: 10:00 - 11:00 a.m. (CDT)
Presenters: Attorneys James Busenlener & Frederick Burton
Cost: Complimentary

Whether you are sharpening your subrogation tools or new to the industry, this is a webinar you won’t want to miss!

[Register Now](#)

Verdicts and Settlements

Attorney [Jim Busenlener](#) recently obtained a workers’ compensation subrogation recovery in excess of \$280,000 in a Lafayette, Louisiana case where two workers were injured when an industrial lift experienced a loss of pressure, causing it to suddenly collapse. In addition to negotiating a sizable recovery, Jim was able to settle and obtain a release of the workers’ compensation claims. Additionally, Jim recently recovered almost \$160,000 in a case filed in federal court in Houston, Texas as reimbursement of Louisiana workers’ compensation benefits paid for two claimants injured in a suspect motor vehicle accident. Jim was able to negotiate a release and waiver of the workers’ compensation claims.



Time Travel For The Insurance Industry

See [HERE](#) for a provocative 60-second video explaining why Matthiesen, Wickert & Lehrer views the handling of your subrogation claims - large and small - as time travel for the insurance industry. We help turn back the hands of time and attack the enemy of our industry - claims - utilizing our experience and expertise. Check it out!



Join MWL's LinkedIn Subrogation Support Network Group!

We welcome you to join our LinkedIn [Subrogation Support Network](#) Group! It is a community managed by Matthiesen, Wickert & Lehrer, S.C., that offers insurance professionals a place to interact, discuss subrogation insurance-related topics and issues, ask subrogation questions, and keep abreast of new developments and/or changes in the subrogation law for all 50 states. If you would like to join this LinkedIn group, please click [HERE](#).

We Are Social | Follow Us

We are asking our clients and friends to help us expand our social media presence by following our firm’s [LinkedIn](#), [Facebook](#), [Twitter](#), and [YouTube](#) pages. The legal face of insurance litigation in our industry seems to change almost daily. Following our social media pages will assist you in keeping up-to-date and informed on developments and changes in the law that effect the industry, which is key to obtaining the best results.