

DAMAGED – Recovering and Measuring Business Losses Due to the Pandemic and other Unusual Occurrences

Live Webinar

December 4, 2020

Event Sponsor: New Jersey Institute for Continuing Legal Education

Robert B. Hille, a partner in the firm's Healthcare and Litigation Departments, will moderate and lecture at the live webinar "DAMAGED – Recovering and Measuring Business Losses Due to the Pandemic and other Unusual Occurrences," which will be presented on Friday, December 4, 2020 from 1:00pm – 3:00pm by the New Jersey Institute for Continuing Legal Education.

The number of business interruption claims in New Jersey is growing. As more and more businesses have to shutter because of the economic fallout from the pandemic, business owners are looking to their insurance carriers for relief. Some courts have recently held that businesses aren't covered if their policies contain a specific virus exclusion clause. However, what if there is no such clause? Some policies cover business interruption only if there is a physical loss or damage to the business, but lawyers for business owners have been countering and, in some cases, winning. Their argument that loss of functionality falls within the definition of "direct physical loss or damage" is gaining traction in some courts. Of course, even if the attorney wins the argument, they must prove the monetary value of the damages.

This program will delve into the current status of business interruption claims and where the law is headed. The program agenda will encompass the following topics:

- Insurance policies and how particular clauses have traditionally been interpreted
- Recent court decisions with cases

Attorneys

Robert B. Hille

Seminars & Events (Cont.)

- The current state of the law
- How to identify and measure damages from both an economic and an accounting perspective
- The all-important issue of lost profits due to revenue loss and possibilities for recovery
- Handling the jurisdictional dilemma of filing in state or federal court
- How to evaluate potential cases for success

Mr. Hille focuses his practice in the areas of insurance and healthcare law. He has extensive trial experience and has litigated a number of insurance defense and coverage, healthcare, professional liability defense, fraud and abuse, and regulatory matters. His experience also encompasses the representation of clients in response to state and federal white collar investigations, including those involving allegations and charges of healthcare fraud and abuse and the procurement of fraudulent payments from government entities. Mr. Hille is certified by the Supreme Court of New Jersey as a Civil Trial Attorney.

Registration and additional details can be found on the NJICLE website.