

## Energy Industry and Public Utility Insurance Coverage Experience



K&L Gates' insurance coverage practice group has represented and counseled energy industry and public utility clients, including power generation and transmission companies, electrical utilities, independent power producers, oil and gas producers, alternative energy project developers, and members of the nuclear power industry, among others. Our public representations of energy and utility companies in insurance coverage matters include ABB Lummus Global, Allegheny Energy, Arizona Public Service, Babcock & Wilcox Company, Baltimore Gas & Electric Company, Central Vermont Public Services Corporation, Charter

International Oil Company, Columbia Gas Transmission Company, Dresser Industries, Duke Energy VCorporation, Ebensburg Power Company, Exelon Corporation, Halliburton, Key Energy Services, Koch Industries, Kvaerner U.S., Murphy Oil USA, NW Natural, PECO Energy Company, Pinnacle Mining Company, Pinnoak Resources, UGI Utilities, Washington Energy Company, Washington Natural Gas Company, and Westinghouse Electric Corporation. In addition, we have represented, on a confidential basis, many other companies in the energy industry.

Our insurance coverage practice includes experience in coverage litigation for our energy and utility clients from coast to coast and abroad, in jurisdictions including Arizona, Arkansas, California, Connecticut, Delaware, Illinois, Kentucky, Maryland, New Jersey, New York, North Carolina, Ohio, Oregon, Pennsylvania, Rhode Island, Texas, Vermont, Washington, West Virginia, and London.

We have assisted our energy and utility clients in connection with a wide range of complex and substantial insurance claims and losses, such as:

- Environmental property damage claims arising from historical operations
- Manufactured gas plant liabilities
- Asbestos-related bodily injury claims, including products and non-products claims
- Global warming and greenhouse gas emissions claims
- Insurance coverage strategies in bankruptcies
- Insurer bad-faith claims
- Insurance coverage risks in corporate asset transfers
- Products liability claims
- Business interruption claims arising after catastrophic events
- Business torts
- First-party property losses, including claims for damage to generation equipment
- Ocean marine cargo claims

- Intellectual property claims
- Directors and officers liability coverage issues
- Employment practices claims
- Nuclear- and radiation-related liabilities
- Domestic and foreign insolvent insurer claims
- Insurance policy commutation and buy-back agreements

Our focus is maximizing insurance recoveries on complex and substantial claims, through litigation, alternative dispute resolution, and/or settlement. In addition, we advise our clients' legal and insurance departments, senior management, and boards of directors on terms of coverage and draft and negotiate insurance contract wordings. Where appropriate, our coverage lawyers draw upon the knowledge and experience of K&L Gates' leading practices in the areas of energy regulation, environmental law, toxic tort claims defense, construction litigation, mergers and acquisitions, and securities enforcement in providing coverage advice to our clients.