



## John P. Dearie, Jr.

Edwards Angell Palmer & Dodge LLP

Partner

New York

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### Areas of Practice

Insurance & Reinsurance  
Regulatory and Transactional Services

### Education

Georgetown University, B.S.  
Fordham Law School, J.D.

### Bar Admissions

New York

### Memberships

American Bar Association, Tort and  
Insurance Practice Section (TIPS)  
New York State Bar Association

Jack has over twenty-five years experience in the insurance and reinsurance industry, including service as U.S. regulatory counsel and tax advisor for numerous overseas insurers in Bermuda, England, Finland, France, Germany and Switzerland.

He is a member of various advisory committees to the National Association of Insurance Commissioners and state insurance departments and has testified at hearings on National Association of Insurance Commissioners Model Acts and proposed state insurance regulations.

Jack has been awarded an "AV" Rating in the Martindale-Hubbell Law Directory. The "AV" is the highest rating honored by Martindale-Hubbell and identifies a lawyer with very high to preeminent legal ability. The rating is a reflection of Mr. Dearie's expertise, experience, integrity and overall professional excellence.

### Notable Experience

- Jack has assisted in the development of insurance legislation in several states and can point to significant regulatory achievements on behalf of his clients, including recognition of the ILU for reinsurance accreditation and surplus lines approval.
- Jack serves as a legal advisor to many sectors of the financial services industry, particularly in the areas of surplus lines, reinsurance trusts and letters of credit.

### Recent Speaking Engagements and Publications

Jack has appeared as a guest lecturer and panelist on insurance and reinsurance matters at national and international insurance conferences and workshops. In addition, Jack is the author of several articles and law treatises, which focus on excess and surplus lines insurance, including:

- "Regulation of non-US insurance entities transacting business in the US," *Co-speaker, Edwards Angell Palmer & Dodge's Autumn Breakfast Workshop Series 2008*, London, United Kingdom, September 30, 2008.

John P. Dearie, Jr.

- "Fiscal Shake up in U.S. Leaves UK firms Facing Tax Liabilities," *Insurance Day*, May 22, 2003.
- "Reinsurance Regulatory Road Map is Under Review," *Best's Review*, September 2003.
- "U.S. Market too Important to be Abandoned," *Reaction's Magazine*, September 2003.
- "The SMART ACT: A Sea Change for Surplus Lines But Inconsistencies Remain," *The Standard, New England's Insurance Weekly*, April 15, 2005.
- "Will Surplus Lines Insurers Survive Tide of Federal Regulation?" *The Standard, New England's Insurance Weekly*, April 14, 2006.
- "Beyond Bluster," *co-author, The Review* (Outlining Reforms to Florida's Hurricane Legislation), March 2007.

In addition, Jack is a regular contributor to the firm's *Insurance and Reinsurance Update*.

**Besides Edwards Angell Palmer & Dodge**

Jack lives in Darien, Connecticut, with his wife and two daughters and is an avid golfer and tennis player.



## M. Machua Millett

Edwards Angell Palmer & Dodge LLP

Associate

Boston

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### Areas of Practice

Insurance & Reinsurance

Claims and Coverage

Regulatory and Transactional Services

Cross Border

### Industries

Banking & Financial Institutions

Insurance & Reinsurance

Investment Management

### Education

Harvard Law School, J.D.

Tufts University, B.A.

*National Merit Scholar*

*Summa cum laude with highest thesis honors*

*Phi Beta Kappa*

### Bar Admissions

Massachusetts

District of Columbia

Puerto Rico Federal

### Court Admissions

U.S. District Court, Massachusetts

U.S. District Court, Puerto Rico

### Memberships

American Bar Association

Boston Bar Association

District of Columbia Bar Association

Hispanic National Bar Association

New England Latin American

Business Council

Mach is an associate in the Insurance and Reinsurance Department, where he advises liability insurers, reinsurers and (re)insurance intermediaries concerning complex claims and coverage and foreign and domestic regulatory matters. He also defends (re)insurers and insureds and has litigation and arbitration experience in courts and tribunals throughout the country on a wide range of commercial matters, including breach of contract, unfair trade practices, accounting and securities fraud, officer and director liability, product liability, and patent, copyright and trademark infringement.

### Notable Experience

- Advises several major director & officer liability insurers concerning complex claims and coverage matters involving allegations of securities fraud and excessive mutual fund fees.
- Represents several major liability insurers concerning complex claims and coverage matters involving CGL policies.
- Advises a number of major insurers, reinsurers and insurance brokers concerning domestic and foreign insurance regulatory issues.
  - Assists insurers, reinsurers and (re)insurance intermediaries with regulatory issues under the new Brazilian reinsurance statute.
  - Advises insurers regarding worldwide coverage issues.
  - Assists insurers, reinsurers and (re)insurance intermediaries regarding regulatory and claims issues in Mexico, the Caribbean, and Central and South America.
- Represents several current and former officers and directors of public companies concerning securities and accounting fraud claims.
- Obtained judgment on the pleadings for insurer on multi-million dollar bad faith denial of coverage suit in Massachusetts state court.

- Obtained summary judgment for insurer on multi-million dollar bad faith denial of coverage suit in Massachusetts federal court.
- Successfully negotiated settlement of multi-million dollar breach of contract claim against major technology firm, obtaining positive recovery on behalf of defendant client.
- Successfully defended major broker-dealer firm in multi-million dollar customer arbitration, obtaining \$0 decision.
- Obtained judgment notwithstanding the verdict on behalf of major broker-dealer firm after multi-million dollar adverse jury verdict.
- Advised individual suing several large technology companies for patent infringement, including consulting on successful reexamination proceedings and drafting successful papers in opposition to motion for summary judgment.

#### **Other Distinctions**

- Trial Advisor, Harvard Law School Trial Advocacy Work Shop
- Editor, ABA Tort and Insurance Practice Section, *Professional and Officers and Directors Liability Newsletter*

#### **Recent Speaking Engagements and Publications**

- Mach is a regular contributor to the Insurance & Reinsurance Blog, InsureReinsure.com, on Latin American regulatory issues, D&O liability, claims and coverage, extra-contractual liability and medical and pharmaceutical product liability issues.
- "Major Insurance and Reinsurance Developments in 2008," *author, Advisen FPN*, January 15, 2009.
- "Chile Takes First Step On Road To Market's Reform," *quoted, Insurance Day*, September 10, 2008.
- "Venezuelan Supreme Court Upholds Constitutionality of Candidate Blacklist," *author, Mondaq*, September 1, 2008.
- "Chile: Chile Considers Legislation To Modernize Its Insurance and Reinsurance Laws," *author, Mondaq*, September 1, 2008.
- "Brazil: Brazil Issues New Regulations Governing Maximum Cession Levels To Occasional Reinsurers," *author, Mondaq*, September 1, 2008.

- "Ecuador: Special Assembly Approves New Proposed Ecuadorian Constitution," *author, Mondaq*, August 27, 2008.
- "Costa Rica: Costa Rica Opens Insurance Market To Competition," *author, Mondaq*, August 21, 2008.
- "Conflict Issues Involving Defense and Coverage Counsel," *co-author and co-presenter, EAPD Whitepaper and CLE*, April 2008.
- "Venture Capital, Private Equity and Hedge Funds: Structure and Risk Exposure," *co-author and co-presenter, EAPD Whitepaper and CLE*, April 2008.
- "D&O Carrier Not Liable Where It Had Reasonable Cause for Incorrect Coverage Denial," *International Law Office - Insurance & Reinsurance - USA*, November 27, 2007; *TIPS Professional and Officers and Directors Liability Newsletter - USA*, April 2008.
- "Subprime Lending Issues," *co-author and co-presenter, EAPD Whitepaper and CLE*, Fall 2007.
- "Narrow Definition of "Claim" Could Increase D&O Insurers' Risk," *co-author, PLUS Journal*, May 2007.
- "Human Clinical Trial Liability: Risk Management and Insurance Strategies," *co-presenter, EAPD Life Sciences Forum*, May 2007.

#### **Before Edwards Angell Palmer & Dodge**

While in law school, Mach was co-chair of La Alianza, Harvard's Latino law student association, and Submissions Editor for the Harvard Latino Law Review. Mach was also a student attorney at the Harvard Legal Aid Bureau. There, he represented pro bono clients concerning housing, administrative, and family law issues, including successfully trying an eviction case to a defense verdict, obtaining a restraining order, divorce and child support for physically abused client, protecting public benefits of handicapped and elderly clients, and recovering damages on behalf of clients exposed to inhumane housing conditions. Prior to joining the firm, Mach was a general commercial litigator at Skadden Arps and a member of the Securities Litigation Team at Bingham McCutchen.

#### **Besides Edwards Angell Palmer & Dodge**

Mach grew up in Nicaragua and Costa Rica, speaks fluent Spanish, and has traveled extensively in Latin America, the Caribbean, and Europe. He enjoys spending time with his wife and two little boys and playing poker, soccer and basketball.