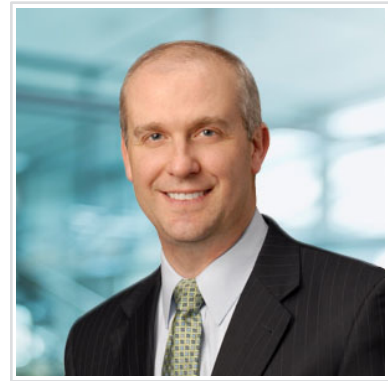


Daryn E. Rush

Partner

Chair, Reinsurance Group

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Daryn Rush has been counseling the insurance industry for more than twenty years. With an in-depth understanding of the business of insurance, Daryn takes a proactive and integrative approach to addressing client needs and concerns. He helps clients develop and implement strategies to improve relationships with trading partners and to avoid disputes. When disputes arise, Daryn calls upon his extensive arbitration and litigation experience and his sharpened advocacy skills to vigorously represent his clients. A student of the insurance business, he keeps a close watch on industry trends and developments and regularly speaks and writes about topics important to the industry. Above all, Daryn focuses on maintaining a long-term, trusted relationship with his clients.

Daryn has extensive experience representing domestic and foreign insurers and reinsurers in arbitration, mediation and litigation. He has tried dozens of reinsurance arbitrations and lawsuits to final award or verdict. From a dispute involving professional sports disability business to a property claim arising out of the collapse of a Peruvian mine to numerous disputes involving asbestos, pollution and other long-tail claims, Daryn has substantial experience with matters involving all lines of property and casualty and life, health and accident business.

Daryn possesses considerable knowledge and experience with insurance receiverships. He has represented insurers, reinsurers, managing general agents, policyholders and other interested parties in connection with domestic and foreign insolvencies and Schemes of Arrangement, including the Reliance, Legion, Transit, Home, Highlands and First Sealord receiverships. In his representation of clients in negotiations and in formal disputes, he has addressed issues such as setoff and recoupment, cut-throughs, priority of claims, preference, reinsurers' right to interpose defenses, arbitration rights, commutations and guaranty fund coverage. He has also counseled clients in pursuing recoveries from insolvent estates in the U.S. and abroad.

Daryn has also advised companies in transactional matters, including assumption reinsurance and alternative risk transfer transactions, and advised clients regarding product development and regulatory issues. He has counseled clients in connection with policy and reinsurance contract drafting

Practice Areas

Reinsurance

Bar and Court Admissions

Pennsylvania

New Jersey

U.S. Court of Appeals for the Third Circuit

U.S. Court of Appeals for the Ninth Circuit

U.S. District Court for the Eastern District of Pennsylvania

Education

Georgetown University Law Center, JD, 1993

- Member, American Criminal Law Review

University of Maryland, BA, *magna cum laude*, 1990

- Chancellor and Dean's Scholar

Memberships

ARIAS U.S.

Pennsylvania Bar Association

The Academy of Advocacy (the Litvin Course), Fellow, Summer 1999

issues and performed claim audits.

In 1997, Daryn served as in-house counsel in the Reinsurance Legal Unit of the CIGNA Companies while on loan from White and Williams.

He has authored a number of articles and seminar case studies on insurance and reinsurance-related issues and has been a speaker at various conferences and seminars sponsored by ARIAS-U.S., AIRROC, Mealey's, the American Conference Institute, and the Pennsylvania Bar Institute. Daryn has also presented at the firm's annual Coverage College.

Representative Matters

- Represented foreign reinsurers in arbitration involving premium adjustment dispute under medical malpractice reinsurance contract
- Represented ceding companies in litigation and arbitration involving *Bellefonte* issues.
- Represented Australian-based insurer in connection with reconstruction of historic reinsurance programs and reporting, billing and collection of substantial recoveries arising out of asbestos-related losses
- Represented MGA in connection with multiple lawsuits and arbitrations arising out of operation of reinsurance pools
- Represented foreign reinsurer in litigation with former subsidiary with respect to intercompany fronting arrangement
- Represented life insurance company in arbitration involving very large (900,000+ policies) closed book of variable life business
- Represented life reinsurance company in connection with workers compensation carve out arbitration
- Represented South American reinsurer with respect to claims arising out of collapse of Peruvian mine
- Represented ceding companies in arbitrations and mediations with captive reinsurers
- Represented foreign reinsurer seeking rescission with respect to participation in U.S. contractors program
- Represented ceding company in arbitration involving professional sports disability business
- Represented ceding companies and reinsurers in numerous arbitrations involving allocation, aggregation and number of occurrences issues relating to asbestos, pollution and other long tail losses

Recognition & Involvement

From 2008-2019, Daryn has been named in a survey of his peers as a Pennsylvania Super Lawyer in the field of Insurance Coverage, and a Pennsylvania Rising Star from 2005-2007, both by *Super Lawyers*.

As part of the firm's pro bono efforts, Daryn volunteers at clinics held by the Senior Law Center, assisting seniors in the preparation of wills and powers of attorney. In June of 2016, Daryn was elected to the board of The Public Interest Law Center. He has also served as a judge for the Keedy Cup moot court competition at the University of Pennsylvania.

Outside of his law practice, Daryn serves as a mentor in the Philadelphia Futures Sponsor-a-Scholar program.

In the News

Congratulations 2020 DE, MA, NY and PA Super Lawyers and Rising Stars
November 5, 2020

13th Annual Coverage College Hosts Over 400 Insurance Professionals
November 1, 2019

Congratulations 2019 DE, MA, NJ, NY and PA Super Lawyers and Rising Stars
October 17, 2019

12th Annual Coverage College Features Current Trends and State of the Insurance Claims Industry
October 23, 2018

Congratulations 2018 DE, MA, NJ, NY and PA Super Lawyers and Rising Stars
October 18, 2018

Congratulations 2017 DE, MA, NJ, NY and PA Super Lawyers and Rising Stars
November 11, 2017

Congratulations 2016 DE, MA, NJ, NY and PA Super Lawyers and Rising Stars
October 18, 2016

Coverage College Celebrates Its 10th Anniversary
September 22, 2016

Daryn Rush Elected to Board of The Public Interest Law Center
July 21, 2016

Congratulations 2015 DE, MA, NJ, NY and PA Super Lawyers and Rising Stars
October 21, 2015

The Ninth Annual Coverage College Features True-to-Life Case Study
October 8, 2015

Congratulations 2014 DE, MA, NJ, NY and PA Super Lawyers and Rising Stars
October 22, 2014

Coverage College® 2014 Brings Over 600 Students Together for Eighth Annual Insurance Industry Event
October 3, 2014

Reinsurance Lawyer Returns to White and Williams LLP
February 1, 2013

Events

Coverage College 2019

October 24, 2019

To Give Privileged Communications to Your Reinsurers or Not? That is the Question

12th Annual Coverage College | October 4, 2018

Arbitration for Arbitrators: Cradle to the Grave

ARIAS Fall Conference (New York, NY) | November 1, 2017

The Run-Off End Game: Is Finality Possible?

White and Williams Coverage College | October 26, 2017

It's Not Over 'Til It's Over: A Review of Post Arbitration Remedies

White and Williams Coverage College | September 22, 2016

A Comparative Workshop: AIRROC DRP or Traditional Arbitration

New York, NY | September 20, 2016

Facultative Reinsurance Issues

White and Williams Coverage College | October 8, 2015

The Future of the Duty of Utmost Good Faith

AIRROC Winter Workshop (Princeton, NJ) | April 17, 2015

Inside A Reinsurance Arbitration

White and Williams Coverage College | October 2, 2014

A Comparative Workshop: AIRROC DRP or Traditional Arbitration

Philadelphia, PA | September 23, 2014

Reinsurance Boot Camp Part II: Allocation and Follow-the-Fortunes/Follow-the-Settlements – Is the Industry Any Clearer Today on Post-Settlement Allocations?

American Conference Institute's National Forum on Reinsurance Regulation (New York, NY) | July 30, 2014

Everything You Wanted (Or Didn't Want) To Know About Insurance Insolvency

White and Williams Coverage College | October 3, 2013

Emerging Trends in Reinsurance Arbitration

CLE Teleconference sponsored by HB Litigation | January 12, 2012

Publications

NY Child Victims Act: Don't Ignore Reinsurance Issues

Reinsurance Alert | August 20, 2019

What Types of Insurance for Startups? Consider Your Risks and Liabilities

JD Supra Corporate Law Report | March 25, 2019

Kaepernick Case Raises Arbitrator Subpoena Power Questions

Sports Law360 | June 20, 2018

Second Circuit Adopts Heightened Standard for Distinguishing Evident Partiality of Party-Appointed Arbitrator

Reinsurance Alert | June 13, 2018

Stormy Daniels Case Raises Interesting Issues Concerning Arbitration Law

The Legal Intelligencer | May 3, 2018

New York Court of Appeals Disavows the “*Bellefonte* Rule”

Reinsurance Alert | December 14, 2017

Proposed Arbitration Limitations and the FAA: Are We Headed for a Showdown?

The Legal Intelligencer | January 17, 2017

Second Circuit Certifies Question Impacting “*Bellefonte* Rule”

Reinsurance Alert | December 9, 2016

Third Circuit Compels Arbitration of Fraud in the Inducement Claim

Reinsurance Alert | November 4, 2016

Judicial Review of Arbitration Decisions

ARIAS Quarterly | July 1, 2015

Prehearing Motions: Toward More Efficient Arbitrations

The Legal Intelligencer | January 20, 2015

PA Federal Court Holds Cedent’s Claims Time Barred

Reinsurance Alert | May 28, 2013

Leveling the E-Discovery Playing Field: Court Shifts Costs to Putative Class Action Plaintiffs Prior to Class Certification

Gibbons Law E-Discovery Law Alert | September 19, 2012

Resign, Replace, Resume

AIRROC Matters | Summer 2012