

## Edward A. Jaeger, Jr.

Partner

Chair, Subrogation Department

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Ed has concentrated his practice in Subrogation since 1992. He has litigated numerous complex commercial and residential property losses involving fire, structural collapse, water, transit and maritime claims.

### OVERVIEW

Ed Jaeger is Chair of the Subrogation Department, whose Property, Workers' Compensation and Water Loss Programs extend throughout the United States. For many years, the Subrogation team has recovered an excess of \$68,000,000 in gross recoveries for clients on an annual basis. Clients refer a variety of property, workers' compensation, and water losses in all 50 states and the District of Columbia. The Subrogation Department handles personal lines and commercial property, construction, marine, island marine, cargo-transportation, workers' compensation, fidelity, cyber, water losses, self-insured retentions, products liability, contribution and indemnity and equipment losses. With a searchable expert database containing over 2000 entries, White and Williams attorneys are able to quickly assess new matters regardless of loss location and assign experts to begin the investigative process.

Clients receive detailed quarterly reports providing a snapshot of all pending matters. We also provide an annual three-year history of referrals and gross recoveries.

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As part of his duties as Chair of the Subrogation Department, Ed oversees the department's food recall subrogation practice. When recall claims arise, the department's attorneys work closely with claims professionals, insureds and forensic experts to analyze and minimize the cost of an insured's recall efforts and maximize the recovery of these costs from suppliers of adulterated and/or misbranded food and food ingredients. Matters the department has handled include misbranded and/or adulterated food claims based on the presence of

### PRACTICES

Subrogation

### BAR AND COURT ADMISSIONS

Pennsylvania

District of Columbia

New Jersey

New York

### EDUCATION

University of Pittsburgh School of Law, JD, 1989

Washington and Jefferson College, BA, 1986

### MEMBERSHIPS

Loss Executive Association; Associate Member

National Association of Subrogation Professionals; Member

Property Loss Research Bureau; Affiliated Member

allergens, listeria and the presence of foreign objects in food intended for human consumption.

Ed is a frequent speaker at industry programs and individualized client seminars. Topics have included the production of the company file in discovery, recognizing major obstacles to subrogation recovery, apportionment of recovery between the insured and insurer, subrogating under Builder's Risk Policies, waiver of subrogation provisions, AIA contracts and the discovery of expert testimony.

Ed is licensed to practice law in Pennsylvania, New Jersey, New York and the District of Columbia, but practices throughout the country utilizing the services of local counsel under a special program with the subrogation department.

Ed successfully argued one of the few cases where the court held that an AIA document was ambiguous. The highest court in Maryland held the Waiver of Subrogation Provision in an AIA contract was ambiguous and did not preclude subrogation for a fire that occurred after substantial completion. See *John L. Mattingly Construction Company, Inc. v. Hartford Underwriters Insurance Company*, 415 Md. 313, 999 A2d. 1066 (2010).

## EVENTS

Dryer Fires, Cleaning Up On Subro  
National Association of Subrogation Professionals, Webinar Series, 7.25.17

The Subrogation Landscape: What's Changing  
Property Loss Research Bureau Regional Conference (Riverside, CA), 6.19.17

Live Burn to Learn  
Chester County Public Safety Training Facility (Coatesville, PA), 9.16.16

The Clock is Ticking - Don't Get Burned by Statutes of Limitations/Repose  
PLRB/NASP Subro Investigation for Adjusters Webinar Series, 8.16.16

Recognition of Obstacles to Subrogation in the Development of Product Liability Cases  
Training Seminar for Client, 5.16.16

Privilege in Subrogation and the Effective Development of Negligence and Breach of Contract Theories to Maximize Recovery Dollars  
Training Seminar for Client, 2.22.15

Structural Collapse and Subrogation Theories  
Training Seminar for Client, 2.15.15

## PUBLICATIONS

West Virginia Enacts "Innocent Seller" Legislation  
*The Subrogation Strategist*, 7.28.17

Tennessee's Supreme Court Holds That Intentional Misconduct is not a Necessary Prerequisite for Spoliation Sanctions  
*The Subrogation Strategist*, 3.4.16

Pennsylvania Superior Court Holds That the Bilt-Rite Exception to the Economic Loss Doctrine Does Not Require an Express Representation

*The Subrogation Strategist*, 12.17.15

In Florida, Exculpatory Clauses Do Not Need Express Language Referring to the Exculpated Party's Negligence

*The Subrogation Strategist*, 9.22.15

California Homeowners Can Release Future, Unknown Claims Against Builders

*The Subrogation Strategist*, 6.3.15