

## Michael O. Kassak

Partner

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Mike is regularly called on for his extensive jury and appellate experience. He routinely advises on cutting-edge insurance matters and high profile disputes.

### OVERVIEW

Mike Kassak has more than 30 years of experience as lead counsel litigating large complex commercial matters including cutting edge insurance coverage and healthcare disputes. He represents insurers and health insurers as lead counsel in jurisdictions throughout the country in high-profile disputes involving concussion claims, sexual molestation claims, opioid claims, media claims, cyber and privacy claims, business tort claims and False Claims Act claims.

Mike has extensive jury and appellate experience with over 30 jury trials and 40 appellate arguments. He has successfully litigated numerous cases in state and federal courts in Pennsylvania and New Jersey and has a national litigation practice having handled cases in Arizona, Kentucky, Connecticut, Rhode Island, Maine, West Virginia, California, Iowa, Florida, Massachusetts, Maryland, Virginia, South Carolina, New Mexico, Delaware, New Jersey, Pennsylvania and New York.

Mike is also a member of the firm's Executive Committee. He was recently reappointed as Vice-Chair to the Cybersecurity and Data Privacy General Committee of the American Bar Association Tort Trial and Insurance Practice Section.

### RECOGNITION AND INVOLVEMENT

Mike has been AV<sup>®</sup> rated by the Martindale-Hubbell peer review rating system.

### REPRESENTATIVE MATTERS

Litigation Team Secures Dismissal of Claims Alleging Health Coverage Plan Creates Unfair Business Advantage  
9.14.17

### PRACTICES

Commercial Litigation  
Cyber Law and Data Protection  
Financial Lines  
Insurance Coverage and Bad Faith  
Intellectual Property  
Litigation  
Professional Liability

### BAR AND COURT ADMISSIONS

New Jersey  
Pennsylvania  
U.S. Court of Appeals for the Third Circuit  
U.S. District Court for the District of New Jersey  
U.S. District Court for the Eastern District of Pennsylvania  
U.S. District Court for the Middle District of Pennsylvania

### EDUCATION

Rutgers University School of Law-Camden,  
JD, *cum laude*  
Rutgers University, BA

### MEMBERSHIPS

Camden County Bar Association  
New Jersey Bar Association  
Pennsylvania Bar Association  
Philadelphia Bar Association

White and Williams Secures Reversal of Critical Ruling Involving Confidential and Proprietary Business Information

7.7.16

Represented insurer in extensive insurance declaratory judgment action arising out of claims brought by former National Football League players relating to concussions and successfully argued motions and appeal on critical forum dispute. *National Football League v. Fireman's Fund*, 157 Cal. Rptr. 318 (2013)

Prevailed on Motion to Dismiss in cutting edge class action insurance coverage dispute involving privacy claims relating to the alleged misuse of zip code information. *OneBeacon America Ins. Co. v. Urban Outfitters, Inc., et al.*, case number 2:13-cv-05269 (E.D. Penn., May 15, 2014)

Represented insurer in a number of life science product liability claims arising out of national class actions involving allegedly defective vaginal mesh products

Represented insurer in declaratory judgment action arising out of class action claims involving former National Hockey League players relating to concussions

Represented insurer in declaratory judgment action arising out of national class action product liability claims by homeowners relating to allegedly defective windows

Represented Director and Officer liability insurers in multiple claims by insureds relating to False Claims Act and qui tam actions

Represented multiple insurers under media and miscellaneous professional liability policies relating to claims by insureds against publishers alleging copyright violations

Represented multiple insurers under media and miscellaneous professional liability policies relating to false advertising and Lanham Act violations

## IN THE NEWS

Four White and Williams Lawyers Recognized as "Lawyer of the Year" by Best Lawyers®

8.18.22

Best Lawyers® Recognizes 40 White And Williams Lawyers

*Firm News*, 8.18.22

Congratulations 2022 DE, MA, NJ, NY and PA Super Lawyers and Rising Stars

7.13.22

Best Lawyers® Recognizes 38 White and Williams Lawyers

8.19.21

Best Lawyers® Recognizes 43 White and Williams Lawyers

8.20.20

13th Annual Coverage College Hosts Over 400 Insurance Professionals

11.1.19

Mike Kassak and Josh Mooney Reappointed as Vice-Chairs of American Bar Association's Cybersecurity and Data Privacy Committee

9.3.19

*Best Lawyers*® Recognizes 29 White and Williams Lawyers

8.15.19

12th Annual Coverage College Features Current Trends and State of the Insurance Claims Industry

10.23.18

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

10.18.18

Mike Kassak and Josh Mooney Appointed Vice-Chairs of American Bar Association's Cybersecurity and Data Privacy Committee

9.4.18

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

11.11.17

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

10.18.16

Coverage College Celebrates Its 10th Anniversary

9.22.16

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

10.21.15

The Ninth Annual Coverage College Features True-to-Life Case Study

10.8.15

## EVENTS

Latest Developments in the Opioids Crisis

AIRROC Spring Membership Meeting 2022, March 29-30, 2022

Coverage College 2021

10.21.21

COVID-19 Insurance Program

Webinar, 8.11.20

COVID-19: Working Remotely - What Attorneys Need to Know to Avoid Cyberthreats and Privacy Risks

ABA TIPS Cybersecurity (Webinar), 3.30.20

Coverage College 2019  
10.24.19

Coverage for the World Beyond: Cyber Coverage in Cyber Insurance and Other Policy Forms  
White and Williams Coverage College, 10.26.17

Trends and Coverage Issues in Privacy and Data Breach Litigation  
White and Williams Coverage College, 10.8.15

## **PUBLICATIONS**

The Complex Insurance Coverage Reporter - November 2022 - Special Edition  
*The Complex Insurance Coverage Reporter*, 11.21.22

Two Decades Into Opioid Crisis, Insurance Coverage Questions Only Beginning to Find Answers  
*The Legal Intelligencer*, 7.18.22

Information Blocking: What Providers and Programmers Need to Know  
Part One: Ramped Up Enforcement Against Healthcare Providers  
*Healthcare Alert*, 4.22.22

Are Insurance Brokers the Next Target for Claims Arising From the Pandemic?  
*The Legal Intelligencer*, 7.26.21

The Delaware Supreme Court's *Murdock* Coverage Ruling is a Challenge for D&O Insurers  
*Financial Lines Alert*, 3.5.21

Shuttered Businesses Seek National Consolidation of COVID-19 Business Interruption Claims  
*Insurance Coverage and Bad Faith Alert*, 4.23.20

Covering an American Epidemic: Insurance Coverage Issues Arising out of the Opioid Crisis  
*Complex Insurance Coverage Reporter*, 9.24.18

Athletic Participants Exclusions "Clear and Unambiguous" to College Lacrosse Player's Death During Practice  
*Insurance Coverage and Bad Faith Alert*, 9.21.16