THE NATIONAL REGULATORY CONFERENCE

presents

Toward The Year 2000: The Odyssey For Adequate Environmental and Medical Malpractice Insurance

at

The College of William and Mary

May 24, 1990
Williamsburg, Virginia
Administrative Law Section, Virginia State Bar
Virginia State Corporation Commission
Marshall-Wythe School of Law

PRESENT

TOWARD THE YEAR 2000:
THE ODYSSEY FOR ADEQUATE
ENVIRONMENTAL AND MEDICAL
MALPRACTICE INSURANCE

THE NATIONAL REGULATORY CONFERENCE

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MARSHALL-WYTHE SCHOOL OF LAW
THE COLLEGE OF WILLIAM AND MARY
WILLIAMSBURG, VIRGINIA

PROGRAM

8:00-9:00
REGISTRATION AND CONTINENTAL BREAKFAST

9:00-9:15
WELCOME

The Honorable Thomas P. Harwood, Jr., Commissioner
Virginia State Corporation Commission

Hullihen Williams Moore, Chairman
Administrative Law Section
Virginia State Bar

Richard A. Williamson, Vice Dean and Chancellor
Professor of Law
Marshall-Wythe School of Law
College of William and Mary

9:15-10:15
OPENING ADDRESS — THE FUTURE OF SUPERFUND, THE
NATION’S ENVIRONMENTAL INSURANCE POLICY

Thomas E. Kelly
Director of Office of Regulatory Management and
Evaluation
Environmental Protection Agency

Passed amid expectations of quick and resounding
success, Superfund has proved an expensive, slow
and disappointing remedy, to a problem much bigger
than was originally anticipated. EPA is
rethinking the future of the problem and is
attempting to revise public expectations
accordingly.
PRE-EXISTING POLICIES: DO THEY (SHOULD THEY) COVER NEWLY DISCOVERED ENVIRONMENTAL DAMAGE?

A State Commissioner and two representatives from the insurance industry will discuss the phenomenon and problems engendered when coverage is sought for newly discovered environmental damage under pre-existing policies of insurance.

Moderator:
Paul G. Turner, Esquire
Christian, Barton, Epps, Brent & Chappell

Panelists:
The Honorable Thomas P. Harwood, Jr., Commissioner
Virginia State Corporation Commission

Joseph P. Giasi, Jr.
Assistant General Counsel
Insurance Services Office

Robert W. Esenberg
Vice President Governmental Affairs
Risk and Insurance Management Society

11:00-11:15
BREAK

11:15-12:15
ESTABLISHING ENVIRONMENTAL POLICIES: WHAT SHOULD THE CRITERIA BE?

A risk manager, an insurance regulator, and a representative of an insurance carrier that writes environmental insurance will explore how insurance policies are developed and discuss the regulatory and business constraints upon carriers and purchasers of insurance.

Moderator:
Carol Crute Raper, Esquire
Christian, Barton, Epps, Brent & Chappell

Panelists:
J. Madison Macon
Media General, Inc.

Robert A. Miller
Deputy Commissioner
Property & Casualty, Bureau of Insurance
Virginia State Corporation Commission
William P. Gulledge
Vice President - Technical Services
Front Royal Insurance Group

12:30-2:00
LUNCHON - THE CASCADES, COLONIAL WILLIAMSBURG
(TRANSPORTATION WILL BE PROVIDED FOR PARTICIPANTS)

2:00-4:00
WHAT TO DO ABOUT THE DOCTORS? -- FOUR PERSPECTIVES

The panel will discuss and debate the continuing controversy concerning the adequacy, availability, and costs of medical malpractice insurance. The discussion will cover not only the regulatory criteria but also the practical problems and perceptions of both physicians and those who advise them. This discussion should allow regulators and carriers to hear first-hand the experiences of those who must operate within the parameters of available policies.

MODERATOR:
Robert T. Adams, Esquire
McGuire, Woods, Battle & Boothe

Panelists:
William S. Hotchkiss, M.D.
Former President, American Medical Association

Steven T. Foster, Commissioner of Insurance
Virginia State Corporation Commission

Peter H. Thrane
Government Affairs Offices
St. Paul Fire and Marine Insurance Company

Julia Krebs-Markrich, Esquire
McGuire, Woods, Battle & Boothe