



RICHARD SHORE

Richard Shore, a founding partner of the firm, focuses on developing and implementing creative solutions to help clients overcome company-threatening or otherwise overwhelming losses and liabilities. Richard's work involves strategic advice, litigation, alternative dispute resolution, and complex, multi-party settlement negotiations. He has helped clients recover well in excess of a billion dollars.

Richard has played a key role in many cutting-edge initiatives, including the first major asbestos non-products coverage case, novel insurance settlement structures, and groundbreaking cases involving the intersection of bankruptcy and insurance issues. Richard speaks around the country on insurance topics including the ongoing impact of the weak economy on insurers and the resulting challenges for policyholders. He offers a seminar on settling disputes that draws on Hollywood films and New Yorker cartoons, among other unlikely sources, to illustrate successful negotiating techniques and strategies. He has been quoted on insurance matters by media outlets including USA TODAY, CNNMoney.com, and Business Insurance magazine. Richard also has written articles on coverage issues that have appeared in a variety of print and electronic publications.

Richard has represented a broad range of clients, including Fortune 500 corporations; small and medium-sized businesses; non-profit entities; business executives; debtors, trustees, creditors' committees, and future claimants' representatives in bankruptcy cases; and post-bankruptcy trusts, among others. He has been involved in a wide range of coverage matters, including mass torts; environmental damage; first-party property damage and business interruption; oil spill losses; D&O, E&O, and professional liability; advertising injury; personal injury; fidelity and crime losses; crop losses; cyber losses; residual value losses; and claims against insurance brokers. He has substantial experience in domestic and London insurance insolvency matters. He has been retained as an expert witness on coverage matters and has testified in support of numerous insurance settlements. He has advised clients facing significant liabilities on global strategies for dealing with these problems.

Some recent examples:

- Settled a claim against a state insurance guaranty fund for the largest amount ever paid by that guaranty fund on a single policyholder claim
- Secured a ruling in federal court litigation requiring a D&O insurer to produce all of its attorney's work product in the underlying case (on the basis that the attorney was acting primarily as a claims handler rather than a lawyer); settled the case shortly after the ruling was issued
- Helped several insulation contracting companies recover several hundred million dollars each in insurance proceeds to pay asbestos claims
- Secured a ruling requiring an insolvent insurer to estimate and pay future tort claims and ultimately settled with the insolvent insurer for more than \$30 million
- Negotiated a "three-corner" settlement in which the client sold an agreed payment stream from its insurer to a third-party investor in return for a lump-sum payment to the client in excess of \$50 million

PARTNER

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EDUCATION

- 1987 – 1988 — Keio University, Tokyo, Japan (Monbusho Fellow)
- 1987 — J.D., Columbia University Law School (Harlan Fiske Stone Scholar)
- 1984 — B.A. (economics), University of Maryland (Phi Beta Kappa)

BAR AND COURT ADMISSIONS

- District of Columbia
- New York

PRACTICE AREAS

- Alternative Dispute Resolution
- Bankruptcy & Reorganization
- Complex Litigation
- Insurance

RICHARD SHORE (CONTINUED)

- Represented a client in a successful effort to overturn an adverse arbitration ruling on the basis that the arbitrators had exceeded their authority and the arbitration decision was not binding
- Assisted the directors and officers of a telecommunications company in securing payment of insurance proceeds for breach-of-duty and other claims to facilitate an overall settlement of those claims
- Led Gilbert LLP's efforts to recover insurance proceeds to fund a client's bankruptcy reorganization plan in a case in which our firm was singled out for praise by the bankruptcy judge at the conclusion of the confirmation hearing

Richard began his legal career in late 1988 as an associate at Covington & Burling LLP and became a partner there in 1995. He then moved to Dickstein Shapiro LLP as a partner in 1997. He was one of the founding partners of Gilbert LLP in 2001.

NEWS

- *Lloyd's, LandAmerica Strike \$38M Deal In E&O Coverage Row*, Law360, January 26, 2012
- *For Oil Spill Victims, Fair Compensation Requires a Crystal Ball*, The Washington Independent, July 22, 2010
- *Claims of Loss from Gulf Oil Spill*, National Association of Professional Insurance Agents, June 15, 2010
- *BP: Where The Liability Ends*, CNNMoney.com, June 11, 2010
- *Gulf Businesses Say BP Aid On Oil Spill Too Slow*, USA TODAY, June 11, 2010
- *Insurance for Oyster Harvesters Won't Cover Oil Damage*, New Orleans City Business, June 2, 2010
- *Relief Ahead: Key Asset Recovery Options Available to Gulf States in Aftermath of Deepwater Horizon Oil Spill*, May 18, 2010
- *Broker Foresees No Rate Impact From Oil Rig Disaster*, National Underwriter, May 4, 2010
- *Analysts: Bailout For The Hartford Could Keep Firm Intact*, The Hartford Courant, May 16, 2009
- *AIG Realigns P/C Units in Bid to Keep Clients*, Business Insurance, March 9, 2009

ARTICLES & PUBLICATIONS

- *New BP Oil Spill Compensation Fund Rules: Why The Catch-22?*, Huffington Post, August 3, 2010
- *Fits And Starts: Victims Of Deepwater Horizon Oil Spill Look To Feinberg And New \$20 Billion Fund To Improve Claims Handling*, July 6, 2010
- *Renewal Strategies for Policyholders: Moderating the Impact of the Current Economic Crisis*, June 30, 2009
- *Look Out Below: Excess Insurers Argue That Settlement With An Underlying Insurer Negates Excess Coverage*, June 5, 2009
- *Insurance Coverage for Contractors' Asbestos Liabilities: Key Settlement Issues*, NIA News, January 2008

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- *Non-Products Coverage for Contractors' Asbestos Liabilities*, NIA News, August 2007

SEMINARS & EVENTS

- *Settling Business Disputes: Lessons From Hollywood Films, New Yorker Cartoons, And Twenty Years In The Trenches*, Various dates and locations
- *HB Litigation Conferences*, Mediating Complex Disputes: From Toxic Torts to Reinsurance Conference, January 27, 2010
- *Crittenden Insurance Coverage Forum*, How to Settle Complex Insurance Coverage Cases, October 1, 2009
- *RIMS Memphis Chapter Meeting*, Insurance Coverage and the Current Financial Crisis: Practical Information for Risk Managers, September 10, 2009
- *RIMS Central Ohio Chapter Meeting*, Insurance Coverage and the Current Financial Crisis: Practical Information for Risk Managers, May 20, 2009
- *RIMS Central Texas Chapter Luncheon Meeting*, Insurance Coverage and the Current Financial Crisis: Practical Information for Risk Managers, March 26, 2009
- *RIMS Potomac Chapter Luncheon Meeting*, Insurance Coverage and the Current Financial Crisis: Practical Information for Risk Managers, January 21, 2009