

2022

Legal Seminar/ Insolvency Workshop



For speaker bios and other meeting information, visit the Insolvency Workshop website at <https://www.nolhga.com/2022InsolvencyWorkshop/materials>



July 28–29
Washington, D.C. & Virtual
Ritz-Carlton Washington, D.C.



Thursday, July 28—All Times EDT

8:00 a.m. – 8:15 a.m.

Welcome Remarks & Introduction to the Program

Salon I & II

- **Amanda Barbera:** Chair, Legal Seminar Planning Committee

8:15 a.m. – 9:00 a.m.

Session 1: An Insurance Group in Trouble: Pre-Regulatory Action & Regulator/GA System Coordination

Salon I & II

Discussion of how regulators of troubled companies and NOLHGA/GAs can work together as a nationally significant insurance group nears the “zone of insolvency.”

- **Peter G. Gallanis:** President, NOLHGA (*Moderator*)
- **Amanda Barbera:** Chair, Legal Seminar Planning Committee
- **Nicholas D. Latrenta:** Former General Counsel, MetLife
- **Susan Voss:** Board Member, Nebraska Life & Health Insurance Guaranty Association
- **Daniel L. Watkins:** Principal, Law Offices of Daniel L. Watkins

9:00 a.m. – 9:45 a.m.

Session 1 Breakout Discussions

Salon III

Attendees break into groups to discuss the presentation, address specific questions, and determine next steps.

9:45 a.m. – 10:00 a.m.

Break

10:00 a.m. – 10:40 a.m.

Session 1 Reports on Breakout Discussions

Salon I & II

Group reports on the *Insurance Group* breakout discussions.

10:45 a.m. – 11:30 a.m.

Session 2 Panel: Health Insurer Insolvency Management

Salon I & II

Analyze and discuss issues such as TPA agreements, pharmacy benefits, provider contracts and in-network benefits, patients in-benefit, and more.

- **William P. O’Sullivan:** Senior Vice President & General Counsel, NOLHGA (*Moderator*)
- **Christine Cappiello:** Senior Director, Government Relations, Anthem, Inc.
- **Joel A. Glover:** Partner, Faegre Drinker Biddle & Reath
- **Keith Passwater:** Managing Director, PascoAdvisers
- **Daniel L. Watkins:** Principal, Law Offices of Daniel L. Watkins

11:30 a.m. – 12:15 p.m.

Session 2 Breakout Discussions

Salon III

Attendees break into groups to discuss the presentation, address specific questions, and determine next steps.

12:15 p.m. – 1:15 p.m.

Lunch/Speaker

Plaza Ballroom

With Remarks by **Karima M. Woods**: Commissioner, District of Columbia Department of Insurance, Securities & Banking.

1:15 p.m. – 1:55 p.m.

Session 2 Reports on Breakout Discussions

Salon I & II

Group reports on the *Health Insurer* breakout discussions.

2:00 p.m. – 2:45 p.m.

Session 3 Panel: Life Insurer & Annuity Insolvency Challenges Salon I & II

Analyze and discuss issues such as coverage limits, long-term administration and assumption, reinsurance agreements, moratoriums (whether by the Receiver or guaranty associations) and their impact on policyholders, and more.

- **Thomas F. English**: Former Senior Vice President, Deputy General Counsel & Chief Insurance Counsel, New York Life Insurance Company (*Moderator*)
- **Nancy S. Davenport**: Vice President & Associate General Counsel, Head of Government Relations & Public Policy: Brighthouse Financial
- **Peter G. Gallanis**: President, NOLHGA
- **Kevin P. Griffith**: Partner, Faegre Drinker Biddle & Reath
- **Ted. D. Lewis**: Executive Director, Utah Life & Health Insurance Guaranty Association

2:45 p.m. – 3:00 p.m.

Break

3:00 p.m. – 3:45 p.m.

Session 3 Breakout Discussions

Salon III

Attendees break into groups to discuss the presentation, address specific questions, and determine next steps.

3:45 p.m. – 4:30 p.m.

Session 3 Reports on Breakout Discussions

Salon I & II

Group reports on the *Life Insurer* breakout discussions.

4:30 p.m. – 4:40 p.m.

Day 1 Wrap-Up

Salon I & II

Friday, July 29—All Times EDT

8:00 a.m. – 8:45 a.m.

Session 4 Panel: Special Insolvency Challenges of LTC

Salon I & II

Analyze and discuss issues such as premiums, benefits, modifications to policies, and policy administration.

- **Michael D. Heard**: Executive Vice President & Chief Operating Officer, NOLHGA (*Moderator*)
- **Ralph Donato**: Principal Consulting Actuary, LTCG
- **Caryn Glawe**: Partner, Faegre Drinker Biddle & Reath
- **Germaine L. Marks**: Vice President, Government Affairs, Prudential Financial, Inc.

8:45 a.m. – 9:30 a.m.

Session 4 Breakout Discussions

Salon III

Attendees break into groups to discuss the presentation, address specific questions, and determine next steps.

9:30 a.m. – 10:15 a.m.

Session 4 Reports on Breakout Discussions

Salon I & II

Group reports on the *LTC Insurer* breakout discussions.

10:15 a.m. – 10:30 a.m.

Break

10:30 a.m. – 11:00 a.m.

Session 5 Panel: Lessons from Litigation

Salon I & II

Topics include disputes arising from insurer delinquency proceedings, including contested notices of determinations on claims, objection to rehabilitation or liquidation, suits against former officers/directors/consultants/counterparties, appeal of a rehabilitation or liquidation order, and external litigations.

- **Cynthia J. Borelli:** Principal, Bressler, Amery & Ross, P.C.
- **Franklin D. O'Loughlin:** Partner, Lewis Roca Rothgerber Christie LLP

11:00 a.m. – 12:00 p.m.

Session 6: Ethics of Negotiation

Salon I & II

- **Joel A. Glover:** Partner, Faegre Drinker Biddle & Reath

12:00 p.m.

Adjourn

2022 Legal Seminar Planning Committee

- **Amanda Barbera:** Chair
Indiana Life & Health Insurance Guaranty Association
- **Christine Cappiello**
Anthem, Inc.
- **Eric C. DuPont**
Guardian Life Insurance Company of America
- **Joel A. Glover**
Faegre Drinker Biddle & Reath
- **Ted D. Lewis**
Utah Life & Health Insurance Guaranty Association

- **Germaine L. Marks**
Prudential Financial, Inc.
- **Peter G. Gallanis**
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NOLHGA Legal Committee

- **James W. Rhodes:** Chair
Colorado Life & Protection Insurance Guaranty Association
Oklahoma Life & Health Insurance Guaranty Association
- **Caryn Glawe**
Faegre Drinker Biddle & Reath

- **Charles D. Gullickson**
South Dakota Life & Health Insurance Guaranty Association

- **Tamara Kopp**
Missouri Life & Health Insurance Guaranty Association

- **Franklin D. O'Loughlin**
Lewis Roca Rothgerber Christie LLP

- **Pamela Epp Olsen**
Minnesota Life & Health Insurance Guaranty Association
Nebraska Life & Health Insurance Guaranty Association

- **Jacqueline Rixen**
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- **Ernest J. Wright**
Connecticut Life & Health Insurance Guaranty Association

- **William P. O'Sullivan**
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