



Daniel W. Gerber
Partner

Direct — 716.566.5425
Fax — 716.566.5401
dgerber@goldbergsegalla.com

665 Main Street
Suite 400
Buffalo, NY 14203-1425
Phone 716.566.5400

PRACTICE AREAS

Global Insurance Services
Professional Liability



www.GoldbergSegalla.com

Attorney Advertising
©2012 Goldberg Segalla

Daniel Gerber co-chairs Goldberg Segalla's Global Insurance Services Practice Group across the firm's 11 offices in New York, Pennsylvania, New Jersey, Connecticut, and London. He maintains an international practice in complex insurance coverage and reinsurance matters, and he has previously acted as a mediator, arbitrator, and umpire of insurance and reinsurance disputes. In addition, he advises insurance and reinsurance companies on the effective use of social media platforms and mitigating the risks associated with these strategies.

Dan is the current Chair of the Insurance and Reinsurance Committee of the International Association of Defense Counsel (IADC). He also chairs the Defense Research Institute's (DRI) Social Media Task Force and has drafted DRI's social media guidelines and strategic plans. He previously chaired the DRI Counsel Meeting Task Force and drafted its current counsel meeting guidelines. He has served on DRI's Annual Meeting Steering Committee and is the immediate past Chair of DRI's Insurance Roundtable. He is currently Vice-Chair of DRI's Life, Health and Disability Committee. In addition, Dan is the past Chair of the 3,500-member Torts, Insurance and Compensation Law Section of the New York State Bar Association, and he has served in the New York State Bar House of Delegates. He is an ARIAS U.S.-certified arbitrator and is designated on the Res Loquitor "Select List" of Life, Health and Disability Insurance attorneys. He possesses an AV rating from Martindale Hubbell and has been selected for inclusion in *Super Lawyers* and *Business First's* Who's Who in Law. He currently serves on the Advisory Board for the LexisNexis Insurance Law Center.

Dan is a frequent author and national lecturer on topics in his areas of concentration. He has authored chapters on reinsurance, discovery in insurance litigation, risk shifting, life insurance, and transactional insurance. He is an author for *Appleman on Insurance* (Third Edition) and *New Appleman's Insurance Law Practice Guide*, and he is a regular contributor to *Mealey's Emerging Insurance Disputes*. He is the co-editor of the *Insurance and Reinsurance Report* blog, which was ranked as a Top 50

Insurance Blog by LexisNexis, and several publications, including *Reinsurance Review*; *CaseWatch: Insurance*; and *Life, Health, Disability, and ERISA Quarterly*. Dan tweets daily on reinsurance and insurance industry issues, and he may be found on Twitter at InsureReReport. He also is the creator, manager, and administrator of two groups on LinkedIn: Insurance and Reinsurance Arbitration and Mediations, and Bermuda Insurance Claims and Underwriting Forum.

He is admitted to the United States Supreme Court, as well as all federal and state courts in New York and Pennsylvania. He has received numerous awards and honors for his professional and community service.

Honors

- Led Goldberg Segalla's efforts to achieve a ranking by *Reinsurance Magazine* as sixth on its Reinsurance Power List, 2010
- ARIAS-U.S.-Certified Arbitrator
- LexisNexis Insurance Law Center Advisory Board, 2010-present
- DRI's Albert H. Parnell Outstanding Program Chair Award, 2010
- Selected for inclusion in *Super Lawyers, Corporate Counsel Edition*, 2010, 2011
- Selected for inclusion in *New York Super Lawyers*, 2007-2011
- Selected for inclusion in *Business First's* Who's Who in Law, 2007-2011
- LexisNexis Top 50 Insurance Blog Recognition, 2009-2011
- 40 Under Forty Award, *Business First*, August 2005
- Citizen of the Week Award, *The Citizen*, January 28, 2005
- Chairperson of the Year Award, New York State Bar Association Torts, Insurance and Compensation Law Section, for work as Chair of the Insurance Coverage Committee, 2004
- Res Loquitor "Select List" Designation, 2007
- Former Recipient, Sheldon Hurwitz Outstanding Young Lawyer Award, New York State Bar Association Torts, Insurance and Compensation Law Section
- Admitted as member to Association of Life Insurance Counsel, 2005-present

- Contributed significantly to Goldberg Segalla's Top 20 Ranking in 2010 as a Mid-Size Hotlist firm by *National Law Journal*
- Top 15 Insurance Professional Blog Recognition, *Insurance Quotes*, August 2011

Professional Affiliations

- Defense Research Institute
 - Life, Health and Disability Litigation Committee: Committee Vice Chair, 2010-present; Program Chair, 2010; Chair, Membership/Annual Meeting
 - DRI Insurance Law Committee Steering Committee, 2010-present
 - Chair, DRI Social Media Task Force, 2010-present
 - Chair, DRI Counsel Meeting Task Force, 2009-2010
 - Chair, DRI Insurance Round Table, 2011
 - Annual Meeting Steering Committee, 2006-2008
 - Presenter at DRI Annual Meeting, 2007, 2009, and 2010
- International Association of Defense Counsel: Chair, Insurance and Reinsurance Committee, 2010-present; Presenter at 2011 Mid-Year Meeting
- International Claims Association: Member, Law Committee and Life Committee; Presenter at Annual Meetings 2007-2011
- New York State Bar Association: Past Chair, Torts, Insurance and Compensation Law Section, 2008; Past Chair, Insurance Coverage Committee, NYSBA's Torts, Insurance and Compensation Law Section, 2004-2006; Current Member, Executive and Nominating Committees, NYSBA's Torts, Insurance and Compensation Law Section; Former Representative, House of Delegates
- USLAW, Insurance Law Committee

Admitted to Practice

- New York
- Pennsylvania
- U.S. District Court for the Western District of New York
- U.S. Supreme Court

- U.S. Court of Appeals for the Second Circuit

Civic Activities

- Buffalo-Niagara YMCA: Board of Directors, 2008 - present; Nominating Committee, 2012
- Southtowns YMCA Board of Management: Chair, 2006-2008; Chair, 2004, 2005, and 2006 Strong Kids Campaigns
- Birdsong Homeowners' Association: First Vice President
- H.E.L.P. Buffalo, Inc. Board of Advisors
- Bennett High School Law Magnet Program Mentor
- Volunteer Lawyers Project
- Captain (Retired), United States Army Reserves

Education

- St. Bonaventure University, B.A., *magna cum laude*, 1992
- State University of New York at Buffalo, School of Law, J.D., 1995

Publications/Presentations

- Currently authoring two chapters for the reinsurance volume of *Appleman on Insurance*, to be released Spring 2012: "Reinsure Duties" and "General Principles and Introductory Matters of Reinsurance Law"
- Author, "Social Media Poses Dilemma for Professionals," *Buffalo Law Journal*, February 20, 2012
- Co-Author, "Keys to Successfully Using Experts in Insurance Coverage Litigation," International Association of Defense Counsel *Insurance and Reinsurance Committee Newsletter*, January 2012
- Co-Author, "Calling on Corporate Counsel: Follow Data Into the Breach," *Law Technology News*, December 2011
- Author, "*Certain Underwriters at Lloyds v. Great Socialist People's Libyan Arab Jamahiriya*," *Aviation Briefs*, November 2011
- Quoted in "Irene to Cause Disputes, Says Goldberg Segalla," *Insurance Insider*, October 10, 2011

- Author, "Reinsurers Awarded Judgment Against Syria for 1985 Hijacking of EgyptAir Flight 648," *Aviation Briefs* (Aviation Law Association of Australia and New Zealand), Vol. 58, Fall 2011
- Co-Author, "Potential Causation and Damage Issues in Hurricane Irene Insurance Claims," *Westlaw Journal: Insurance Coverage*, September 30, 2011
- Panelist, Inside FAC Roundtable, Monte Carlo Rendez-Vous, September 2011
- Author, "The Legacy of 9/11," *The Review* (Monte Carlo Rendez-Vous special edition), September 11, 2011
- Quoted in "Contract Certainty: A Legacy of 9/11," *Reactions* (Monte Carlo Rendez-Vous special edition), September 12, 2011
- Featured in "WRIN.tv Monte Carlo Debrief," *World Risk and Insurance News*, September 2011
- Co-Author, "Mergers and Acquisitions Insurance," Chapter 32 in *New Appleman on Insurance Law Library Edition*, Lexis Nexis, 2011
- Quoted in "When Tweets Go Bad," *Global Reinsurance*, April 2011
- Presenter, "Expanding Your Practice Through Social Media: Understanding the Professional Benefits and Ethical Boundaries of Social Media," DRI Law Firm Profitability Seminar, November 19, 2010
- Quoted in "Are You Twittering or Frittering?" *Property Casualty* 360, February 2010
- Co-Author, "To Tweet or not to Tweet, Understanding the Synergy Among Social Media," December 2009
- Quoted, "James Wrynn named New York's insurance leader," *Business Insurance*, August 14, 2009
- Co-Author, "It's Not Easy: The Growing Potential for Green Claims," *For The Defense*, Defense Research Institute, April 2009
- Panelist, "Prophylactic Measures to Reduce/Shift the Cost of Recalls" and "The Americans with Disabilities Act: Are you the Next Target of a Serial Plaintiff?," USLAW Network Spring Conference, Charleston, SC, March 2009
- Presenter, "Current Trends and Issues Impacting the Reinsurance Industry," Hawksmere International Reinsurance Congress, Hamilton, Bermuda, October 2008
- Presenter, "Emerging Issues in Reinsurance: Pandemic, Global Warming, and Other 'Hot' Topics," PLI Reinsurance Law Program, September 2008
- Chair and Presenter, Law School for the Claims Professional Seminar, New York State Bar Association, Tarrytown, NY, September 2008
- Commentary Contributor, *Business Insurance Magazine*, October 2008
- Co-Author, "A Right or a Privilege: Recouping Uncovered Settlement Funds," *DRI, The Voice*, October 2008
- Chair and Presenter, Law School for the Claims Professional Seminar, New York State Bar Association, Tarrytown, NY, September 2008
- Presenter, "Avoiding Undue Exposure on Arbitration Clauses," Blueprint for Successful U.S. Claim Resolution Seminar, Bermuda, August 2008
- Co-Author, "Mortgagee Clause Claims in the Subprime Fallout," *Defense Counsel Journal*, July 2008
- Co-Author, "D&O Fraud and Dishonesty Exclusion: How Broad Should It Be?," *For The Defense*, Defense Research Institute, May 2008
- Co-Author, "Going Green: The Growing Potential for Green Claims Under Architect and Engineer Professional Liability Policies," *Mealey's Emerging Insurance Disputes*, April 2008
- Co-Author, "Long Awaited Decision Issued by the New York Court of Appeals Clarifies Whether All Additional Insured Coverage is Primary: BP Air Conditioning Corp. v. One Beacon Insurance Group," *New York State Bar Association Torts, Insurance and Compensation Law Section Journal*, Spring 2008
- Co-Author, "Recent Activity in the No-Prejudice Debate," *New York Law Journal*, March 2008

For an extended list, please visit www.GoldbergSegalla.com