

COURSE LEADERS



DAVID MIACHIKA

COURSE LEADER

David Miachika is a partner at BLG's Vancouver office. He practises exclusively in the area of construction, real estate and civil liability dispute resolution, including litigation, arbitration and mediation of construction claims. David was the Regional Leader of BLG's construction group in Vancouver. He is also a professional engineer registered with the Association of Professional Engineers and Geoscientists of British Columbia (APEGBC) since 1984. Recently, David was Lead Plaintiff's counsel for the Design/Build Contractor of a \$250 million P3 hospital extension in a COC Policy coverage dispute in BC, the Plaintiff was awarded \$8.5 million for the claim.



SHARON VOGEL

COURSE LEADER

Sharon Vogel is the National Leader of BLG's Construction Group. Ms. Vogel was called to the Ontario Bar in 1993 with an LLB from the University of Toronto (1991). In 1996, she obtained her LLM from the University of Auckland in New Zealand. Ms. Vogel practises construction and surety law, working primarily on matters involving construction disputes relating to major projects including roads, railways, tunnels, mines, pipelines, industrial facilities, commercial buildings, and condominiums in various jurisdictions. She is the co-author, with Bruce Reynolds of A Guide to Canadian Construction Insurance Law, Carswell.

GUEST SPEAKERS



GRANT H. MAYOVSKY
PARTNER,
BORDEN LADNER
GERVAIS LLP



NOLAN HEUCHERT
DIRECTOR,
WYLIE CRUMP LTD

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REGISTER BEFORE APRIL 25, 2017 AND SAVE OVER \$300 - USE PROMO CODE:EARLYBIRD2017
*DISCOUNT ONLY APPLIES TO IN-CLASS

PRICES*:

In-Class
\$1195 + applicable taxes

VANCOUVER - May 25, 2017

Vancouver Convention Centre
1055 Canada Place
Vancouver, BC, V6C 0C3

In class participants material selection:

Print Digital Both (an additional charge of \$99 will apply)

*PRICE CLARIFICATION

In-class registration fee includes the course, materials, breakfast, lunch and coffee breaks. Substitutions are granted with notification to Lexpert Events.

FULLY ACCREDITED IN-CLASS PROGRAM & LIVE WEBINAR

Vancouver, May 25

REGISTER BEFORE APRIL 25 AND SAVE OVER \$300

CONSTRUCTION LIABILITIES: A SHIFTING LANDSCAPE

LIFE AFTER LEDCOR | DEFENCE AND RECOVERY | POLLUTION LIABILITIES

5th Annual Canadian Construction Insurance Law: An Update on Strategies

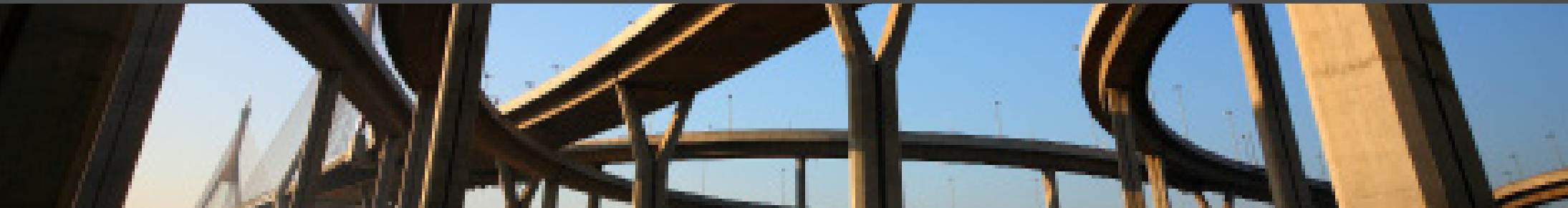
Course Leaders

David Miachika, Partner, Borden Ladner Gervais LLP
Sharon Vogel, Partner, Borden Ladner Gervais LLP

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8:00 - 9:00 A.M.
REGISTRATION AND BREAKFAST

9:00 - 9:15 A.M.
INTRODUCTION

9:15 - 10:00 A.M.
CONSTRUCTION CLASS ACTIONS

- New cases
- Insurance implications
- Sectors of the industry affected

10:00 - 10:15 A.M.
REFRESHMENT BREAK

10:15 - 11:00 A.M.
BUILDER'S RISK POLICIES

- Who is responsible for obtaining builder's risk coverage?
- Who is insured under a builder's risk policy?
- Exclusions and scope of coverage
- New case law developments: Life after Ledcor

11:00 - 11:45 A.M.
COMMERCIAL GENERAL LIABILITY POLICIES

- Who is responsible for obtaining a CGL Policy?
- Who is insured under a CGL Policy?
- What coverage is provided under a CGL Policy?
- Is there a legal obligation to pay?
- Is there bodily injury or property damage?

11:45 - 12:30 P.M.
NAVIGATING POLLUTION COVERAGE: A SHIFTING LANDSCAPE

- Territorial concerns
- Restrictive policy interpretations
- Expanding risks

12:30 - 1:30 P.M.
NETWORKING LUNCH

1:30 - 2:15 P.M.
PROFESSIONAL LIABILITY POLICIES

- Who is responsible for obtaining a Professional Liability Policy?
- Limitations of liability clauses in professionals services agreements
- Who is insured under a Professional Liability Policy?
- Standard of care
- Exclusions

2:15 - 3:00 P.M.
BONDS AND DEFAULT INSURANCE

- Types of bonds
- Nature of coverage afforded by default insurance

3:00 - 3:15 P.M.
REFRESHMENT BREAK

3:15 - 3:45 P.M.
DEFENCE AND RECOVER STRATEGIES

- Tolling Agreements
- Deferral and Cost Sharing Agreements
- Covenants to Insure and Claim Immunity defences
- Coverage Actions – Petitions or Summary Trial
- Arbitration and Mediation

3:45 - 4:15 P.M.
COURSE CONCLUSION, QUESTION & ANSWER

This course is essential for lawyers involved in construction projects to understand the current state of the law with respect to critical elements of insurance policies.

- Architects
- Engineers
- Contractors
- Insurance Brokers, Agents and Underwriters
- Lenders
- Owners
- Property Owners
- Developers
- Municipalities
- Claims Adjusters
- In-House Counsel
- Construction Lawyers
- Insurance Lawyers

ACCREDITATION

LAW SOCIETY OF BRITISH COLUMBIA
This program has been accredited by the Law Society of British Columbia for 5 hours towards the professional development requirement for certification.

LAW SOCIETY OF ALBERTA
For Alberta lawyers, consider including this course as a CPD learning activity in your mandatory annual Continuing Professional Development Plan as required by the Law Society of Alberta.

LAW SOCIETY OF UPPER CANADA (CPD)
This program can be applied towards the 9 Substantive Hours of Continuing Professional Development (CPD) required by the Law Society of Upper Canada. This program is eligible for up to 5 Substantive Hours.

BARREAU DU QUÉBEC
The Barreau du Québec automatically recognizes the same number of hours for this training activity, as long as it has been accredited by another Law Society that has adopted MCLE.

CANCELLATION AND REFUND POLICY

Full refunds, less a \$250.00 (plus applicable taxes) administration fee, will be given for cancellations received in writing 10 business days before the course start date. Unfortunately, refunds cannot be provided after this date. Substitution of delegates may be made at any time. Please note that Lexpert reserves the right to cancel any course deemed necessary and will, in such an event, make a full refund of registration fees paid. With this said, Lexpert is not responsible for any travel expenses incurred. For reasons beyond the control of the course organizer, it may be necessary to change the subject agenda of the program and no liability is assumed for any such changes in content.

CONTACT US

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