



Jeffrey J. Meagher

Partner

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OVERVIEW

Jeff Meagher is a partner in the Pittsburgh office. He concentrates his practice on insurance coverage and complex commercial litigation. He has broad litigation and arbitration experience.

In the insurance coverage area, Jeff represents corporate policyholders seeking coverage under many different types of insurance policies. His recent insurance coverage experience includes cases involving commercial general liability policies, cyber policies, crime policies, representations and warranties policies, "Bermuda Form" excess liability policies, pollution liability policies, professional liability policies, property policies, builder's risk policies, and energy package policies. He also counsels clients regarding their cyber insurance programs and cyber incident response plans outside of litigation.

In the commercial litigation area, Jeff represents both plaintiffs and defendants in disputes arising out of a wide variety of commercial transactions. His recent commercial litigation experience includes representing a financial services sector client in breach of contract/breach of fiduciary duty litigation.

In addition to his core practice areas, Jeff represents pro bono clients seeking Protection From Abuse orders, and he has represented the Rails-to-Trails Conservancy in an appeal before the Pennsylvania Supreme Court.

PROFESSIONAL BACKGROUND

Prior to law school, Jeff served on the staff of then-U.S. Senate Majority Leader Thomas A. Daschle (D-SD).

SPEAKING ENGAGEMENTS

- "Cyber Insurance 101," Guest Lecture at Carnegie Mellon University's Heinz College of Information Systems, Public Policy and Management, April 21, 2020
- "Cyber Insurance Basics, Trends & Emerging Issues," Manufacturers Alliance for Productivity and Innovation, Risk Management Council Meeting, Oct. 23, 2019
- "Cyber Insurance Trends & Emerging Issues," Environmental Law Institute, Cybersecurity Program, Sept. 27, 2019

- “Oil & Gas Insurance: Lessons Learned from the Deepwater Horizon Disaster,” Pennsylvania Bar Institute, Oil & Gas Law Conference, Aug. 8, 2019
- Cybersecurity CLE, K&L Gates Partners' Retreat, April 15, 2019
- “Starwood, Voya Financial Advisors and GDPR: What Corporate Practitioners Need to Know about Using Insurance for Cyber Liabilities,” Insurance Coverage Training Series (K&L Gates), January 9, 2019
- “Winter is Coming: The HBO Hack, the Equifax Breach and the Future of Cyber Insurance,” Insurance Coverage Training Series (K&L Gates), July 11, 2018
- “Three Things Inside Counsel Should Know About Insurance: Avoiding Traps and Seizing Opportunities in Several Common Situations,” General Counsel University, June 27, 2018 (Pittsburgh, PA)
- Insurance for Cyber Risks in M&A Transactions, *Lexis Practice Advisor*, June 2018
- Emerging Issues in Bermuda Form Arbitrations, American Bar Association, *Insurance Coverage Litigation Committee Mid-Year Conference*, Feb. 22, 2018.
- Introduction to Oil & Gas Insurance Law, *Insurance Coverage Training Series (K&L Gates)*, Jan. 14, 2015.

EDUCATION

- J.D., University of Virginia School of Law, 2005
- B.S., University of Virginia, 1999

ADMISSIONS

- Bar of Pennsylvania
- United States District Court for the Western District of Pennsylvania

THOUGHT LEADERSHIP POWERED BY HUB

- 4 March 2024, Navigating the New Frontier: Insurance for Artificial Intelligence Risks
- 11 September 2023, The MOVEit Hack, Ransomware Attacks, and Cyber Insurance
- 13 June 2023, After Important Cyber Insurance Victory for Policyholders, Focus Turns to Insurers' Proposed Changes to War Exclusions
- 21 March 2023, Litigation Minute: Ethylene Oxide—Insurance Coverage Considerations
- 25 April 2022, Offshore Wind Handbook
- 19 April 2022, OnRisk: The Russia-Ukraine Conflict and Insurance for State-Sponsored Cyberattacks
- 31 August 2021, OnRisk: Insurance Coverage for COVID-19 Losses in the United Kingdom

- 14 June 2021, OnRisk: Insurance Coverage for COVID-19 Losses in the United States
- 18 May 2020, COVID-19: Does Your Cyber Policy Cover Remote Working Cyber Risks?
- 23 April 2019, OnRisk: What U.S. Policyholders Should Know About GDPR
- 6 February 2019, Insurance Coverage for Joint Ventures: Texas Supreme Court Rules in Favor of Anadarko in Insurance Coverage Dispute Over Deepwater Horizon Defense Costs
- 29 October 2018, OnRisk: Insurance for Cyber Risk in M&A Transactions
- July 2018, GC University - Session Three - Commercial Contracting and Insurance Coverage
- 4 April 2018, D&O Insurance for Cyber Liabilities: Increased Cyber Exposure Should Cause Directors & Officers to Take Another Look at Their D&O Policies
- 8 February 2018, Introducing OnRisk: Rapid Legal Lessons for Policyholders
- 8 January 2018, Winter is Coming: The HBO Hack, Ransomware Attacks, and Cyber Extortion Coverage
- 9 October 2017, Pennsylvania Supreme Court Rules in Favor of Policyholders on Bad Faith Standard
- 9 December 2015, Pennsylvania Supreme Court Rules Against Insurers on Employer Liability Exclusions

OTHER PUBLICATIONS

- "Renewable Energy Insurers Trying to Limit Coverage for Severe Convective Storms," *POWER magazine*, 5 July 2023
- "The Russia-Ukraine conflict and insurance for state-sponsored cyberattacks," *Reuters Legal News*, 25 March 2022
- "What You Need to Know About Cyber Extortion Insurance Coverage," *Risk Management Magazine*, 18 December 2017
- Pa. Ruling Won't Lower Bar To Prove Insurer Bad Faith, *Law 360*, September 28, 2017 (quoted)
- Pa. Employer Liability Exclusion Case May Impact O&G Cos., *Law 360*, February 2, 2015.

MEDIA MENTIONS

- Mentioned, "New AI Risks Pressure Policyholders To Fill Coverage Gaps," *Law360*, 29 February 2024
- Mentioned, "Cyber Caveat Emptor," *Leaders Edge*, 3 May 2021

AREAS OF FOCUS

- Insurance Recovery and Counseling
- Commercial Disputes

- Environment, Land, and Natural Resources
- Hospitals and Health Systems
- International Arbitration
- Power

INDUSTRIES

- Artificial Intelligence
- Cybersecurity and Privacy
- Energy
- Energy Disputes
- General Manufacturing
- Health Care Sector
- Lab, Pharmacy, and Durable Medical Equipment
- Manufacturing
- Pharmaceuticals, Biologics, and Medical Devices
- Technology

REPRESENTATIVE EXPERIENCE

- Advised multiple policyholders regarding presentation of cyber insurance claims following ransomware attacks
- Advised multiple policyholders regarding their cyber insurance programs and cyber incident response plans
- Represented renewable energy company in coverage dispute involving property policy
- Represented renewable energy company in coverage dispute involving representations and warranties policy
- Represented policyholder in successful appeal before the 10th Circuit in coverage dispute involving professional liability policy
- Represented U.S. policyholder in "Bermuda Form" arbitration seated in London seeking coverage for a class action settlement
- Represented policyholder in federal court in West Virginia seeking coverage for class-action settlement
- Represented investment advisor in breach of contract/breach of fiduciary duty litigation in Pennsylvania state and federal courts

- Represented Bayer Corporation subsidiary in litigation in Pennsylvania state court against Genworth Life Insurance Company regarding corporate-owned life insurance (COLI) policies
- Advised U.S.-based oil and gas company on insurance coverage issues arising out of an onshore pipeline spill in Canada
- Represented a large oil and gas service company in two “Bermuda Form” arbitrations seated in London seeking coverage for a class action settlement