



Lucas J. Tanglen

Partner

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OVERVIEW

Lucas J. Tanglen represents businesses seeking to maximize the value of their insurance assets. His experience representing policyholders in complex insurance matters includes directors and officers (D&O) liability insurance, product liability claims (including asbestos and other mass tort injury litigation), false advertising claims, intellectual property claims, cyber insurance, and environmental matters. In his active D&O insurance practice, Lucas counsels policyholders both in the placement of D&O policies and in pursuing insurance recoveries for settlements and defense costs in connection with securities lawsuits and other claims.

He is a co-author of the *Policyholder's Guide to the Law of Insurance Coverage* (Kalis, Reiter, Segerdahl, and Tanglen), a treatise published by Wolters Kluwer. Lucas is experienced in drafting briefs and other court filings regarding complex issues of first impression and in taking depositions in insurance coverage actions. In his pro bono practice, he successfully argued a prisoner's appeal before the United States Court of Appeals for the Third Circuit.

PROFESSIONAL BACKGROUND

Lucas has a background in journalism. Before attending law school, he was a copy editor in sports and news departments at metropolitan newspapers in Pittsburgh, Pennsylvania; Spokane, Washington; and Milwaukee, Wisconsin. During law school, he was an intern for two Washington, D.C.-based national nonprofit organizations devoted to freedom of the press and other First Amendment rights.

EDUCATION

- J.D., Georgetown University Law Center, 2011 (*cum laude*; *The Georgetown Journal of Legal Ethics*, Executive Editor)
- B.A., University of Montana, 2004

ADMISSIONS

- Bar of Pennsylvania

- United States Court of Appeals for the Third Circuit
- United States District Court for the Western District of Pennsylvania

THOUGHT LEADERSHIP POWERED BY HUB

- April 2024, ESG and the Sustainable Economy Handbook
- 13 June 2023, After Important Cyber Insurance Victory for Policyholders, Focus Turns to Insurers' Proposed Changes to War Exclusions
- 19 April 2022, OnRisk: The Russia-Ukraine Conflict and Insurance for State-Sponsored Cyberattacks
- 10 March 2022, Trademark Infringement Claims – Does Your CGL Insurer Have a Duty to Defend? A Recent Third-Circuit Decision Says "Yes"
- 19 May 2020, COVID-19: Navigating the Path to Recovery - A Checklist of Key Insurance Considerations
- 24 March 2020, COVID-19: Government-Imposed COVID-19 Restrictions May Trigger Insurance Coverage
- 11 February 2020, Maryland Federal Court Confirms Coverage for Ransomware Damage Under Property Insurance Policy
- 20 August 2019, Shareholder "Appraisal" Action Can Trigger D&O Insurance Coverage, According to Delaware Court
- 23 April 2019, OnRisk: What U.S. Policyholders Should Know About GDPR
- 2 April 2019, Highest Massachusetts Court Confirms Coverage for "Advertising Injury" Claims Based on Use of a Name
- 24 May 2018, The Collapse of UN Talks on the Application of International Law in Cyberspace: Why It Matters to U.S. Businesses
- May 2018, GC University - Session One - Managing Risk in a World of Rapidly Evolving Digital Technology
- 22 April 2016, Keeping Coverage Online: Fourth Circuit Confirms Internet Data Breach Claim Triggers Commercial General Liability Policies
- 23 November 2015, Triple Threat to Coverage: Third Circuit Departs From Three Fundamental Rules in Applying "Prior Publication" Exclusion

OTHER PUBLICATIONS

- "ESG — what directors and officers need to know about insurance," *Reuters Legal News*, 29 July 2022
- "The Russia-Ukraine conflict and insurance for state-sponsored cyberattacks," *Reuters Legal News*, 25 March 2022

- Renewed for Another Season: International Cyberattacks on the Entertainment Industry, *Entertainment and Sports Lawyer*, *American Bar Association Forum on the Entertainment and Sports Industries*, Fall 2019
- Cyber Insurance: Emerging Topics and Recent Cases, *K&L Gates Insurance Coverage Training Series*, Presentations, March 20, 2019
- What Corporate Practitioners Need to Know About Using Insurance for Cyber Liabilities, *K&L Gates Insurance Coverage Training Series*, Presentations, January 10, 2019
- GDPR Is Here. Is Your Cyberinsurance Ready?, *Insurance Coverage WestLaw Journal*, volume 28, issue 43, August 2018
- The Future of Cyber Insurance, *K&L Gates Insurance Coverage Training Series*, Presentations, July 11, 2018
- Concussions and Coverage: Insurance for Claims Alleging Long-Term Brain Injuries, Including CTE, *Entertainment & Sports Lawyer* (ABA), Fall 2017
- Insurance Coverage for Intellectual Property Claims, *K&L Gates Insurance Coverage Training Series*, Presentations, May 21, 2014

NEWS & EVENTS

- 19 August 2021, Nearly 300 K&L Gates Lawyers Named Among 2022 Best Lawyers in America, Ones to Watch
- 5 March 2021, K&L Gates Names 31 New Partners Across Global Platform

AREAS OF FOCUS

- Insurance Recovery and Counseling
- Commercial Disputes

INDUSTRIES

- Cybersecurity and Privacy
- Technology

REPRESENTATIVE EXPERIENCE

- Successfully argued pro bono client's appeal before United States Court of Appeals for the Third Circuit, resulting in ruling that client's criminal sentence violated the multiple punishments doctrine of the Double Jeopardy Clause of the U.S. constitution. *Harmon v. Lamar*, 640 Fed. Appx. 175 (3d Cir. 2016).

- Counsel policyholders in broad range of industries -- including manufacturing, sports, entertainment, and healthcare -- regarding the review and placement of cyber insurance policies, including with respect to cutting-edge issues such as the E.U. General Data Protection Regulation (GDPR).
- Counsel for policyholder in lawsuit seeking declaratory judgment of rights to insurance coverage for asbestos liabilities under historic general liability policies.
- Counsel policyholders regarding insurance coverage for asbestos-related claims.
- Counsel for policyholder in advertising injury insurance coverage action involving the use of a deceased athlete's name to advertise and market running shoes and apparel. The Massachusetts Supreme Judicial Court decided unanimously in favor of our client in this case of first impression, *Holyoke Mut. Ins. Co. v. Vibram USA, Inc.*, 106 N.E.3d 572 (Mass. 2018).
- Represented sports entertainment industry policyholder in obtaining coverage for traumatic brain injury (CTE) claims.
- Represented policyholder in obtaining insurance recovery for securities and derivative lawsuits under directors and officers liability (D&O) insurance policies.