

JOHN CHARLES LENZEN, FCIARB

CURRICULUM VITAE

John C. Lenzen, FCIArb is an international arbitrator, mediator, insurance expert and consultant. For 25 years, he served the insurance industry as outside counsel and in a variety of senior Legal and Claims roles, principally based in Bermuda. These included General Counsel to several insurance and reinsurance companies, General Counsel to and Head of Claims for Chubb (previously ACE) Bermuda and its Dublin subsidiary, and 15 years as Worldwide Head of Litigation, and Chief Litigation Counsel, Global Claims to the ACE and Chubb Groups. Mr. Lenzen has fairly assessed, determined and resolved countless high-severity claims under commercial policies involving excess liability, financial lines, property, political risk and reinsurance, and 11-figure underlying losses spanning the globe. He regularly serves as an arbitrator in international commercial disputes, including as sole or Chair/third arbitrator, and has authored numerous Final Awards. Additionally, Mr. Lenzen has had direct responsibility for the hands-on management of many international and multi-jurisdictional arbitrations in England, Bermuda and the United States with an average value in excess of \$100 million, at least 20 of which went to an Award on the merits. He also has extensive experience resolving complex, 9-figure disputes through mediation and direct discussions, and employing creative negotiating strategies for challenging disputes implicating up to 10 figures, and involving numerous parties, counsel and perspectives. Mr. Lenzen has testified multiple times as the critical witness in final hearings to determine 8- and 9-figure disputes, and been cross-examined by preeminent American litigators and English Queen's Counsel (as they then were).

NATIONALITY Maltese (United States Lawful Permanent Resident)

EXPERIENCE	<p>LENZEN ADR LIMITED Bermuda Principal and Chief Executive Officer, 2021 – Present</p> <ul style="list-style-type: none">• International Arbitrator, Mediator, Insurance Expert and Consultant <p>CHUBB (FORMERLY ACE) GROUP Bermuda Chief Litigation Counsel, Global Claims, 2013 – 2021</p> <ul style="list-style-type: none">• Strategized, litigated, arbitrated, mediated and directly negotiated to their conclusions the most significant and complex claims matters facing the largest publicly traded group of property and casualty insurers and reinsurers worldwide
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CHUBB BERMUDA INSURANCE LTD. Bermuda
Executive Vice President, Claims and Chief Claims Counsel, 2017 – 2021

- Senior Claims Officer and Chief Claims Counsel for the largest Bermuda-based insurer specializing in high-severity excess-liability, D&O, E&O, property, political-risk, and other commercial claims
- Arbitrated, mediated and negotiated all disputes personally

ACE GROUP Bermuda
Deputy General Counsel, Litigation, 2006 – 2012

- Worldwide Head of Litigation with the responsibility for leadership and management of all in-house litigators employed by the Group

ACE BERMUDA INSURANCE LTD. Bermuda
Executive Vice President, General Counsel and Secretary, 2005 – 2012

- Chief Legal Counsel and Senior Claims Officer for ACE's original Bermuda-based operating company and its insurance and reinsurance subsidiaries in Bermuda and Dublin
- Arbitrated, mediated and negotiated all disputes personally

ACE INA OVERSEAS INSURANCE COMPANY LTD. Bermuda
General Counsel, 2006

- Chief Legal Counsel to a Bermuda-based, 953(d) insurance and reinsurance company
- Counseled senior executives regarding regulatory issues under the laws of Bermuda, the United States and other jurisdictions
- Created compliance protocols to ensure efficient and properly authorized underwriting of diverse business by local underwriters within Board-established parameters

PAGET REINSURANCE INTERNATIONAL LTD. Bermuda
General Counsel, 2006

- Chief Legal Counsel to an ACE-Group, Bermuda-based, international, rent-a-captive reinsurance company
- Counseled senior executives and underwriters regarding regulatory, tax and jurisdictional issues under the laws of Bermuda and the United States
- Created underwriting procedures to ensure efficient evaluation of potential transactions

ACE BERMUDA INSURANCE LTD. Bermuda
Senior Vice President, Claims and Claims Counsel, 2002 – 2005

- Senior Claims Officer and Counsel leading Claims unit and managing high-severity excess-liability, D&O, E&O, property, political-risk, financial-solutions (finite), aviation, satellite and reinsurance claims
- Arbitrated, mediated and negotiated all disputes personally

CONNELL FOLEY LLP Roseland, NJ, USA
Attorney, Insurance Litigation Group, 1996 – 2000

- Litigated before state and federal courts in a regional law firm with a focus on complex, multi-party coverage and bad-faith disputes under commercial casualty policies involving all forms of trigger
- Arbitrated disputes under a variety of coverages, including both the Bermuda Form and traditional policies
- Analyzed complex legal and factual matrices to develop thematic advocacy points
- Conducted extensive and highly contentious discovery nationwide
- Defended insured professionals under E&O policies

SUPERIOR COURT OF NEW JERSEY Toms River, NJ, USA
APPELLATE DIVISION

Judicial Clerk for Hon. James M. Havey, Presiding Judge, 1995 – 1996

- Analyzed and debated legal issues, and prepared in-depth memoranda in connection with civil, criminal and administrative appeals
- Drafted judicial opinions

EDUCATION

UNIVERSITY OF MIGHIGAN Ann Arbor, MI, USA
Stephen M. Ross School of Business
M.B.A., with High Distinction, 2002

- Emphases in Finance, Corporate Strategy & Business Economics
- Business School Scholarship
- Graduate Independent Research Project: A Conceptual Examination of Selected Research on the "Equity Premium Puzzle" (2002)
- Graduate Independent Research Project: Risk-Linked Securities: An Industry Perspective (2002)

RUTGERS UNIVERSITY Newark, NJ, USA
Rutgers University School of Law
J.D., 1995

- West Publishing Corporation Scholarship Prize for Writing

RUTGERS UNIVERSITY New Brunswick, NJ, USA
Rutgers College
B.A., 1992

ADMISSIONS

New York
Texas
Michigan
New Jersey (Resigned)
England and Wales (Solicitor)
Supreme Court of the United States
Various United States Federal Trial and Appellate Courts

AFFILIATIONS & ACCREDITATIONS Fellow, Chartered Institute of Arbitrators (FCIArb)
Accredited Mediator, Centre for Effective Dispute Resolution (CEDR)
Users' Council, London Court of International Arbitration (LCIA)
Panel Member, ARIAS (UK)
Certified Neutral Arbitrator, ARIAS•U.S.
Certified Mediator, ARIAS•U.S.
International Bar Association
American Bar Association
New York State Bar Association
State Bar of Texas
State Bar of Michigan
Law Society of England and Wales

REPRESENTATIVE CASES \$100 million Bermuda Form dispute involving defective radiant-heating hose installed in hundreds of luxury homes (London seat)

\$50 million excess Property dispute involving a “big box store” sinking into the landfill it was built upon (London seat)

\$100 million Bermuda Form dispute involving a first-of-its-kind birth-control device (Bermuda seat)

\$115 million Retrocessional dispute involving three parties to a joint, international underwriting venture (London seat)

\$390 million bespoke residual-value Reinsurance and Retrocessional dispute involving three parties and a massive portfolio of leased automobiles (*ad hoc* after the fact, New York seat)

\$175 million ABC and Side-A D&O disputes involving numerous coverage issues arising from several underlying settlements (London seats)

\$35 million excess Property dispute involving Y2K remediation costs (London seat)

Two \$100 million Bermuda Form disputes involving settlements of mass-tort liabilities arising from alleged failures of polybutylene plumbing fittings (London seats)

\$100 million Bermuda Form dispute involving defective synthetic siding installed on hundreds of homes (London seat)

\$25 million Side-A D&O dispute involving competing coverage claims for extraordinary criminal defense costs, a “black hat” CEO’s breach of an underwriting warranty and allegations of fraud (London seat)

\$100 million Bermuda Form dispute involving claims against a hospital for clinically unnecessary cardiac-bypass surgeries resulting in hundreds of deaths and allegations of fraud (London seat)

\$50 million Reinsurance dispute arising out of an underlying settlement of aerospace exposures (London seat)

\$25 million ABC D&O dispute over the reasonableness of an underlying securities class-action settlement (London seat)

\$100 million Bermuda Form dispute involving certain settlements of liabilities arising from a train derailment and resulting chemical release (London seat)

\$20 million Side-A D&O dispute involving the settlement of alleged insider-trading liabilities in a derivative suit (London seat)

\$150 million Bermuda Form dispute involving massive liabilities arising from a failed impoundment (London seat)

\$50 million ABC D&O dispute over coverage for an underlying settlement (London seat)

\$100 million Bermuda Form dispute involving injuries allegedly arising from an anti-psychotic pharmaceutical (parties agreed to litigate publicly – see *AstraZeneca v XL & ACE* [2013] EWCA Civ 1660)

\$100 million Bermuda Form dispute involving an allegedly defective diabetes pharmaceutical and an unusual underwriting endorsement (London seat)

\$5 million dispute under a bespoke patent-infringement contract (London seat)

\$100 million Bermuda Form dispute involving the settlement of alleged cementing liabilities arising out of the DEEPWATER HORIZON disaster (London seat – see *Halliburton v Chubb* [2020] UKSC 48)

\$100 million Bermuda Form dispute involving the settlement of alleged operating liabilities arising out of the DEEPWATER HORIZON disaster (London seat – *Ibid.*)

\$125 million Bermuda Form dispute under two separate policies involving allegedly defective masks and respirators (both Bermuda and London seats)

\$200 million Bermuda Form dispute involving allegedly defective automotive safety restraints and allegations of bad faith (Bermuda seat)

SPEAKING
ENGAGEMENTS

American Bar Association, Litigation Section, Insurance Coverage Litigation Committee CLE Seminar (2022), “Eyes Wide Open: Arbitrator Impartiality in the Wake of *Halliburton v. Chubb*” Tucson, AZ, USA

Mealey's Global Reinsurance Forum (2007), “Board of Directors: D&O Reform and the Impact on Large Tort Claims” Bermuda

PLUS Bermuda Perspective Symposium (2006), “Big Claims: Representatives from Both Sides Debate the Big Claim Process with Excess Carriers” Bermuda

PLUS Bermuda Perspective Symposium (2005), “The Bermuda Language Advantage: Does It Matter? Demystifying Arbitration, Choice of Law and Other Bermuda-Specific Issues with Plain-Talk Explanations About How They Work and How It Impacts Placement Decisions” Bermuda

PLUS Bermuda Perspective Symposium (2004), “Claims on the Rock: Long-Standing Traditions, Fewer Regulatory Hurdles, Punitive-Damage Coverage and Everything Else that Makes the Claims Process in Bermuda Unique” Bermuda

OTHER

UNIVERSITY OF PENNSYLVANIA Philadelphia, PA, USA
The Wharton School
Executive Development Program, 2005

FAA-Licensed Private Pilot

PADI-Certified Rescue Diver

CONTACT
DETAILS

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