



## Eric D. Suben

PARTNER

Eric provides his insurance industry clients with practical, implementable strategies that achieve concrete, well-defined objectives in a wide range of matters, including coverage issues and disputes, investigations, and the litigation of coverage cases.

Eric D. Suben is an accomplished insurance coverage and litigation attorney and a partner in the firm's New York office. He understands that the lucid, thoughtful legal analysis he provides only adds value for his clients when it becomes the basis of practical, implementable strategies that achieve concrete and well-defined objectives.


Eric's ability to craft compelling, succinct arguments that efficiently and effectively advance his clients' goals has made him a sought-after counselor in a wide range of matters, including coverage issues and disputes, investigations, and the litigation of coverage cases through trial and appeal in state and federal courts in New York and, as supervisory counsel, in other states.

Before focusing his practice exclusively on coverage matters, Eric garnered substantial experience analyzing environmental insurance coverage issues and defending litigation in the areas of toxic tort, defamation, and employment, as well as prosecuting and defending various types of maritime claims. His coverage background also includes matters involving products liability, toxic tort, environmental, marine, employment, construction, and other risks under various types of policies.

Prior to joining the firm, Eric was an attorney in the law department of a Fortune 500 company, where he managed large-scale environmental insurance coverage litigation arising from the company's discontinued operations.

A *cum laude* graduate of both Tulane University School of Law and New York University, Eric was Senior Notes and Comments Editor of the *Tulane Maritime Law Journal*, recipient of its Tulane Maritime Law Center Award for best student comment, and later a contributor and member of the Board of Editors. He also served on the editorial board and as Deputy Editor-in-Chief of *The Federal Lawyer*, the journal of the Federal Bar Association.

 HAWTHORNE, NY

 (914) 586-7078

 esuben@tlsslaw.com

### SERVICES

Appellate Practice

Bad Faith & Extra-Contractual

Claims Management

Environmental Law

General Liability

Insurance Coverage / Reinsurance

Premises Liability

Product Liability

Professional Liability

Toxic Torts

### EDUCATION

- Tulane University School of Law, J.D., *cum laude*
- New York University, B.A., *cum laude*

## BAR ADMISSIONS

- New York
- Louisiana

## COURT ADMISSIONS

- U.S. Court of Appeals for the Second Circuit
- U.S. Court of Appeals for the Fifth Circuit
- U.S. Court of Appeal for the Third Circuit
- U.S. District Court, Southern District of New York
- U.S. District Court, Eastern District of New York
- U.S. District Court, Western District of New York
- U.S. District Court, Northern District of New York
- U.S. District Court, Eastern District of Louisiana
- U.S. District Court, Middle District of Louisiana
- U.S. District Court, Western District of Louisiana

## PROFESSIONAL & COMMUNITY AFFILIATIONS

- New York City Bar Association
  - Insurance Law Committee
  - Excess and Surplus Lines Subcommittee
- New York State Bar Association
- American Society of Legal Writers
- Defense Research Institute (DRI)

## NOTABLE DECISIONS

- *Weiss v. Vacca*, 2023 N.Y. App. Div. Lexis 4555 (2nd Dep't Sept. 13, 2023)
- *Covington Specialty Ins. Co. v. Indian Lookout Country Club, Inc.*, 62 F.4th 748 (2d Cir. 2023)
- *Foremost Signature Ins. Co. v. 170 Little East Neck Road LLC*, 2023 U.S. Dist. Lexis 144621 (E.D.N.Y. Aug. 17, 2023)

- *Selective Ins. Co. of Am. v. Singer*, 2023 N.J. Super. Unpub. Lexis 993 (App. Div. June 19, 2023)
- *Southwest Marine & General Ins. Co. v. Covington Specialty Ins. Co.*, 2022 N.Y. Misc. Lexis 5531 (Kings Cty. Aug. 1, 2022).
- *Maxum Indem. Co. v. Oxford Interior Corp.*, 443 F. Supp. 3d 348 (E.D.N.Y. 2020)
- *William McGlynn v. Burns & Harris, Esq., et al.*, Index No. 600930/2016, N.Y. Supreme Court, Nassau County (slip op. Sept. 23, 2016)
- *Maxum Indemnity Co. v. VLK Construction, Inc., et al.*, 2016 U.S. Dist. LEXIS 121476 (E.D.N.Y. Sept. 8, 2016)
- *Landmark American Ins. Co. v. El Paraiso Restaurant & Lounge, Inc., et al.*, Docket No. 2:14-cv-05154 (E.D.N.Y.) (slip op. Aug. 29, 2016)
- *Illinois Union Insurance Co. v. Midwood Lumber & Millwork, Inc.*, 2014 U.S. Dist. Lexis 19981 (E.D.N.Y. Feb. 18, 2014)
- *American Family Home Insurance Co. v. Delia*, 2013 U.S. Dist. Lexis 166059 (E.D.N.Y. Nov. 15, 2013)
- *Max Specialty Insurance Co. v. WSG Investors*, 2012 U.S. Dist. Lexis 108601 (Apr. 20, 2012), *adopted by* 2012 U.S. Dist. Lexis 108564 (E.D.N.Y. Aug. 1, 2012)
- *OneBeacon Insurance Co. v. Freunds Schuh*, 2011 U.S. Dist. Lexis 94852 (W.D.N.Y. Aug. 11, 2011)
- *National Casualty Co. v. American Safety Casualty Insurance Co.*, 2010 U.S. Dist. Lexis 130675 (S.D.N.Y. Dec. 2, 2010)
- *Hartford Fire Ins. Co. v. Mitlof*, 123 F. Supp. 2d 762 (S.D.N.Y. 2000)
- *Hinds v. Clean Land Air Water Corp.*, 693 So. 2d 321 (La. Ct. App. 3rd Cir. 1997)
- *Voelkel v. State*, 671 So. 2d 478 (La. Ct. App. 1st Cir. 1995)
- *Citizens Insurance Co. of America v. Illinois Union Insurance Co.*, 2012 N.Y. Misc. Lexis 2206 (N.Y. Sup. Ct. May 2, 2012), *aff'd*, 105 A.D.3d 679, 964 N.Y.S.2d 131 (1st Dep't 2013)

## NOTEWORTHY

- Representative Speaking Engagements
  - Law School for Insurance Professionals (NYSBA)
  - USLAW Legal Leaders & Corporate Counsel Exchange
  - New York State Bar Association Annual Insurance Law Seminar

- New York City Bar Association Insurance Law Basics Program
- PLRB Regional Adjusters Conferences
  
- Tulane Maritime Law Journal
  - Editorial Advisory Board
  - Senior Notes & Comments Editor (1992 – 93)
  - Tulane Maritime Law Center Award (best student comment)
  
- Federal Bar Association
  - Editorial Board
  - Deputy Editor-in-Chief (1999 – 2000)
  
- Law Clerk, United States Court of Appeals for the Fifth Circuit, Office of the Attorney Advisor
  
- Teaching Fellow, Legal Research and Writing, Tulane University School of Law