

RAYMOND L. MARIANI

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EXPERIENCE

RAYMOND L. MARIANI, P.C. / MURRAY MORIN & HERMAN, PA

Principal 2011- Present / Of Counsel

Conducting all aspects of trial and appellate practice in complex civil litigation matters nationwide, including contract disputes, discrimination, property loss, insurance coverage and other matters. Instructed regularly by the major syndicates and underwriters in London and Paris insurance markets. Mediator for various civil matters, including for SDNY and EDNY panels, and participated in over 100 mediations nationwide as an advocate.

NIXON PEABODY LLP

Partner 2006 - 2011

Litigating in more than 25 states, in federal and state courts, with first seat trial and appellate experience. Extensive experience counseling senior management on contract disputes, product integrity, risk management, reserving losses, internal loss investigations. Oversight of counsel in cases pending throughout the United States.

DOMBROFF & GILMORE

Partner 1996 - 2006

One of a group of Katten lawyers who started a new litigation firm. Managed national client accounts with cases pending throughout the US. Provided coverage opinions regarding credit, political risk, commercial, excess policies.

KATTEN MUCHIN & ZAVIS

Associate 1989-1996

Joined start-up New York office of Chicago firm and supported development into a full service office representing clients in broad range of litigation.

CONDON & FORSYTH

Associate 1987 - 1989

EDUCATION

GEORGETOWN UNIVERSITY LAW CENTER J.D. 1987

Honors: American Jurisprudence Prize, Torts

Instructor, Legal Writing Program 1985-86

Law Review: Articles Editor, JOURNAL OF LAW & TECHNOLOGY

BOSTON UNIVERSITY B.S. 1984 Journalism

ADMISSION

Admitted - New York, Texas, and the District of Columbia

Member of Bar - 2d Cir., 3d Cir., SDNY, EDNY, WDNY, NDNY, ND III.

PUBLICATIONS AND PRESENTATIONS

The Mass Disaster Mediator: Can One Person Really Serve Two Masters?, 18 *Dispute Resolution Magazine* 1 (American Bar Association), Fall 2011

Developments in US Damages Law, Seminar for Underwriters at Lloyds, October 31, 2011

Speaker, New York State Dispute Resolution Association Annual Meeting, October 27, 2011

Speaker, Association for Conflict Resolution, New York Chapter - Annual Conference, June 23, 2011

After a 25 Year Wait - Revisiting Jurisdiction Over Foreign Corporations, *TerraLex Connections*, January 7, 2011

U.S. Supreme Court to revisit personal jurisdiction over foreign manufacturers, NP Alert, November 16, 2010.

Developments in US Supreme Court Cases: Punitive Damages and Jurisdiction Over Foreign Corporations, Seminar for Underwriters at Lloyds of London, November 10, 2010.

Constitutional Limits on Punitive Damages after *Exxon Shipping Co. v. Baker*, 39 *The Brief* (American Bar Association) 4, Summer 2010.

Stricter Reporting Rules for Medicare Beneficiaries”, *Law 360* Guest Column, December 21, 2009.

Compliance with the New Medicare (MMSEA) Legislation: A Challenge for 2010, Seminar for Underwriters at Lloyds of London, December 10, 2009.

Practical Solutions in Data Retention”, *Breakfast Briefing*, October 14, 2008.

The *Exxon Valdez* Decision and Punitive Damages, *Law 360*, July 18, 2008.

The *Qualcomm* Decision: Trend Continues of Severe Sanctions for Discovery Violations Relating to Electronic Data, NP Alert, March 24, 2008.

FAA Revises Standards for Engine Life-Limited Parts, NP Alert, January 25, 2008.

Ninth Circuit Endorses Broad Federal Preemption on FAA Safety Issues, NP Alert, October 11, 2007.

Forum Non Conveniens Dismissal Clarifies California procedures for Raising FNC Defense, NP Alert, July 30, 2007.

ABA Section of Litigation, Panelist: “Critical Issues in Aviation Insurance and Insured Litigation,” Paper Presented: “Indemnity Agreements and Additional Insureds,” New York, New York, June 1, 2007.

Expanding Recovery Under Death on the High Seas Act, *New York Law Journal*, January 31, 2007.

Demonstrative Evidence In Aviation Cases, Chapter in *Litigating the Aviation Case – 3rd Edition*, American Bar Association, Tort and Insurance Practice Section, 2007 (coauthor).

The Lidle Crash: Government Investigation Implications, *New York Law Journal*, December 12, 2006.

ABA Tort, Trial and Insurance Practice Section, Speaker - The September 11, 2001 Panel, Washington, DC - October 2003.

Industry in Crisis: A Progress Report on Victim Compensation and the Airlines After the September 11th Litigation,” 68 Journal of Air Law and Commerce 253, Spring 2003.

The September 11th Victim Compensation Fund of 2001 and the Protection of the Airline Industry: A Bill for the American People, 67 Journal of Air Law and Commerce 141, Winter 2002.

REPRESENTATIVE CASES

Defended an airport in the World Trade Center 2001 Attack - *In Re Sept. 11 Litigation*, 265 F. Supp.2d 208 (S.D.N.Y. 2003) (summary judgment based on late notice of claim by plaintiffs).

Defended the largest insurer in the world and its policyholder hotel in the World Trade Center 1993 Bombing - *Nat'l Union and Inhilco v. Port Authority of NY & NJ*, 261 A.D.2d 259 (1st Dep't), appeal denied, 94 N.Y.2d 754 (1999) (summary judgment based on contractual indemnity).

Defended manufacturers in government contractor defense cases, including a case of first impression in the First Circuit - *Quiles v. Sikorsky Aircraft*, 84 F. Supp.2d 154 (D. Mass. 1999) (summary judgment for manufacturer).

Litigated numerous forum non conveniens motions, including an appeal to clarify various California code provisions, *Britton v. Dallas Airmotive, Inc.*, 153 Cal. App.4th 127 (1st Dist. 2007).

Defended and settled Tennessee litigation involving death of four corporate executives, with over 50 depositions, focus groups, multiple mediations and the exchange of over 100,000 documents.

Represented an insurer in California coverage litigation involving trademarks of Apple Computer and the conflicting claims of multiple co-insurers.

Represented clients in various pro bono matters including immigration proceedings, civil rights actions, and a gender discrimination case, *Kelber v. Joint Industry Board*, 27 F.3d 42 (2d Cir. 1994).

MEDIATION ACTIVITIES

Chairperson, AIA-ADR, Inc.

Certified Mediator, Panels for the US District Court, SDNY and EDNY

Harvard Law School, Program on Negotiation, 40-Hour Course - 2011

Advanced Mediation Training, EDNY - 2001

Basic Mediation Training, EDNY - 1993

ABA Dispute Resolution Section, Mediation Committee Member

New York State Dispute Resolution Association, Member

Past Member, Association of the Bar of City of New York, Fee Dispute Resolution Panel