

Anthony B. Leuin

SENIOR COUNSEL

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Tony Leuin, now Senior Counsel, is the founder and Co-Chair Emeritus of our Insurance Coverage practice. With more than 40 years of practice, Tony has a vast background in civil disputes of all types, with particular concentration in insurance coverage.

A seasoned litigator, Tony has represented a wide range of clients, from real estate developers to wineries to technology and investment firms, in federal and state courts throughout California and beyond.

Policyholder Representation

Tony's insurance coverage practice is limited to representation of policyholders. He's experienced evaluating and litigating claims dealing with all of the most common forms of insurance policies found in the business world, such as:

- General liability
- Directors and officers
- Errors and omissions (professional liability)
- Employment
- Property
- Surety bonds
- Reps and warranties and
- Cyber claims
- Commercial Crime (fidelity)

AREAS OF EXPERTISE

[Insurance Coverage](#)

[Litigation](#)

[Wine Industry](#)

EDUCATION

Yale Law School; J.D., 1980

University of California, Berkeley; A.B., political science, 1976

BAR ADMISSIONS

All California State and Federal Courts

Ninth Circuit Court of Appeals

Pro hac vice admission to courts in Washington, New York and Hawaii

ACCOLADES

Tony is a Fellow of the prestigious American College of Coverage Counsel (ACCC), where he served on the Membership Committee and spoke at the annual conference every year from 2017 to 2022 on significant developments in insurance coverage

- Environmental/pollution bonds)

He has been recognized as a "Super Lawyer" in insurance coverage in 2012-2013 and 2016 – present

Tony's work and insurance coverage practice group have been recognized as a top regional practice by Best Lawyers in America

Experience

Typical Insurance Coverage Engagements

- **Construction industry (CGL Policy):** Represented a publicly traded manufacturer of construction products in litigation in California and Hawaii over insurance for construction defect suits seeking up to \$500 million. Successfully secured aggressive defense of all claims with insurer funding 100 percent of costs of defense and settlement.
- **Construction industry (CGL Policy):** Represented a startup engaged in production of "green" modular component buildings sued for providing allegedly defective components. The insurer claimed damages occurred before the policy's inception and were barred by "your work" and "your product" exclusions of policy. Successfully secured ongoing defense of the underlying defect claim.
- **Chip industry (CGL and Employment Policies):** Represented a publicly traded manufacturer of computer chips in securing insurance coverage for claims alleging former employees and/or their offspring were harmed by exposure to toxic chemicals in the manufacturing process. . Secured an aggressive insurer-funded defense leading to a defense victory in the first cases and insurer-funded settlement of the remaining cases.
- **Wood Products (CGL Policies):** Represented a former owner of a wood products company. Secured the proper defense of an underlying claim of environmental contamination, despite the insurers' assertion of "pollution" exclusion.
- **Financial Services (E&O Policy):** Represented a custodian of self-directed pension funds regarding professional liability coverage for customer suits alleging the custodian failed to prevent its customers from investing in Ponzi schemes. Caused the insurer to fund all defense and settlement costs and represent the custodian with regard to the insurer's attempt to seek reimbursement.
- **Real Estate Investment (CGL Policies):** Represented a national real estate investment firm with regard to its insurers' obligation to defend and settle novel tenant claims.

- **Real Estate Investment (Employment Practices, D&O and CGL Policies):** Represented a real estate company and its principal regarding insurance for former co-owner's suit alleging breaches of fiduciary duty and seeking a buyout of interest in the firm. Successfully secured the insurer funding of aggressive defense involving two published appellate decisions, leading to a complete defense of all claims.
- **Construction (CGL Policy):** Represented a mechanical contractor alleged to have caused an explosion and fire at a recycling facility.
- **Contracting (Employment Practices, Homeowners Policies):** Represented the owner of a regional landscaping business in procuring coverage for harassment claims over defenses that the claims preceded policy inception.
- **Wine industry (Property Policy):** Represented numerous wineries in recovering fair valuations of wine lost or damaged in a warehouse fire.
- **Wine industry (Property Policy):** Represented a winery in recovering fair value of damage to buildings, to wines in barrel, and to library wines lost or damaged in a winery fire.
- **Wine industry (CGL Policy):** Successfully represented a winery in obtaining insurance coverage for a label dispute.
- **Medical Products (D&O):** Represented a medical-products company sued for securities fraud in a dispute over the insurer's assertion of a "prior litigation" exclusion in the D&O policy.
- **Employment Practices Liability (EPL) Policies:** Advised a broad assortment of employers regarding their insurers' obligations under EPL coverages.
- **Crime Policies:** Secured recoveries of losses caused by employee and non-employee forgery and theft for companies ranging from investment advisors to health services providers to sellers of silicon chips.
- **"Reps and Warranties" Policies:** Advised companies ranging from waste management to pharmaceuticals regarding insurance coverage for sellers' Representations and Warranties in acquisition agreements.

Activities

- American Bar Association

- Litigation Section, Insurance Coverage Litigation Committee