

Professional Profile

Alan Jervis B.A. Hons. F.C.I.I. Chartered Insurer
333 Adelaide Street East, Suite 909,
Toronto, Ontario,
M5A 4T4
Canada

Phone: (905) 781 0146
Email: ajervis1096@rogers.com
Website: www.marineinsuranceexpert.com

Professional Profile - Summary

I have worked in the marine and transportation insurance field since 1978. Within this, approximately 34 year time frame, during different periods, I have served as a marine underwriter, marine insurance claims adjuster, P and I claims adjuster, (including marine and transportation defense and third party claims) insurance executive, marine underwriting and loss control consultant, consultant on marine and transportation policy wordings, marine and transportation insurance expert witness and litigation support, subrogation expert, accredited marine insurance facilitator and course instructor for underwriters and insurance brokers within national insurance organizations and market associations.

I have underwritten and placed marine and transportation policies on behalf of insurance companies and for brokers and policyholders within the British, French, Canadian and American markets.

Over the past 34 years, I have handled and adjusted in excess of 13,000 marine claims principally in the United States and Canada.

I have served on the executive and as committee member on national and international marine associations, organizations and working parties. I have been a guest speaker for these and other groups both nationally and internationally.

I have written or contributed to a number of articles, papers and publications in the field of marine and transportation insurance.

Education and Training

ADR Institute of Canada 2002
Certificate in ADR

University of Waterloo 2002
Conrad Grebel College
Certificate in ADR

Chartered Insurance Institute 1985
Fellow of the Chartered Insurance Institute (Reinsurance and Management)

Chartered Insurance Institute 1981
Associate of the Chartered Insurance Institute (Marine)

Institute of Linguists 1980
Associate of the Institute of Linguists

Universite D'Aix-Marseille 1978
Faculte De Droit
Diplome D'Etudes Superieures (a titre etranger) – post graduate

Nottingham Trent University 1977
Honors Degree of Bachelor of Arts in Legal Studies

Other Courses and Training:

- Handling marine insurance claims in California (certification)
- Executive Training - Blakeney November 1989
- Marine Insurance – Insurance Institute London July 1979

Professional and Business Experience

- Coast Underwriters Limited *Marine Underwriting Manager 2011- present*
- Oversee underwriting and development of portfolio of marine cargo, hull and liability policies
- Aldis Underwriting Managers *Vice President February 2010 - 2011*
- Marine Underwriter
 - Marine policy wording development
 - Claims handling and adjusting
- Alan Jervis Resources International Ltd *President 2002 - 2010*
- Adjusted cargo, liability and hull claims on Canadian and American marine and transportation policies
 - Consultant on cargo, liability and hull policy wordings, (Canadian and American)
 - Loss prevention and claims handling
 - Expert witness and litigation support
 - Accredited instructor and facilitator on marine insurance
- Eagle Underwriting Group Inc, Brampton *President 1996 – 2002*
- Owner and operator of underwriting agency specializing in marine and transportation insurance
 - Underwrote and serviced marine cargo, hull and liability policies on behalf of Canadian, American and British insurers
 - Placed marine insurance policies with open market
 - Developed book of marine business through American and Canadian insurance brokers
 - Serviced and processed claims throughout Canada and The United States
- Coastal, Marine Claims and Recoveries (Americas) Inc *President 1996 - 2003*
- Serviced marine claims and recoveries for insurance companies and international corporate clients
- Maritime Insurance Company Ltd, Toronto Canada *President Chief Agent 1989 - 1996*
- Oversaw book of Canadian and American marine book of business representing over \$ 40 million in annual premiums
 - Reported to board of directors and executive
 - Oversaw underwriting and claims
- Maritime Insurance Company *Marine Claims Adjuster for North America 1983 – 1989*
- Oversaw marine claims department
 - Handled and adjusted major claims / casualties
 - Oversaw posting of reserves and was responsible for compliance

- Maritime Insurance Company, Canada *Marine Claims Adjuster* 1981 – 1983
- Handled and adjusted marine claims
 - Processed settlements
- Maritime Insurance Company, London, UK *Marine Underwriting Assistant* 1980 – 1981
- Underwrote and issued marine policies developed from London brokers
 - Underwrote and administered policies within overseas agencies and branches
- Maritime Insurance Company, Le Havre, France *Marine Underwriting Assistant* 1980
- Seconded from London to undertake further marine training and assist in administering local policies
- Maritime Insurance Company, Liverpool, UK *Marine Claims Assistant* 1979 - 1980
- Handled yacht, hull and cargo claims
 - Yacht underwriting
- Budd S.A. Marseilles, France *Marine Claims Assistant* 1978 – 1979
- Handled P and I and shipowner defense claims

Consulting Projects

- Retained as editor on Cargo Insurance text book 2009
- Retained as consultant and course instructor for international loss adjusting firm 2009
- Contributed to re drafting of bill of lading and transportation document wording for American freight forwarders and NVOCCs (for insurance company) 2007
- Handled and adjusted claims on Canadian portfolio of marine insurance policies for clients based in Toronto and Vancouver 2002 - 2010
- Handled and adjusted claims on book of American marine policies including marine liability policies principally in relation to insureds based in New York, New Jersey, California and Florida 2002 - 2010
- Retained as marine insurance consultant to corporation based in Arizona for cargo project in South America 2005
- Retained as marine insurance consultant for national freight forwarder 2004
- Retained as marine insurance consultant to international adjusting firm 2003
- Retained as marine insurance consultant for national food importer 2003
- Retained as consultant to offer 3 day marine cargo surveying course to international insurance adjusting firm 2003
- Set up a program to teach marine cargo, hull and liability insurance courses to brokers and forwarders in USA and Canada 1989
- Launched TT Club liability and cargo program in Canada 1988
- Launched London based marina mutual reinsurance program in Canada 1988
- Set up program with TT Club's American correspondents 1988

Market and Industry Participation

Insurance Institute of Canada National Examinations Facilitator – Marine and Energy courses	2010 - Present
CBMU <i>Marine textbook review</i>	2006 - Present
Ontario Paralegal Conference <i>Guest Speaker 'Training in Mediation'</i>	December 2004
IBAO, RIBO (official insurance broker organizations) and Insurance Institute of Canada <ul style="list-style-type: none">• 'Accredited' (by RIBO) instructor / facilitator in marine insurance• 4 consecutive years at IBAO (marine insurance)• 6 consecutive years for the CIP Society (marine insurance)• Over 25 public courses to insurance brokers on marine insurance	1993 - Present
CIP Society - Rosewater Supper Club <i>Key Note Speaker</i>	October 2003
Public Workshops for Insurance Brokers <i>Facilitator – 'Mediation in Insurance' training</i>	2003 – 2004
Canadian Board of Marine Underwriters <i>Second Vice President and Executive Member</i>	1998 - 2000
Canadian Maritime Law Association Meeting <i>Panel member on changes in court procedures</i>	Spring 1997
Toronto Marine Loss Group <i>Guest Speaker – "Pitfalls of Carriage by Air"</i>	May 1997
International Working Group on General Average <i>IUMI representative</i>	1995 – 1997
International Union of Marine Insurance Conference Oslo <i>Guest speaker on 'Loss Prevention'</i>	September 1996
International Union of Marine Insurance Conference Tokyo <i>Guest speaker – steel products</i>	September 1995
International Union of Marine Insurance <i>Represented Canada as Member of International Loss Prevention Committee</i>	1993 - 1996
Toronto Transportation Conference <i>Panel Member</i>	1994 – 1996

International Union of Marine Insurance Conference Toronto <i>Guest speaker – 'port security'</i>	<i>September 1994</i>
International Union of Marine Insurance Conference Toronto <i>Chair – Organizing Committee</i>	<i>1989 - 2004</i>
Canadian International Freight Forwarders Association <i>Guest speaker – marine insurance</i>	<i>1989</i>
Canadian Board of Marine Underwriters <i>Chair – National Loss Prevention Committee</i>	<i>1985 - 1993</i>
Association of Average Adjusters <i>Underwriting Member – Rules and Practice Committee</i>	<i>1985 – 1997</i>
Toronto Marine Loss Group <i>Vice Chair</i>	<i>1982 - 1985</i>
Hull Adjustment Sub Committee <i>Vice chair</i>	<i>1982 - 1985</i>

Articles, Publications and Awards

Editor to Marine Cargo Insurance handbook by K. Vishwanath	<i>2008</i>
Canadian Underwriter Journal <i>'Role of Ombudsman for Insurance Companies'</i>	<i>January 2005</i>
George Strathy's book on Marine Insurance <i>Contributor</i>	<i>December 2002</i>
Cunningham Lindsey Newsletter <i>Article on Marine Insurance</i>	<i>September 2002</i>
Canadian Sailing Magazine <i>Article "80 Years of Keeping in Touch"</i>	<i>Spring 2000</i>
CBMU publication "Silent Export" <i>Contributed to various chapters</i>	<i>1993</i>
Bain Dawes Insurance Prize <i>Winner of Prize – French in Insurance</i>	<i>1980</i>

University of Aix-Marseilles, France <i>Thesis – "Le Payement de L'Indu"</i>	<i>Spring 1978</i>
French Government Scholarship for Post Graduate Studies <i>Awarded Scholarship - 1977</i>	<i>1977</i>
Nottingham Trent University <i>Thesis – "Constructive Trust"</i>	<i>June 1977</i>
National Law Librarian Journal <i>Article on Education</i>	<i>Spring 1976</i>

Memberships

- Examinations Consultant for the Insurance Institute of Canada
- Accredited Instructor for RIBO
- Fellow of the Chartered Insurance Institute
- Accredited Instructor at the CIP Society
- Accredited Instructor at the IBAO
- Member of the Canadian Board of Marine Underwriters
- Associate Member of the Association of Average Adjusters of Canada
- Associate Member of the Canadian Maritime Law Association
- Member of the ADR Institute

Expert Witness and Litigation Support - Cases

Class	Jurisdiction	Dispute	Party	Year
Cargo	New York	Freight contract	Insurer	2012
P and I	California*	coverage analysis	Insured	2012
Yacht	Illinois*	coverage analysis	Insured	2011
Hull	Florida*	coverage analysis	Insurer	2011
Transit	California	coverage analysis	Insurer	2012
Hull	Boston***	coverage analysis	Insurer	2010
Excess P and I	Texas*	coverage analysis	Insurer	2010
Yacht	Florida*	coverage analysis	Agent	2010
Hull	New York*	coverage analysis	Insured	2010
Yacht	California*	coverage analysis	Insurer	2010
Agency	New York****	contract analysis	Agent	2009
Yacht	California***	coverage analysis, bad faith	Insured	2009
Platform P and I	New York**	energy coverage analysis	Insurer	2009
Yacht	Louisiana*	coverage analysis	Insured	2009
Yacht	Michigan*	coverage analysis	Insurer	2008
Yacht	Florida***	duty of agent	Insured	2008
Construction	Texas**	coverage analysis	Insured	2007
Yacht	California*	bad faith	Insurer	2006
Transit	New York***	coverage analysis, bad faith	Insured	2005
Yacht	California*	bad faith	Insurer	2005
P and I War	New York, London*	bad faith, coverage analysis	Insured	2005
Transit	Casablanca	litigation support	Insured	2005
Transit	Ontario***	coverage analysis, bad faith	Insured	2004
Transit	Seattle*	coverage analysis, rescission, coverage analysis	Insured	2003
Property Fire	Newfoundland****	coverage analysis, bad faith	Insured	2003
Transit	Ontario****	coverage, litigation support	Insured	2001
Transit	Ontario, San Paolo*		Insured	2001
Consulting*	Deposition**	Pre trial and/or Mediation***	Trial****	

Areas of Expertise

<ul style="list-style-type: none"> • Cargo • War Risks P and I • Storage Risks • Property and Casualty • Shiprepairer Legal Liability • Marina Operator Legal Liability • Boat Builder / Construction Risks • Port, Terminal and Stevedore Legal Liability • Customs Broker Legal Liability • Warehouse Operator Legal Liability 	<ul style="list-style-type: none"> • Yacht / Pleasurecraft • Hull • Marine Excess • Marine Energy • Charterers Legal Liability • Pollution Legal Liability • P and I • Motor Truck Cargo • Freight Forwarder Legal Liability • Rejection Risks • Mega Yacht • Marine War, Strikes, Riots and Civil Commotions • Marine Consequential Loss
--	--

Types of Expertise

<ul style="list-style-type: none"> • Marine and transit policy wordings • Marine and transit underwriting practices • Claims handling, investigation and adjusting practices 	<ul style="list-style-type: none"> • Mediation • Underwriting agent practices • Insurance intermediary, agent and broker practices • P and I underwriting, claims practices and wordings
---	--

Alan Jervis

List of Cases - Trial / Deposition

Case Name	Year	Court	Case No.	Type
Almassa v. Continental Casualty	2003	Ontario Superior Court	ONSC 10422	Trial
Wiseman Sales v. Atlantic Insurance Co	2005	Superior Court of Newfoundland	NJ 160	Trial
American Home Assurance v. Merck & Co	2005	US District Court, SD NY	03 Civ. 3850	Deposition
Robert White for CMM Trust v. Kurt Broshardt	2007	17th Judicial Circuit, Florida	06-05559-04	Deposition
Cashman Equipment v. American Home	2010	Massachusetts Suffolk Sup. Court	07-5250 BLS	Deposition
Smith Enron v. Lloyds	2011	Jefferson County, Texas 58th District	A-175389	Deposition

Schedule "A" (Documents Provided to Alan Jervis)

Century Aluminum Co. vs. AGCS Marine Insurance

U.S. District Court, Northern District of California CV 11 2514 (YGR)

Deposition Transcripts & Exhibits

Deposition of Orvar Armannsson taken 5/22/2012

Deposition of Terry Campbell taken 12/21/2011

Deposition of Donna Chan taken 1/27/2012

Deposition of Sandra Inouye taken 11/09/2011

Deposition of Dan Klein taken 2/13/2012

Deposition of Virginia Lawson taken 2/09/2012

Deposition of Linda Murphy taken 3/13/2012

Depositions of Olaf Opperman taken 5/23/2012 and 5/24/2012

Deposition of Noelle Rodier taken 2/16/2012

Depositions of Sandra Sigurjonsdottir taken 5/17/2012 & 5/18/2012

Deposition of Ute Von Briel taken 3/23/2012

Deposition of Nancy Zachariades taken 3/09/2012

Documents and Document Productions

AGCS-03212-FN through AGCS-03392-FN

AGCS-03392-FN through AGCS-03448-FN

AGCS-00017-FN through AGCS-03937-FN

AGCS-DK0001 through AGCS-DK0832

CN00000001 through CN00017876

WS00000001 through WS0009413

AGCS03272 - 3324

AGCS-OO 00102-104

AGCS NZ 02713-2717

AGCS-JC0486-488

AGCS-JC0493-496

AGCS-TC 000002-4

AGCS-JC0497-535
AGCS-TC 000194-197
AGCS-GR 06824-06840

Pleadings from *Century Aluminum Co. vs. AGCS Marine Insurance Co.*

Century Aluminum Company and Nordural ehf's Complaint for Breach of Contract and Breach of Implied Covenant of Good Faith and Fair Dealing filed 5/24/2011

Answer and Affirmative Defenses of Defendant AGCS Marine Insurance Co. filed 7/15/2011

Memorandum of Law of Defendant AGCS Marine Insurance Company In Support of Motion for Partial Summary Judgment filed 7/17/2012

Declaration of Sandra L. Inouye in Support of Motion of AGCS Marine Insurance Company for Partial Summary Judgment and Exhibits thereto filed 7/17/2012

Declaration of Nancy Zachariades in Support of Motion of AGCS Marine Insurance Company for Partial Summary Judgment and Exhibits thereto filed 7/17/2012

Declaration of Daniel Klein in Support of Motion of AGCS Marine Insurance Company for Partial Summary Judgment and Exhibits thereto filed 7/17/2012

Declaration of Glen R. Olson in Support of Motion of AGCS Marine Insurance Company for Partial Summary Judgment and Exhibits thereto filed 7/17/2012

Statement of Compensation

Retainer: \$ 2,500

Fee: \$ 275 an hour

Waiting and Travel Time: \$ 90 per hour.

Disbursements: At cost