

PATRICK E. WINTERS



Associate

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An attorney in the firm's Bloomfield Hills office, Patrick E. Winters focuses his practice exclusively in the area of insurance coverage law.

Mr. Winters represents insurance companies in all complex coverage matters, including complex insurance coverage litigation and advising clients on coverage matters litigation. Mr. Winters' coverage work includes matters relating to complex environmental contamination, automotive, trucking, construction defects, product liability, bad faith, and personal and advertising injury.

Representative Client Work

- Served as coverage counsel for insurer with respect to hundreds of claims alleging exposure to defective drywall
- Defended insurer in coverage litigation and settlement negotiations involving hundreds of underlying asbestos cases
- Defended insurer in coverage litigation involving a claim of defective manufacturing where the plaintiff sought over \$30 million in damages
- Second chaired a coverage trial in which a verdict of no cause of action was obtained on client's behalf where the plaintiff was seeking \$3 million in damages
- Defended insurers in complex coverage litigation involving extensive underlying environmental contamination in Indiana, Illinois, and Michigan
- Drafted coverage opinions and recommendations to insurers on complex environmental contamination, product liability, and construction defect cases

Areas of Practice

- Insurance Law

Honors & Awards

- Dean's List, all semesters
- Michigan State Law Review, Editor-in-Chief
- Merit Based Scholarship
- Jurisprudence Award, Contracts

Education

- Michigan State University - Detroit College of Law, magna cum laude, J.D., 2003
- Michigan State University, with high honors, B.A., 1999

Bar & Court Admissions

- Michigan, 2003
- U.S. District Court, Eastern District of Michigan, 2003
- U.S. District Court, Western District of Michigan, 2005
- U.S. Court of Appeals, Sixth Circuit, 2005
- U.S. District Court, Southern District of Indiana, 2007
- Ohio, 2009
- U.S. District Court, Western District of Wisconsin, 2011
- Admitted Pro Hac Vice in Indiana, Illinois, Ohio, New Jersey, Pennsylvania and Wisconsin

Professional Affiliations

- Oakland County Bar Association
- State Bar of Michigan
- American Bar Association (Tort, Trial & Insurance Practice Section)
- Defense Research Institute

Community Involvement

- Michigan State University College of Law Alumni Association (Board Member, 2004-2011; President, 2010-2011; President Elect, 2009-2010)

Publications

- Out of Thin Air: An Examination of Vapor Intrusion and the Availability of Insurance Coverage for Vapor Intrusion Claims and Lawsuits, *New Appleman on Insurance*, Fall 2009
- Indiana Supreme Court confirms Rebuttable Presumption of Prejudice to Insurer Arises From Defense of "Late Notice," Denial of Coverage on Other Bases Does Not Rebut Presumption
- Sixth Circuit (Kentucky Law) Requires Excess Insurer to Establish that Late Notice Caused Actual Prejudice
- Indiana Supreme Court holds assignment of insurance policy rights invalid due to 'consent to assignment' clause in policy
- Iowa High court Upholds Total Pollution Exclusion as Bar to Coverage
- Texas Supreme Court Holds Mold Exclusion Applies Even Though Damage Was Caused by Covered Peril