



# March 19, 2013

## Eastern Pennsylvania Chapter



### “Spreading Standards”

**Chapter Co-Chairs: Kathy Kellner, PMA Insurance Group, and Dan de Luca, Nelson Levine de Luca & Hamilton**

#### Session I – RECENT DEVELOPMENTS AND POTENTIAL RISKS ASSOCIATED WITH SPRINKLER FREEZE PROTECTION

Recognition of fire-propagation risks recently led to developments in the standards governing the use of antifreeze in sprinkler applications. An effort to avoid these risks compelled the industry to develop alternative methods of freeze protection for sprinkler piping that travels through unconditioned areas (such as attics and garages). The history leading up to this recognition, as well as the resultant changes, will be discussed, as will their effect on Recovery Professionals subrogation pursuits. In addition, new requirements and the potential retroactive effect of these changes will be explored, including a discussion of the means and methods now required to comply with the current applicable standards: NFPA 13, 13R & 13D – The Installation of Sprinkler Systems.

**Presenters: Michael Munger, Esquire, of Nelson Levine and Michael Zazula of IEI Consulting**

#### Session II – CHIMNEY FIRES AND NFPA 211: WHAT SUBROGATORS AND SANTA NEED TO KNOW

This session will present case studies involving fires caused by improper inspection, maintenance and installation, addressing the anatomy of masonry and factory-built fireplace and chimney systems throughout. It will then delve into the NFPA 211 inspection standards (levels I, II, and III), knowledge of which is a necessary element to any such case. Finally, the session will address the standard of care applicable to a chimney-sweep/chimney-maintenance professionals in various jurisdictions. Benefitting from the presenters’ considerable experience prosecuting such cases, attendees will leave the session with a broader knowledge of how to practically and dependably achieve success in these common and often significant losses.

**Presenters: Richard Boyd, Esquire, and Philip Davolos, Esquire, both of Nelson Levine**

#### Session III – IDENTIFYING, RECOGNIZING AND DEVELOPING A FIRE-SPREAD CLAIM

While subrogation practitioners typically develop claims based on the origin and cause of a fire, the fire-spread claim is based on damages arising from the failure to stop or control a fire once it has already begun. Such claims allow for recovery even if the fire is “undetermined,” or where the insurer is barred from seeking recovery against the party that caused the fire. This presentation will discuss common issues and pitfalls related to the investigation of a fire-spread claim.

**Presenter: Damien Zillas, Esquire, of Stutman Law**

#### MEETING DETAILS:

Registration: 8:30 AM—9:00 AM  
 Session One: 9:00 AM—10:00 AM  
 Break: 10:00 AM—10:15 AM  
 Session Two: 10:15 AM—11:15 AM  
 Break: 11:15 AM—11:30 AM  
 Session Three: 11:30 AM—12:30 PM  
 Lunch will be provided: 12:30 PM

Please note: Session times are approximate, some run over may occur.

#### LOCATION:

Nelson Levine de Luca & Hamilton  
 518 East Township Line Road, Suite 300  
 Blue Bell, PA 19422

#### COST:

All Insurance Claim Professionals:	<b>\$50.00</b>
Service Provider NASP Members:	<b>\$100.00</b>
Service Provider Non-Members:	<b>\$150.00</b>

Group Rates: Contact Cherish Diviney  
 Cherish.diviney@subrogation.org or NASP office at  
 800-574-9961.

Thank you to our location and lunch sponsor: *Nelson Levine de Luca & Hamilton*  
 Thank you to our breakfast and snacks co-sponsors: *IEI Consulting, Inc. and Stutman Law*  
 Thank you to our meeting sponsor: *Forcon International Corp.*

Thank you to our NASP Sponsors:

*Stutman Law, Grotfeld Hoffman Schleiter Gordon & Ochoa, Yost & Baill, LLP, Insurance Subrogation Group, Javitch, Block & Rathbone, Latitude Subrogation Services, Nelson Levine de Luca & Hamilton, Clausen Miller P.C. and Kelly & Smith, P.C.*