

# Schwartz et al. vs. Liberty Mutual Insurance Company

Year: 2006

Court: U.S. Court of Appeals, 2nd Circuit

Case Number: Docket No. 07-2794-cv (L), 07-2818-cv (CON)

The Policyholder should not forfeit coverage under the policy when the policyholder settles a claim without the insurance company's authority, after the insurance company intentionally placed its interests adverse to those of the policyholder by issuing a reservation of rights and without any showing that the insurance company was prejudiced by the settlement.

UP's brief was written pro bono by Eugene R. Anderson, Esq., and Mark Garbowski, Esq. of Anderson Kill & Olick, PC. Of Counsel: Amy Bach, Esq.