

Security Mutual Life Insurance Company vs. DiPasquale, Christopher

Year: 2000

Court: New York State Supreme Court, Appellate Division

Case Number: 601780/98

Years after selling a policy, Security Mutual entered into a secret agreement with Berkshire Life delegating to Berkshire the right and obligation to handle security mutual claims. It then applied Mass. Law to New York Policyholders without telling them. UP took position that this constituted a fraudulent nondisclosure amounting to bad faith.

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