



EIM Panel Discussion

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Introduction

- 01 Overview of Role as Monitoring Counsel**
- 02 Information/Documentation Required from Risk Managers**
- 03 General Review of How We Proceed**
- 04 Final Comments**



Overview of role as monitoring counsel

- Evaluate Risk
 - Liability
 - Damages
- Assist in Establishing Reserves
- Providing Information on Quarterly Basis for Internal Claims Meetings

Documents and information required

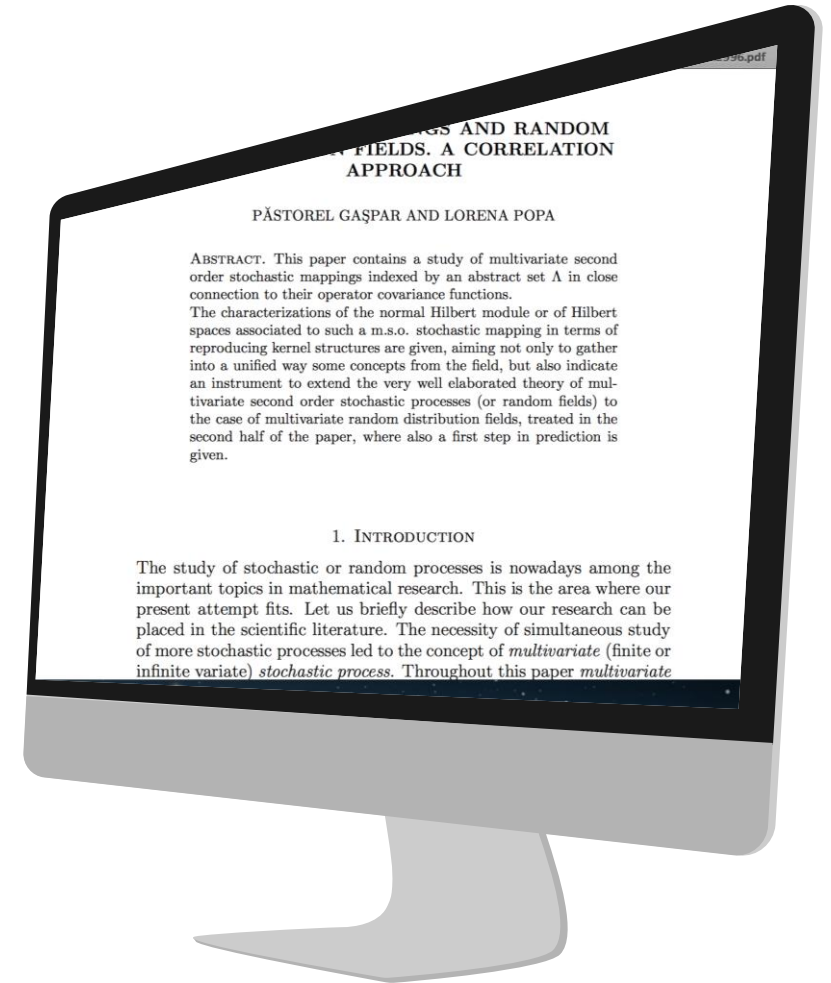
01 Reports from Defense Counsel

02 Expert Reports and Evaluations

03 NTSB Reports

04 Summaries

05 Settlement Details





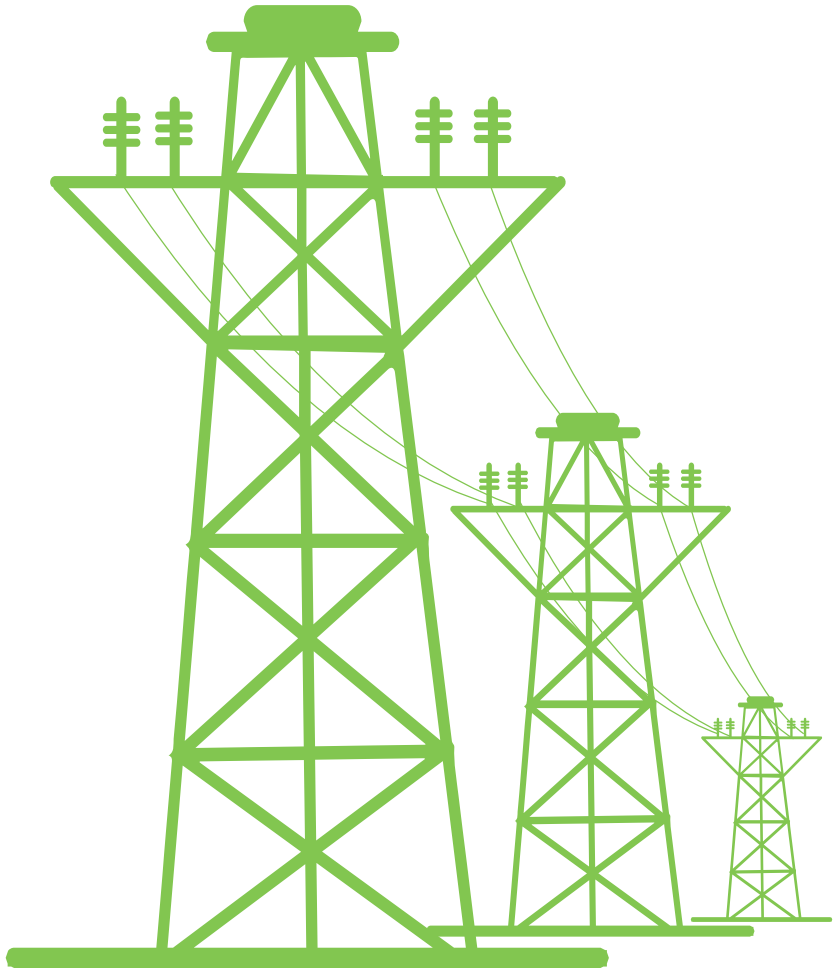
How we initially proceed

Review of information and documentation from Insured as well as that in the public domain

- **Many of these incidents are in the news**

Develop a plan for privileged information

- **Execution of NDA or Confidentiality Agreement**
- **Confidential Information**
- **NTSB Investigation**



How we proceed in litigation



- Quarterly Reports
- Conference calls to review major decisions
- Participate in mock juries or other evaluations of potential jury verdicts
- Mediation preparation and participation
- NDA/Confidentiality Agreements/Protective Orders



Conclusion

- More information provided on a timely basis, the smoother things go
- We are facilitators, not obstructionists
- We can provide guidance or thoughts on major strategic decisions
- Our primary role is to avoid surprises that could impact the relationship between Energy Insurance Mutual and its members

