








# Jodi Green

## Special Counsel

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**“I take a collaborative and holistic approach to client service by understanding the importance of exceptional attention to detail as well as a client’s big-picture business concerns. Overall, my aim is to help companies maximize their bottom line and effectively manage their risks and liabilities in a cost-effective manner.”**

Jodi Green is a member of the firm’s cannabis, insurance recovery and litigation teams and represents clients in a range of non-litigated and litigated business matters, with specialized experience in international arbitration and appellate matters.

With over ten years of experience focusing solely on insurance coverage, Jodi is familiar with a vast range of insurance forms, with extensive experience handling complex, high-value claims implicating excess commercial general liability and Bermuda Form insurance policies. Jodi has evaluated coverage for disputes arising in a variety of contexts, including: advertising injury, construction defects, employment disputes, healthcare/pharmaceutical claims, and mass tort/products liability, many of which implicated hundreds of millions of dollars or more, such as the Las Vegas Harvest Festival lawsuits and opioid multi-district litigation matters.

Complementing her law practice, Jodi is a prolific writer who is regularly called upon by the media to provide commentary on cannabis and insurance issues. Jodi is also a dynamic public speaker for in-house events, as well as national and international seminars hosted by organizations such as the American Bar Association, Defense Research Institute, Claims & Litigation Management Alliance, Insurance Business America, and Insurance Journal, among others.

### Professional Activities

- Los Angeles Bar Association, member 2019-present
- American Bar Association, member, 2019-present
- Appellate Lawyers Association, member, 2016-present
- Chicago Bar Association
  - Insurance Law Committee, chair, 2015-2016
  - Insurance Law Committee, vice-chair, 2014-2015
  - YLS Insurance Coverage Committee, co-chair, 2013-2014

### Education

J.D., DePaul University College of Law, *magna cum laude*, 2010

- Order of the Coif
- Associate Editor of Articles, Notes and Comments, *DePaul Law Review*

B.A., The Ohio State University, English, 2004

Mediating Disputes Certificate, Program on Negotiation at Harvard Law School, 2021

### Bar Admissions

California, 2017  
Illinois, 2010

### Court Admissions

U.S. Court of Appeals for the Ninth Circuit

U.S. Court of Appeals for the Seventh Circuit

U.S. District Court, Northern District of Illinois

U.S. District Court, Northern District of Indiana

## Civic Activities

- National Cannabis Industry Association
  - Risk Management & Insurance Committee, member, 2021-present
- Chief (connecting and supporting women executive leaders), member, 2021-present
- Insurance Industry Charitable Foundation
  - Western Division Associate Board, 2016-present
- Defense Research Institute
  - Writer’s Corner, chair, 2017-present
- Claims and Litigation Management Alliance, member, 2019-present

## Representative Experience

### Insurance Recovery

- Evaluated insurance coverage for thousands of opioid liability claims totaling trillions of dollars
- Evaluated insurance coverage for thousands of sexual abuse claims in excess of a billion dollars
- Evaluated insurance coverage for construction defect disputes at numerous commercial and residential facilities
- Assisted in insurance coverage evaluation and resolution of mass shooting claims in relation to Las Vegas Harvest Festival shooting

### Litigation

- Obtained summary judgment in favor of lending institution in \$4 million breach of note action
- Obtained summary judgment in favor of creditor construction firm in preference and fraudulent transfer action in Northern District of Illinois Bankruptcy Court
- Prevailed in California arbitration seeking indemnity for criminal penalties and fees arising from the death of an employee. The arbitration panel found that the intentional conduct of the claimant’s employees barred indemnity.

### Appellate

- Obtained affirmance of trial court judgment on appeal of issue of first impression in California on behalf of subcontractor regarding right to equitable subrogation as to defense costs incurred by insurance company on behalf of general contractor (*Carter v. Pulte Home Corp.*, 52 Cal. App. 5th 571 (Cal. App. 1st Dist. 2020))
- Obtained affirmance of trial court judgment finding that subcontractor was entitled to jury trial in equitable subrogation claim arising under indemnity contract and that subcontractor was not jointly and severally liable for defense costs incurred by insurer on behalf of general contractor (*Berg v. Pulte Home Corp.*, 67 Cal. App. 5th 277 (Cal. App. 3d Dist. 2021))
- Obtained affirmance of summary judgment in the Illinois Appellate Court, First District, in favor of a public entity based on tort immunity (*Dempe v. Metropolitan Pier & Expos. Authority*, 2016 Ill App. (1st) 142535-U (Ill. App. Ct. 2016))
- Obtained affirmance of summary judgment in the Seventh Circuit Court of Appeals in a matter involving misrepresentation under an insurance policy

## Publications

- “Insurance Coverage Vet Joins Miller Nash Cannabis Team,” *Law360*, featured (Oct. 2021)
- “Cannabis Coverage Alert: Oregon Court Distills the Science of Cannabis to Find Insurance for a CBD Claim,” Miller Nash, *The Northwest Policyholder* (Oct. 2021)
- “Many Insurers Remain Hesitant On Cannabis Biz Coverage,” *Law360*, quoted (Oct. 2021)
- “NY Gun Law May Create Opioidlike Litigation For Insurers,” *Law360*, quoted (July 2021)
- “Ohio Ruling Adds to Insurance Uncertainty For Opioid Suits,” *Law360*, coauthor (July 2020)

- “COVID-19 Will Have Biggest Impact on Cannabis Space,” *Insurance Journal*, quoted (Apr. 2020)
- “2020 Predictions from Cannabis Industry Experts,” *Insurance Journal*, quoted (Jan. 2020)
- “Marijuana Insurance Thaw Hinges On ‘Safe Harbor’ Bills,” *Law360*, quoted (Oct. 2019)
- “Vaping Crisis Raises New Liability And Insurance Issues,” *Law360*, coauthor (Oct. 2019)
- “Insuring the Ever-Growing Cannabis Industry: Part 2” *Law360*, coauthor (June 2019)
- “High Risk or High Reward? Navigating the Emerging Insurance Market for the Cannabis Industry,” American Bar Association, Coverage, author (Spring 2019)
- “Insuring the Ever-Growing Cannabis Industry: Part 1” *Law360*, coauthor (Jan. 2019)
- “Fortuity Rules May Incite Coverage Row Over Opioid Lawsuits,” *Law360*, coauthor (Aug. 2018)
- “The Six-Minute Effect: Lifestyle Design While Billing Time – Part I: ‘Busy’ Is a Four-Letter Word,” Defense Research Institute, author (July 2018)
- “A Breath of Fresh Air ... or Spring Is In the Air: Breathe New Life Into Your Legal Writing,” Defense Research Institute, author (April 2018)
- “New Year’s Resolutions We Can All Keep The ‘Goldilocks Dose’: Finding the Perfect Balance of Advocacy,” Defense Research Institute, author (Jan. 2018)
- “The Next Generation of Opioid Lawsuits: Insurance Issues Surrounding Securities Litigation,” Defense Research Institute Insurance Law Committee, Covered Events (Issue 4, 2018)

## Presentations

- “Key Insurance Issues for the Business Lawyer,” Oregon State Bar, Recent Developments in Business Law 2021 CLE, copresenter (Dec. 2021)
- “Choosing Resilience,” Insurance Business America, Women in Insurance Texas event, moderator (Oct. 2021)
- “Legal Spotlight,” *Insurance Journal*, Insuring Cannabis Summit, panelist (Oct. 2021)
- “Cannabis Coverage Issues,” Business Insurance, Virtual Cannabis & Hemp Conference, panelist (Oct. 2021)
- “To Opioids, COVID, and Beyond: How to Abate the Nuisance Driving Social Inflation,” 2021 Claims and Litigation Management Alliance (CLM) Annual Conference, presenter (Aug. 2021)
- “Product Liability Lawsuits Worth Watching in Cannabis,” Insuring Cannabis Podcast, episode 30 (Aug. 2021)
- “Current Issues and Recent Decisions in Opioid Coverage Litigation,” The Insurance Section of the Bar Association of San Francisco, presenter (June 2021)
- “Legal Matters: Lawsuits and Regulations in Cannabis You Should Know About,” *Insurance Journal*, Insuring Cannabis Summit (Nov. 2020)
- “Product and Liability Issues Facing the Growing Cannabis Industry,” 2020 CLM Focus: Cannabis, Environmental, Insurance Fraud, Property, Subrogation, Claims & Litigation, presenter (Nov. 2020)
- “Insurance Coverage Issues arising from Opioid Litigation,” Perrin Conferences, Opioid Litigation Conference (Oct. 2020)
- “The Vaping Injury Crisis: Products Liability & Insurance Coverage Issues for Nicotine and Cannabis Industries,” American Bar Association, webinar panelist (Jan. 2020)
- “Insuring Cannabis: From the Mechanics to Seeing Through The Weeds,” *Insurance Journal Research*, webinar panelist (Apr. 2020)
- “Strategies for Effective Claims Handling,” Insurance Business America, Cannabis Cover masterclass (Mar. 2020)
- “Into the Weeds: Evolving Risks and Coverage Issues Involving Cannabis,” American Bar Association, 2020 Insurance Coverage Litigation Committee CLE Seminar, copresenter (Mar. 2020)
- “Social Inflation 2.0,” AMWINS Retail Broker Academy, presenter (Feb. 2020)
- “Into the Weeds: The Complexities of Risk and Insurance for Medical Cannabis,” Cayman Captive Forum, copresenter (Dec. 2019)

- “Come at Me, Sub-Bro!” West Coast Casualty Construction Defect Seminar, copresenter (May 2019)
- “What Every Coverage Lawyer Should Know About Preserving Error at Trial and on Appeal,” American Bar Association, Annual Insurance Coverage Litigation Committee CLE Seminar, panelist (Feb. 2019)
- “Insurance Coverage Issues in the Opioid Litigation,” The Opioid Litigation Conference, copresenter (June 2018)
- “Navigating the Insurance Coverage Case from Inception to Appeal,” Chicago Bar Association, moderator (May 2016)

### **Recognition & Honors**

- Selected for inclusion as an Illinois Super Lawyers—Rising Star, 2016-2019

### **Personal Activities**

In her spare time, Jodi has committed to running a marathon in every state, a counterpoint to her competing love of food and wine. She previously served on the Next Generation Board of Chicago Run, a charity devoted to fighting childhood obesity in Chicago Public Schools through running.