

TIMOTHY G. VENTURA

VICE CHAIR, PHILADELPHIA PROFESSIONAL LIABILITY PRACTICE GROUP
SHAREHOLDER



AREAS OF PRACTICE

Insurance Agents & Brokers Liability
Professional Liability
Commercial Litigation
Real Estate E&O Liability
Product Liability

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Philadelphia, PA 19103

ADMISSIONS

New Jersey
2006

Pennsylvania
2006

U.S. District Court Eastern
District of Pennsylvania

EDUCATION

Temple University James E.
Beasley School of Law (J.D.,
2006)

Boston College (B.A., 2003)

OVERVIEW

Tim is a member of the Professional Liability Department, and focuses his practice on the defense of errors and omissions claims brought against insurance agents and brokers. Tim also represents attorneys, financial entities, real estate professionals, large product manufacturers and construction companies.

In addition to defending professionals in the insurance, legal, real estate and financial industries, Tim has defended cases involving automobile crash worthiness protection, airbag deployment, motorcycles, and power equipment. He has successfully tried multiple cases as first chair counsel resulting in jury trial defense verdicts, and tried dozens of arbitrations in Pennsylvania on behalf of these large product manufacturers.

In 2003, Tim graduated from Boston College with a Bachelor of Arts in political science. During the fall semester of his junior year at BC, he clerked for Senator John Kerry (D-MA). Tim then attended Temple University Beasley School of Law in Philadelphia, PA, where he earned his juris doctor in 2006. He achieved various honors while at Temple Law School, including: Temple University Law Faculty Scholarship recipient; Outstanding Oral Advocacy in Trial Advocacy; and Distinguished Classroom Performance - Civil Procedure. He was also a staff member of the Temple Political and Civil Rights Law Review.

While attending Temple Law, Tim also worked part-time as a law clerk with Liberty Mutual Insurance Group in the Philadelphia Legal Department.

THOUGHT LEADERSHIP

Marshall Dennehey Announces New Shareholders and Special Counsel

January 4, 2016

Marshall Dennehey Warner Coleman & Goggin is pleased to announce that 14 attorneys were elected shareholders of the firm at the annual shareholders' meeting held December 8 in Philadelphia.

[Read More](#)

Tim Ventura Selected as 2015 Board Observer for the Legal Clinic for the Disabled

November 10, 2014

Timothy G.

[Read More](#)

Marshall Dennehey Partners With Widener Law School's Veterans Law Clinic

August 2, 2013

Marshall Dennehey Warner Coleman & Goggin has partnered with the Veterans Law Clinic of Widener Law School to provide pro bono legal services through its Volunteer Attorney Program.

[Read More](#)

PA Supreme Court Decision Bolsters Defense of Financial Advisors/Insurance Agents

Philadelphia - Headquarters

Insurance Agents & Brokers Liability

February 1, 2018

Insurance agents and brokers and financial advisors in Pennsylvania should welcome the recent Supreme Court of Pennsylvania decision in *Yenchi v. Ameriprise Fin., Inc.*, 161 A.3d. 811, 820 (Pa. The material in this law alert has been prepared for our readers by Marshall Dennehey Warner Coleman & Goggin.

PA Supreme Court Narrows Basis to Establish Fiduciary Duty Owed By Financial Advisors/Insurance Agents

Philadelphia - Headquarters

Securities and Investments Professional Liability

Insurance Agents & Brokers Liability

December 4, 2017

Defense Digest, Vol. 23, No. 4, December 2017 By Timothy G. Ventura, Esq. Key Points: Defense Digest, Vol. 23, No. 4, December 2017. Defense Digest is prepared by Marshall Dennehey Warner Coleman & Goggin to provide information on recent legal developments of interest to our readers.

Insurance Agent E&O Claims Prevention and Defense -- The Road Ahead

Philadelphia - Headquarters

Orlando

Insurance Agents & Brokers Liability

Professional Liability

June 1, 2017

Rejected: Economic loss doctrine defense to negligence claims against insurance broker seeking purely economic damages; insurance brokers fall within professional liability exception to the rule.

Professional Liability

October 2, 2015

The plaintiff, a building contractor, sued his insurance broker for breach of contract and negligence based on the broker's failure to purchase liability insurance to cover roofing operations. Case Law Alerts, 4th Quarter, October 2015

Insurance Broker E&O - Emerging Trends in Civil Litigation and Practice Tips for 2016

Philadelphia - Headquarters

Professional Liability

September 14, 2015

CLASSES/SEMINARS TAUGHT

COVID 19 and Insurance Agent E&O, Best Practices, IA&B webinar, May 2020

Insurance Agent / Broker E&O Litigation Trends & Best Practices during COVID Crisis, Client Webinar, April 2020

Insurance Agent / Broker E&O Litigation Trends & Best Practices, Client Seminar, April 2019

Insurance Agent / Broker E&O - Claims Prevention and Defense in 2018 and Beyond, Client webinar, February 2018

Mediation and Pre-Suit Claims Handling - Best Practices, Client Seminar, August 2016

Insurance Agent E&O Claims Prevention and Defense - The Road Ahead in 2016, Client Seminar, March 2016

Developments and Emerging Trends in the Legal and Insurance Areas of Cybersecurity, Client Seminar, February 2016

CPCU Society Webinar: *Agent & Broker E&O - A New Lens for Viewing Exposures, September 18, 2015*

PUBLISHED WORKS

PA Supreme Court Decision Helps Insurance Agents, Financial Advisors, Insurance Agents & Brokers (IAB)'s Primary Agent Magazine, September 2018

"PA Supreme Court Decision Bolsters Defense of Financial Advisors/Insurance Agents," Insurance Law Global website, February 2018

Legal Updates for Insurance Agents & Brokers, regular contributor, 2018-present

"PA Supreme Court Narrows Basis to Establish Fiduciary Duty Owed By Financial Advisors/Insurance Agents," Defense Digest, Vol. 23, No. 4, December 2017

"Insurance Agent E&O Claims Prevention and Defense," Insights, The Institutes CPCU Society, Summer 2017

"Insurance Broker E&O - Emerging Trends in Civil Litigation and Practice Tips for

2016," *PLUS Journal*, November 2015

"Insurance Broker E&O -- Emerging Trends in Civil Litigation and Practice Tips for 2016," *Riding the E&O Line*, newsletter of the DRI's Professional Liability Committee, September 2015

Case Law Alerts, regular contributor, 2014-present

SIGNIFICANT REPRESENTATIVE MATTERS

Obtained summary judgment in Philadelphia County for our attorney / firm - client, dismissing a complex legal malpractice case involving claims of professional negligence and fraud, arising from an underlying personal injury litigation that concluded with a \$700,000 settlement. In the malpractice action, which involved various coverage and standard of care issues, Plaintiff sought approximately \$2 million in damages. Following discovery, the court granted our motion dismissing both the individual attorneys and firm clients with prejudice. For further details click [here](#).

Obtained dismissal with prejudice of large automobile manufacturer client following motion oral argument. This case involved product liability claims regarding airbag deployment and alleged personal injuries caused by product defect. No settlement offers made before suit was dismissed against client manufacturer.

Defended insurance agency in Philadelphia Commerce Court action involving claims of professional negligence arising from the agency's procurement of commercial insurance coverage for a hotel franchise owner. Following a fire loss resulting in a completely rebuilt hotel property in Philadelphia, plaintiffs alleged their long time insurance agency failed to obtain more comprehensive coverage available, including insufficient business interruption and ordinance or law coverage. Plaintiff also asserted breach of contract/bad faith claims against the insurer co-defendant. With case exposure exceeding \$8.5 million, following discovery and before trial, settled suit at mediation on behalf of insurance agency client with payment in the range of defense costs, a fraction of the total exposure and settlement demand.

Obtained jury trial defense verdict on behalf of large automobile manufacturer/distributor in Philadelphia County, Pennsylvania following four day trial involving multiple party, fact witness and experts' testimony.

Obtained jury trial defense verdict on behalf of product manufacturer in Lehigh County, Pennsylvania following three day trial involving party, witness and multiple experts' testimony.

Obtained Non-Suit judgment for insurance broker at Arbitration in Delaware County, PA.

Obtained defense verdict for large automobile manufacturer at Arbitration in Philadelphia County in a product liability suit involving fire cause and origin issues, with live expert testimony for both parties at Arbitration.

Obtained Non-Pros judgment in favor of wholesale insurance broker client in Philadelphia County, Pennsylvania. After serving plaintiff's counsel with letters threatening sanctions and fees under Pa.R.C.P. 1023.1, and the prospect of a retaliatory suit against plaintiff's counsel for wrongful use of civil proceedings, because plaintiff's claims against the wholesale insurance broker lacked probable cause, plaintiff's counsel promptly withdrew representation and the suit languished resulting in a Non Pros judgment with no indemnity paid.

Obtained favorable outcome for large construction company client at private binding Arbitration, in a personal injury suit with a settlement demand of \$600,000. Following successful defense at Arbitration with multiple party and witness testimony and experts, the award resulted in client paying less than cost of trial defense.

Assisted first chair counsel in successful jury trial in Philadelphia County Court of Common Pleas. Breach of contract / indemnity action representing construction manager against a sub-contractor, resulting in jury verdict recovery in excess of \$750,000 on behalf of client. Drafted successful pre-trial and post-trial Motions, fact and expert witness coordination, with trial conference participation.

Obtained voluntary suit dismissal of plaintiff in legal malpractice suit with \$2 million initial settlement demand, after drafting successful Motion for Summary Judgment and procuring multiple defense expert reports on behalf of law firm and individual attorney clients. Dispositive Motion established plaintiff's failure to prove her underlying case within the case and causation in professional negligence action, including the use of digital metadata analysis and litigation attorney expert opinion.

Defending for over ten years the manufacturer, designer and distributor of automobiles, motorcycles and varied power equipment in catastrophic injury, product liability and warranty actions.

Defending for over 8 years multiple wholesale and retail auto finance companies in commercial litigation and lender liability suits involving claims of fraud, breach of contract, professional negligence and unfair trade practices.