

JENNIFER ARNETT

Boulder, CO ♦ jennifer@RockyMtnADR.com ♦ 720-726-5852 (o) ♦ 718-812-6178 (c) ♦
www.RockyMtnADR.com

ADR EXPERIENCE

Rocky Mountain ADR, Boulder, CO 2023-present
Founding Member. Mediation and arbitration practice focused on construction, insurance coverage, and commercial disputes.

Office of Dispute Resolution, Colorado Judiciary 2024-present
Contract Mediator. Mediate cases throughout Colorado for parties engaged in state court litigated matters. Focused on construction, insurance, and general civil matters.

Better Business Bureau 2024-present
Volunteer arbitrator and mediator. Serve as arbitrator and mediator for consumer – business disputes throughout western region of U.S.

Boulder County Court, Boulder, CO 2022-present
Volunteer small claims mediator. Mediate wide variety of small claims cases on pro bono basis.

OTHER EXPERIENCE

Arnett Litigation, LLC, Boulder, CO 2021-present
Founding Member. Mediation and litigation practice focused on construction defect matters, insurance coverage, and outdoor recreation issues. Represent general contractors, subcontractors, homeowners, and insurance carriers in construction defect matters both pre-litigation and through litigation. Draft coverage opinions and represent liability carriers in coverage matters. Represent outdoor recreation companies in litigation. Draft contracts and waivers for outdoor recreation companies.

Sanitas Law Group, Boulder, CO 2019-2021
Member. Litigation practice focused on construction defect matters, outdoor recreation issues, and insurance coverage. Represented general contractor in multi-million dollar arbitration and received favorable ruling. Provided P&C insurance companies with coverage advice and opinions. Drafted coverage disclaimers and reservations of rights. Initiated declaratory judgment actions as necessary. Defended insurance companies against bad faith allegations in litigation. Served as assigned defense counsel in personal injury actions. Provided clients with pre-litigation advice and dispute resolution solutions, represented clients in litigated matters.

Gordon Rees Scully Mansukhani, Denver, CO 2017-2019
Partner (2018-2019); Of Counsel (2017-2018). Practice split between litigation, general legal services for local companies, and insurance coverage work.

Litigation: Defended insurers against bad faith suits. Defended outdoor recreation companies against personal injury and wrongful death suits. Defended clients against professional liability suits. Provided clients with litigation-avoidance advice and represented clients in pre-suit negotiations.

General Legal Services: Served as outside General Counsel for Colorado-based adventure company with national footprint. Overhauled all of company's template contracts, including contracts for design of adventure systems, installation, and training. Engaged in contract negotiations and provided advice on full range of contracts, including purchase agreements, distribution agreements, and design, installation, and training contracts. Liaised with insurance agent and insurance companies for client. Attended state regulatory agency hearings affecting client. Provided advice on proposed regulatory changes.

Insurance Coverage: Provided insurance companies with opinions on whether insurance coverage existed for particular claims, and engaged with insured's counsel regarding same. Drafted expert reports on bad faith issues for litigated cases.

Arch Insurance Group Inc., Jersey City, NJ 2010-2017
Vice President, Chief Litigation Officer. Developed new senior role within national company, providing strategic insight and consistent approach to litigation against company, across the country and across all product lines. Served as go-to authority for all litigation-related issues.

Managerial Duties: Advised senior management of litigation risks and trends, reported on cases of concern. Forged new link between Legal and Claims departments. Became in-house go-to person for pre-suit and litigation-related questions. Served as primary contact with company's Errors & Omissions carrier. Developed system and procedures for tracking and reporting on all lawsuits against company. Hired and supervised additional in-house litigation counsel and paralegal staff. Worked with employees across all divisions and at all levels of company. Retained outside counsel. Reviewed and approved legal bills.

Litigation Roles: Oversaw all litigation in which company was a named party, providing direct oversight of corporate, extra-contractual and complex litigation. Attended company's most significant trials, mediations, and arbitrations. Led and directed strategy calls on all new bad faith matters with outside counsel and appropriate Arch personnel. Approved responses to all policy limits demands and approved initiation of all affirmative suits.

Stroock & Stroock & Lavan LLP, New York, NY 2006-2010

Litigation Attorney. Engaged in all aspects of general commercial litigation practice, in federal, state, and bankruptcy courts. Litigated matters for major financial institutions, bankruptcy creditors, recording company, hedge funds, museum, and disabled children (on *pro bono* basis). Prepared for and attended two trials, including trial concerning bankruptcy of Trump Atlantic City casinos; conducted direct and cross-examinations of expert witnesses at Trump casinos trial. Took and defended depositions, presented oral arguments, attended court hearings, drafted legal briefs, strategized, and liaised with clients and opposing counsel. Managed associates, paralegals and staff.

Boies, Schiller & Flexner LLP, New York, NY 2004-2006

Litigation Associate. Practiced at top national law firm with nationally-known attorneys. Matters involved investment bank, media conglomerate, sports franchise, and credit card issuer, with primary legal issues involving issues of anti-trust law, tortious interference, breach of fiduciary duties, and general contract questions. Prepared for and attended trial involving NYSE acquisition. Appeared at hearings, prepared witnesses for depositions, defended depositions, oversaw document productions, conducted legal research, and drafted briefs. Supervised junior associates.

ACLU Women's Rights Project, New York, NY 2002-2004

Skadden Fellow. Developed and implemented Latina workers' rights project. Developed client base from scratch. Engaged in community outreach and developed know-your-rights pamphlets. Selected cases to pursue. Served as lead counsel on federal cases. Drafted pleadings and briefs. Engaged in settlement discussions. Conducted media interviews in English and Spanish (print, radio, and tv). Oversaw law student interns.

Honorable Louis H. Pollak, U.S. Eastern District of Pennsylvania, Philadelphia, PA 2001-2002

Law Clerk. Lead clerk for multi-defendant capital trial and multiple other trials. Prepared judge for and attended all aspects of trial, including jury selection, trial, and motion hearings. Wrote draft opinions and internal memoranda. Prepared for motion hearings and appellate sittings.

HONORS and AWARDS

2024 Lawyer of the Year, Insurance Law – Boulder, CO (US News – Best Lawyers)

2024 Best Lawyers in America, Insurance Law (US News – Best Lawyers)

2023 Best Law Firm, Insurance Law – Colorado (US News – Best Lawyers)

2022 Best Law Firm, Insurance Law – Colorado (US News – Best Lawyers)

2021 Lawyer of the Year, Insurance Law – Boulder, CO (US News – Best Lawyers)

2021 Best Law Firm, Insurance Law – Colorado (US News – Best Lawyers)

ADR-SPECIFIC TRAINING

- ◆ **Better Business Bureau** – Arbitration Training – 11 hours (2023)
- ◆ **ABA Advanced Mediation and Advocacy Skills Institute** – 7 hours (2023)
- ◆ **Colorado Bar Association CLE** – Getting the Most for Your Mediation Dollar (2023)
- ◆ **Boulder County Bar Association** – Mediation: Effect of Counsel (2023)
- ◆ **American Bar Association** – Virtual Mediations (2022).
- ◆ **Colorado Bar Association Mediation Training** – Mediation training with Judy Mares-Dixon – 40 hours (2022).

EDUCATION

- ◆ **Columbia University School of Law**, *Juris Doctor* (2001). Harlan Fiske Stone Scholar
Editor-in-Chief, Columbia Human Rights Law Review
- ◆ **Columbia University School of International and Public Affairs**, *Master of International Affairs* (2001).
- ◆ **Kansas State University**, *Bachelor of Arts cum laude* in Political Science, Spanish, International Studies (1996). Phi Beta Kappa
- ◆ **Universidad Complutense**, Madrid, Spain
Exchange student — full course load of all-Spanish classes (1993-94).

MEMBERSHIPS

- ◆ Executive Council, Colorado Bar Association Alternative Dispute Resolution Section – Co-Chair, Programming Committee; At-Large Member
- ◆ Mediation Association of Colorado (MAC), Standard Member
- ◆ Colorado Bar Association ADR Resolution Corps
- ◆ Colorado Bar Association Insurance Law Section
- ◆ Colorado Bar Association Construction Law Committee
- ◆ Colorado Women Owned Law Firms (W.O.L.F.)
- ◆ Colorado Women's Bar Association
- ◆ Boulder County Bar Association
- ◆ ABA Dispute Resolution Section
- ◆ ABA Tort Trial and Insurance Practice Section, Insurance Coverage Litigation Committee
- ◆ ABA Litigation Section, Insurance Coverage Litigation Committee
- ◆ ABA Solo, Small Firm, and General Practice Division

ADR-SPECIFIC SPEAKING ENGAGEMENTS

- ◆ Colorado Bar Association CLE – Alternative Reality: Dispute Resolution in the Cannabis and Psychedelic Industries (Dec. 2023)
- ◆ 17th Annual Colorado ADR Conference – Help Me Help You: How All the Players Can Help Construction Mediations Move Toward Resolution (Oct. 2023)
- ◆ 13th Annual Colorado ADR Conference – Learning to Love Insurance Cases (Nov. 2019)

OTHER SPEAKING ENGAGEMENTS

- ◆ Association for Challenge Course Technology Annual International Conference – Lessons Learned Redux: Incidents and Lawsuits (Feb. 2023)
- ◆ Association for Challenge Course Technology Annual International Conference – More Lessons Learned (Feb. 2022)
- ◆ Colorado Bar Association, Insurance Litigation Committee – Top Ten Insurance Decisions of 2021 (Jan. 2021)
- ◆ Association for Challenge Course Technology Annual International Conference – Game Changer: Contracts and Indemnity Provisions (Jan. 2021)
- ◆ Association for Challenge Course Technology Annual International Conference – Lessons Learned From Incidents and Lawsuits (Jan. 2021)
- ◆ ABA Insurance Coverage Litigation Committee Semi-Annual Meeting – The Tripartite Relationship – An Ethical and Practical Minefield (Feb. 2020)
- ◆ Insurance Client's annual underwriting retreat – Construction Defect Law in Colorado (August 2019)
- ◆ Climbing Wall Association Summit – You Be the Judge (assumption of risk issues) – assistant presenter, with Reb Gregg (May 2019)
- ◆ GRSM Legal Education Conference – New Trends in Insurance Coverage (May 2019)
- ◆ DRI – Legal Pointers for Colorado Auto Claims (June 2018)
- ◆ GRSM Legal Education Conference – Ethics, Insurance and Settlements (May 2018)

- ◆ Client-specific presentation – Emerging CGL Coverage Issues (Nov. 2017)
- ◆ ABA Insurance Coverage Litigation Committee - Effect of New Restatement on Liability Insurance (Feb. 2017)
- ◆ ACI Women Leaders in Insurance (July 2016)
- ◆ DRI - *Paper and Speaker* - The Erosion of the Attorney-Client Privilege and Work Product Doctrine for Insurance Counsel (May 2016)
- ◆ ACI Bad Faith Litigation
Co-chair of conference (Nov. 2014)
Speaker - discovery and privilege issues in insurance litigation (April 2013, March 2014, Nov. 2014, Nov. 2015, Nov. 2016)
- ◆ ExecuSummit - UM/UILM bad faith claims (May 2015)
- ◆ Stroock & Stroock & Lavan – Managing a Career in a Changing Economy (2012)
- ◆ Association of Corporate Counsel – Litigation Boot Camp (2011)

BAR ADMISSIONS

- ◆ Colorado (2018)
- ◆ New York State (2002)
- ◆ United States Court of Appeals for the Third Circuit (2004)
- ◆ United States Court of Appeals for the District of Columbia Circuit (2007)
- ◆ United States Court of Appeals for the Tenth Circuit (2017)
- ◆ United States District Court for the Southern District of New York (2002)
- ◆ United States District Court for the Eastern District of New York (2002)
- ◆ United States District Court for the District of Colorado (2017)

PUBLICATIONS

- ◆ “Court Rules on Insurance Coverage and Bad Faith Litigants,” ABA Litigation Section, Insurance Coverage Practice Points (June 19, 2018).
- ◆ *Women Prisoners, Penological Interests, and Gender Stereotyping: An Application of Equal Protection Norms to Female Inmates*, 32 Col. Hum. Rts. L. Rev. 251 (2001).

TEACHING EXPERIENCE

Columbia Law School: *Lecturer-in-Law*. Taught legal writing and moot court class to first year law students. (Spring 2007- Spring 2008)

LANGUAGE SKILLS

Spanish: High level of spoken and written proficiency

PERSONAL INTERESTS AND HOBBIES

- ◆ Travel
- ◆ Road and gravel cycling
- ◆ Hiking
- ◆ Photography