

BURLINGTON COUNTY INSURANCE POOL JOINT INSURANCE FUND

Resolution No. 2019-07

Appointing Defense Attorneys

Whereas, the Burlington County Insurance Pool Joint Insurance Fund has been organized pursuant to *N.J.S.A.* 18A-18B-1 et seq.; and

Whereas, the Board of Trustees of the Burlington County Insurance Pool Joint Insurance Fund finds that it is necessary and appropriate to designate Approved Defense Attorneys so that the claims filed against the member Boards of Education and for which the Burlington County Insurance Pool Joint Insurance Fund is obligated to provide a defense may be properly defended;

Now, THEREFORE BE IT RESOLVED, by the Board of Trustees of the Burlington County Insurance Pool Joint Insurance Fund, assembled in a public session on [May 8, 2019](#), that the following law firms and attorneys be and hereby are designated as an approved defense attorney for the Burlington County Insurance Pool Joint Insurance Fund in the areas specified:

Workers' Compensation Claims:

Capehart & Scatchard
with John H. Geaney, Esquire as the responsible attorney
Pietras, Saracino, Smith & Meeks
Affanato, Marut, LLC

General Liability and Automobile Liability Claims:

Law Offices of McDowell Posternock, P.C.
with Daniel Posternock, Esquire as the responsible attorney
Capehart & Scatchard
Marshall, Dennehey, Warner, Coleman & Goggin
with Richard L. Goldstein, Esquire, as the responsible attorney
William Donio, Esquire of Cooper Levenson
Thomas G. Smith, Esquire

Educator's Legal Liability Claims:

Madden & Madden
Youngblood, Fraklin, Sampoli & Coombs
Capehart & Scatchard
Marshall, Dennehey, Warner, Coleman & Goggin
with Richard L. Goldstein, Esquire as the responsible attorney

William Donio, Esquire of Cooper Levenson
Thomas G. Smith, Esquire
Richardson, & Austermuhl

Friendly Hearings:

Capehart & Scatchard

Conflict Resolution:

David DeWeese, Esquire

Be It Further Resolved, that assignment of specific claims for defense shall be made by the Attorney (Solicitor) for the Burlington County Insurance Pool Joint Insurance Fund who shall supervise and coordinate the defense of matters in cooperation with the Claims Administrator and in accordance with the Litigation Management Policy and other policies determined by the Burlington County Insurance Pool Joint Insurance Fund; and

Be It Further Resolved, that compensation for services shall be in accordance with the amounts budgeted for the specific services and that the Fund will compensate attorneys at an hourly rate of \$150.00, paralegals at an hourly rate not to exceed \$65.00, attorneys attending workers' compensation court appearances at an hourly rate not to exceed \$150.00, and reasonable out of pocket expenses as approved by the Fund Attorney and Claim Administrator. Such amounts on these classes of claims shall conform with the Litigation Management Policy and other policies determined by Burlington County Insurance Pool Joint Insurance Fund; and

Be It Further Resolved, that the compensation for the handling of friendly hearings shall be a flat fee of \$650.00, plus court and necessary administrative costs; and

Be It Further Resolved, that copies of this Resolution shall be provided to the Administrator/Executive Director, Solicitor and Claims Administrator of the Burlington County Insurance Pool Joint Insurance Fund and those herein appointed for their information and attention.

The foregoing resolution was duly adopted by the Board of Trustees of the Burlington County Insurance Pool Joint Insurance Fund at a public meeting held on [May 8, 2019](#).

Secretary