

# **Have Pollution Exclusions Hit A Wall? How Will Divided Courts Apply The Pollution Exclusion To Liability Claims In Key Battleground States?(CLAIMS): An Article From: Risk & Insurance [HTML] [Digital] By Robert Friedman**

**By Robert Friedman**

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## **The FC&S Answer: 'Tough Exclusions' In CGL Policy -**

'Tough Exclusions' In CGL Policy Hit A Nerve A number of National Underwriter readers have responded to this series on tough claims under the CGL coverage form.

<http://www.propertycasualty360.com/2001/02/05/the-fcs-answer-tough-exclusions-in-cgl-policy-hit>

### **NEREJ - Pollution exclusion in your CGL insurance -**

The standard Commercial General Liability (CGL) insurance policy includes a pollution exclusion. As a real estate owner or property manager, should you be concerned

<http://nerej.com/23864>

### **Supreme Court Makes "Sudden and Accidental" -**

Supreme Court Makes "Sudden and Accidental" Pollution Exclusion Harder To Apply which he had modified to have a hair trigger, discharged and hit a passenger.

<http://musickpeeler.com/publications/publications.cfm?type=Insurance%20Notes&id=92>

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### **IRMI.com: No Duty To Defend under CPL Policy for -**

CGL Pollution Exclusion Bars Coverage for Injury from Carbon Monoxide policy was not triggered by an explosion caused when a contractor hit a natural gas

<http://www.irmi.com/expert/articles/2014/holland07-insurance-law-environmental.aspx>

### **The Scene Book: A Primer For The Fiction Writer By -**

The Scene Book: A Primer For The Fiction Writer By Sandra Scofield Have pollution exclusions hit a wall? How will divided courts apply the pollution exclusion to

<http://advise6.silvestrinaradio.com/the-scene-book-a-primer-for-the-fiction-writer-upcdcsf.pdf>

### **Have pollution exclusions hit a wall? How will -**

Have pollution exclusions hit a wall? How will divided courts apply the pollution exclusion to liability claims in key battleground states?(CLAIMS): An article from

<http://www.amazon.com/pollution-exclusions-exclusion-liability-battleground/dp/B004AUL14K>

### **Comprehensive general liability insurance | -**

Since the first pollution exclusion entered the standard comprehensive general liability insurance policy in 1913, insurers and policyholders have litigated the

<http://encyclopedia2.thefreedictionary.com/comprehensive+general+liability+insurance>

### **" Pollution Exclusions Key to Coverage Denial" by -**

Pollution Exclusions Key to Coverage Denial . By While courts in many states have held that pollution exclusions exclude coverage for any injury caused by any

<https://www.questia.com/magazine/1P3-90994639/pollution-exclusions-key-to-coverage-denial>

### **Absolute Pollution Exclusions Are Absolute When -**

Pollution exclusions first became routine in liability policies in the early 1970s. After a decade of often unsuccessful litigation trying to enforce those

<http://www.lawandenvironment.com/2014/07/02/absolute-pollution-exclusions-are-absolute-when-there-has-been-pollution-2/>

### **CGL POLICIES AND THE EXCLUSION FOR POLLUTANTS -**

CGL POLICIES AND THE EXCLUSION FOR (as it has been referred to as an absolute pollution to pepper spray causing her to fall and fatally hit her

<http://www.floridaconstructionlegalupdates.com/cgl-policies-and-the-exclusion-for-pollutants/>

### **oil.carboncapturereport.org -**

Nov 10, 2011 China largest oil field These factors led to a major oceanic oil spill pollution have been hit by claims victory (AP) (KANSAS, UNITED STATES)

[http://oil.carboncapturereport.org/cgi-bin/dailyreport\\_kml?DATE=2011-11-11&r=581098600.498885&type=2](http://oil.carboncapturereport.org/cgi-bin/dailyreport_kml?DATE=2011-11-11&r=581098600.498885&type=2)

### **The CGL Pollution Exclusion - IRMI -**

In this article, Craig Stanovich examines the 2001 ISO CGL policy and provides a straightforward explanation of how the 'pollution exclusion' applies.

<http://www.irmi.com/expert/articles/2003/stanovich03.aspx>

### **Intentional Acts Exclusions to Liability Insurance -**

The Supreme Judicial Court has consistently interpreted so-called "intentional acts" exclusions in liability policies to be inapplicable and coverage will apply "if

<http://www.kenneyconley.com/Articles/Intentional-Acts-Exclusions-to-Liability-Insurance-Coverage-in-Massachusetts-Personal-Injury-Claims.shtml>

### **Your New York Construction Insurance May Exclude -**

Many contractors don't realize their New York construction insurance excludes mold. Act now, before you're hit with a \$100,000 mold claim.

<http://www.bncagency.com/blog/bid/236197/Your-New-York-Construction-Insurance-May-Exclude-Mold>

### **Trumping Pollution Exclusions - Raynes McCarty -**

Trumping Pollution Exclusions October 2004 - Martin K. Brigham and Daniel Bencivenga Mark's life hasn't been the same since his accident. A year ago, he was

[http://raynesmccarty.com/wp-content/uploads/2014/06/RM\\_Trumping\\_Pollution.pdf](http://raynesmccarty.com/wp-content/uploads/2014/06/RM_Trumping_Pollution.pdf)

### **Kenya: Obama Addresses Kenyans [FULL TEXT] | -**

software and digital technologies have displaced many the insurgents' claims."We who have been historically divided.It's far easier to

<http://webradar.me/portal/177754498>

### **Comprehensive General Liability - How is -**

It is Comprehensive General Liability. Comprehensive General Liability listed as CGL. Comprehensive General Liability - How is Comprehensive General Liability

<http://acronyms.thefreedictionary.com/Comprehensive+General+Liability>

### **Trumping pollution exclusions. - Free Online -**

Sep 30, 2000 Absolute pollution exclusions In 1986, insurers acted to squelch the debate by gaining regulatory approval for "absolute pollution exclusions."

<http://www.thefreelibrary.com/Trumping+pollution+exclusions.-a067264061>

### **Absolutely Not Absolute Pollution Exclusion -**

Absolutely Not Absolute Pollution Exclusion Shouldn't Apply to Greenhouse Gases Change Claims Could Hit Insurers Hard, Financial Times (Oct. 25, 2006).

<http://www.andersonkill.com/webpdfext/riskVue-November2007-GliedManAndQureshi.pdf>

### **Louisiana Appellate Court Holds That Pollution -**

Oct 09, 2013 The Lodwick court rejected the policyholder's argument that the pollution exclusions were inapplicable under Doerr, unquestionably have hit the big time.

<http://www.mondaq.com/unitedstates/x/268366/Insurance/Louisiana+Appellate+Court+Holds+That+Pollution+Exclusions+Bar+Coverage+For+Pollution+Caused+By+Oil+And+Gas+Operations>

### **The Troublesome Trend Of D&O, E&O Pollution -**

Dec 10, 2012 In light of the emerging risks associated with climate change and related environmental liabilities, the proliferation of pollution exclusions in directors

<http://www.mondaq.com/unitedstates/x/210736/Insurance/The+Troublesome+Trend+Of+D+O+EO+Pollution+Exclusions>

### **pollution exclusion | The Coverage Geek -**

Posts about pollution exclusion written by nrandrea. The Coverage Geek. I will hit as many as I can as often as I can. After all, it's what geeks do.

<http://thecoveragegeek.com/tag/pollution-exclusion/>

### **Absolute Pollution Exclusion: Five Reasons Why -**

Happy Birthday! The absolute pollution exclusion turns 17 this year. Absolute Pollution Exclusion Five Reasons Why There is No End in Sight to the Litigation

<http://www.namic.org/pcimagazine/030708/birthday.asp>

### **Fracking Claims Set Stage For Fresh Pollution- -**

The pollution exclusion will more often come up in litigation involving commercial general liability policies issued to the slew of other parties that are involved

<http://www.law360.com/articles/470317/fracking-claims-set-stage-for-fresh-pollution-exclusion-war>

### **Analysis: Insurers find it tough to price fracking -**

May 10, 2012 FRACKING EXCLUSION. Insurance though Chesapeake just took a hit to a commercial general liability policy would have a pollution exclusion

<http://www.reuters.com/article/2012/05/11/us-fracking-insurance-idUSBRE84A13R20120511>

### **What Do Sandwiches and Water Have in Common? Both -**

Pollution Exclusions Hit the Family Farm. 2015 will mark the year that brought the need for environmental insurance squarely into the customer base of the average

<http://www.iamagazine.com/markets/read/2014/09/29/what-do-sandwiches-and-water-have-in-common-both-can-eliminate-coverage>

### **Spicy Pollution: Odor Coverage, Pollution -**

Spicy Pollution: Odor the company was hit with the city s would easily pass as pollutants in the context of a total or absolute pollution exclusion.

[http://www.aon.com/risk-services/environmental-articles/article\\_spicy-pollution.jsp](http://www.aon.com/risk-services/environmental-articles/article_spicy-pollution.jsp)

### **Environmental Liability and D&O Exposure | The D&O -**

The carve back ensures that directors and officers hit with this kind of the pollution exclusion altogether but an environmental liability action

<http://www.dandodiary.com/2014/05/articles/environmental-liability/environmental-liability-and-do-exposure/>

### **"Toxic" Mold Part III - Are You Covered for Mold -**

Some argue that the pollution exclusion has historically been directed at chemical or hazardous substances once a contractor is hit with one of these

<http://www.hcc.com/DivisionsProducts/HCCSpecialty/Products/ProfessionalLiability/ArchitectsEngineersContractorsProfLiability/RiskManagementLibrary/RiskManagementLibrary/ToxicMoldPartIIIAreYouCoveredforMoldL/tabid/486/Default.aspx>

### **The American Economy [2 Volumes] a Historical -**

The American Economy. The American Economy A HISTORICAL ENCYCLOPEDIA Revised Edition Volume One: Short Entries Cynthia L. Clark Editor Copyright 2011 by ABC-CLIO, LLC

<https://www.scribd.com/doc/226166395/The-American-Economy-2-Volumes-a-Historical-Encyclopedia>

### **Common Liability Exclusions | The Good, The Bad -**

a professional liability exclusion may be (although exposure to dust, sand, gravel and silica was barred by pollution exclusion, The exclusion has been

<http://www.thompsoncoe.com/NewsEvents/Publications?find=26675>

### **Insurance Claims And Issues: Chinese Drywall -**

one of the States hit the hardest by Chinese Drywall Damages Claims, has "called on insurers to Property Insurance Policies and Their Pollution Exclusions.

[http://insuranceclaimsissues.typepad.com/insurance\\_claims\\_and\\_issu/chinese-drywall/](http://insuranceclaimsissues.typepad.com/insurance_claims_and_issu/chinese-drywall/)

### **Pollution Exclusions Hit the Family Farm - IA -**

How Much Do You Know About Pollution Exclusions? If you re like most independent agents, very little. And whether or not you re planning on ever selling an

<http://www.iamagazine.com/markets/read/2015/02/09/pollution-exclusions-hit-the-family-farm>

### **Innovative Recycling Cos. Battle Pollution -**

Innovative Recycling Cos. Battle Pollution Exclusions. By Christie have been hit with legal claims of alleged pollution that their insurers say are excluded

<http://www.law360.com/articles/138507/innovative-recycling-cos-battle-pollution-exclusions>

### **The Pollution Exposure -**

Most businesses have hidden or apparent pollution exposures, and the risk of loss is not small. While transporting a large metal coil, a forklift operator hit a

<http://cambridgeunderwriters.com/wp-content/uploads/2015/02/The-Pollution-Exposure.pdf>

### **Sudden and Accidental Pollution in Massachusetts -**

In some jurisdictions, an environmental claim under a liability policy with a "sudden and accidental" pollution exclusion has the same prospect of success as

<http://www.lawandenvironment.com/2013/02/22/sudden-and-accidental-pollution-in-massachusetts-not-always-fatal-to-coverage/>

### **Chinese drywall - Wikipedia, the free encyclopedia -**

"Chinese drywall" refers to an environmental health demand of nine hurricanes that hit Florida a "total pollution exclusion" which has no

[http://en.wikipedia.org/wiki/Chinese\\_Drywall](http://en.wikipedia.org/wiki/Chinese_Drywall)

### **Wisconsin Supreme Court Weighs-in on Pollution -**

1 The homeowners insurance policies did not contain pollution exclusions, but the Circuit Court held that other exclusions operated to preclude coverage.

<http://www.natlawreview.com/article/wisconsin-supreme-court-weighs-pollution-exclusions-again-two-cases>

### **: Exclusion : Property Insurance Coverage Law Blog -**

There was no dispute that a hurricane hit our client s island a number of courts have found the pollution exclusion provision to be unambiguous and to bar

<http://www.propertyinsurancecoveragelaw.com/tags/exclusion/>