Mark Garbowski

Of Counsel / New York

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Profile

Mark Garbowski is of Counsel in Anderson Kill's New York office and is a member of the Insurance Recovery group. Mark's practice concentrates on insurance recovery, exclusively on behalf of policyholders, with particular emphasis on professional liability insurance, directors and officers insurance, fidelity and crime-loss policies, internet and high-tech liability insurance issues.

Mark is also a member of Anderson Kill's Financial Services insurance coverage group which serves its clients in that industry, including broker/dealers, commercial banks, investment advisors, hedge funds, mutual funds and other financial institutions. In addition, Mark is active in the firm's settlement and alternative dispute resolution adjunct to its insurance coverage litigation practice. In that context he develops computerized insurance allocation models for long-tail claims and other complex insurance models.

Before joining Anderson Kill, Mark practiced general commercial litigation with experience in the areas of products liability and securities litigation.

Mark is a past editor-in-chief of Anderson Kill's *Policyholder Advisor.*

Education

- Columbia University School of Law, J.D.
- Columbia College, A.B.

Bar Admissions

- New York
- New Jersey

Court Admissions

- U.S. District Court for the Southern District of New York
- U.S. District Court for the Eastern District of New York
- U.S. Court of Appeals for the Second District

Practice Areas

- Insurance Recovery
- Corporate and Commercial Litigation

Industry Group

- Construction

Speaking Engagements

Crafting Coverage Position Letters and Evaluating Impact of Insurer's Defense Under ROR
Strafford / November 26, 2024

Insurer Bad Faith Setup Defense and Reverse Bad Faith Claims: Insurer vs. Policyholder Perspectives 2023
Strafford Publications / May 30, 2023

Crafting Coverage Position Letters and Evaluating Impact of Insurer's Defense Under Reservation of Rights 2022
Strafford Publications / December 14, 2022

Insurer and Policyholder Insolvency: Marshaling the Rights and Obligations of Insurers, Policyholders, Reinsurers
Strafford Publications / April 26, 2022

Insurer Bad Faith Setup Defense and Reverse Bad Faith Claims: Insurer v. Policyholder Perspectives 2021
Strafford Publications / November 30, 2021

Crafting Coverage Position Letters and Evaluating Impact of Insurer's Defense Under Reservation of Rights 2021
Strafford Publications / September 14, 2021

Insurer Bad Faith Setup Defense and Reverse Bad Faith Claims: Insurer v. Policyholder Perspectives 2020
Strafford Publications / December 2, 2020

Crafting Coverage Position Letters and Evaluating Impact of Insurer's Defense Under Reservation of Rights 2020
Strafford Publications / September 9, 2020

Demystifying the "Bad Faith Set-Up" in Insurance Litigation
Strafford Publications / February 26, 2020

Insurers' Obligations to Defunct Insureds: Recent Cases, Arguments from Policyholder and Insurer Perspective
Strafford Publications / November 20, 2019

Insurance Litigation Under Reservation of Rights
Strafford Publications / June 19, 2019

Insurer Bad Faith Setup Defense and Reverse Bad Faith Claims: Insurer v. Policyholder Perspectives 2018
Strafford Publications / September 27, 2018

Insurance Litigation Under Reservation of Rights: Reimbursement of Defense Costs and Control of Defense
Strafford / September 27, 2016

Mediating Bad Faith Claims
ExecuSummit / May 5, 2015

Insurer Bad Faith Set-Up Defense and "Reverse Bad Faith" Claims: Insurer vs. Policyholder Perspectives
Strafford / March 25, 2015

Pleading Insurer Bad Faith Claims: Surviving or Filing a Motion to Dismiss
Strafford / August 13, 2014

Publications

Allocation Of Long-Tail Losses In New York And New Jersey
New York Law Journal / October 12, 2018

Employment Practices Liability Insurance And The Metoo Movement
Risk Management Magazine / May 4, 2018

Managing The Risk Of Employee Claims
Corporate Counsel Business Journal / March 5, 2018

SECOND CIRCUIT DEBUNKS THE ‘LEGAL FICTION’ OF PRO-RATA ALLOCATION
Policyholder Advisor & Alert / October 6, 2017

4TH CIRCUIT: EMPLOYEE’S LIABILITY COVERED BY INSURANCE HELD BY BOTH EMPLOYMENT AGENCY AND HOSPITAL
Policyholder Advisor & Alert / February 3, 2017

4th Circuit: Employee’s Liability Covered By Insurance Held By Both Employment Agency And Hospital
Policyholder Advisor & Alert / February 3, 2017

When Your Drone Prompts A Violation Of Privacy Suit, Will Your Insurance Cover It?
Policyholder Advisor & Alert / March 30, 2016

WHEN YOUR DRONE PROMPTS A VIOLATION OF PRIVACY SUIT, WILL YOUR INSURANCE COVER IT?
Policyholder Advisor & Alert / March 30, 2016

Buying A Company? Take A Look At Its Insurance Portfolio
Risk Management Magazine / February 2, 2016

INSURANCE FOR CONCUSSION LIABILITY: LIKELY FLASHPOINTS
Policyholder Advisor & Alert / October 27, 2015

INSURANCE DUE DILIGENCE IN MERGERS, ACQUISITIONS AND SPIN-OFFS
Policyholder Advisor & Alert / January 6, 2015

Mergers And Acquisitions: Identify, Analyze And Value Insurance Assets When Making Deals
Metropolitan Corporate Counsel / November 12, 2014

Make Sure Your General Partner Liability Insurance Works As Intended
Financier Worldwide Magazine / September 1, 2014

WHAT YOU NEED TO KNOW ABOUT POLITICAL RISK COVERAGE
Policyholder Advisor & Alert / June 23, 2014

Understanding Political Risk Coverage
Risk Management / June 5, 2014

IS THERE INSURANCE COVERAGE FOR LOSSES STEMMING FROM GOVERNMENT SHUTDOWN OR DEFAULT?
Policyholder Advisor & Alert / October 2, 2013

TIPS FOR MAXIMIZING THE VALUE OF INSURANCE ASSETS
Policyholder Advisor & Alert / June 14, 2013

Ten Insurance Tips For Maximizing The Value Of Insurance Assets
Metropolitan Corporate Counsel / June 4, 2013

CRAZY SCHEMES: ORION AND LONDON & OVERSEAS INSURANCE COMPANIES
Policyholder Advisor & Alert / December 5, 2012

DOES YOUR E&O INSURANCE NEED A TUNE-UP?
Policyholder Advisor & Alert / August 10, 2012

NEW YORK COURT GREEN-LIGHTS BAD FAITH CLAIM IN ALLEGED BREACH OF DUTY TO DEFEND
Policyholder Advisor & Alert / April 13, 2012

Professional Liability Coverage For Knowing, Intentional And Criminal Acts
Corporate Counsel / June 2, 2010

RESOLUTIONS
Policyholder Advisor & Alert / December 22, 2009

New Laws, New Liabilities
Risk Management / December 4, 2009

NEW LAWS, NEW LIABILITIES, NEW INSURANCE ISSUES
Policyholder Advisor & Alert / August 18, 2009

THE BASICS OF INSURANCE COMPANY INSOLVENCY AND FINANCIAL DISTRESS
Policyholder Advisor & Alert / April 16, 2009

Credit Default Swaps: A Brief Insurance Primer
Corporate Counsel / February 13, 2009

CREDIT DEFAULT SWAPS: A BRIEF INSURANCE PRIMER
Policyholder Advisor & Alert / February 13, 2009

2008 YEAR IN REVIEW
Policyholder Advisor & Alert / December 8, 2008

Ten Insurance Tips For Corporate Counsel, Risk Managers And Executives
Corporate Counsel / May 22, 2008

TEN INSURANCE TIPS FOR CORPORATE COUNSEL, RISK MANAGERS AND EXECUTIVES
Policyholder Advisor & Alert / May 22, 2008

ARE YOU COVERED WHILE DOING GOOD?
Policyholder Advisor & Alert / April 1, 2008

NEW YORK COURT OF APPEALS POLICYHOLDERS CAN OBTAIN CONSEQUENTIAL DAMAGES FOR BREACH OF CONTRACT
Policyholder Advisor & Alert / March 3, 2008

PARTIAL WIN, TOTAL DIFFERENCE
Policyholder Advisor & Alert / December 2, 2007

BOLD PRECAUTIONS
Policyholder Advisor & Alert / August 1, 2007

MISSED COMMUNICATIONS
Policyholder Advisor & Alert / June 11, 2007

Mergers & Acquisitions: Don’t Forget The Hidden Asset – Insurance
riskVue / April 12, 2007

Disputes Over Settling Claims In Excess Of Limits: An “Ethical” Strategy For Policyholders
riskVue / July 31, 2006

Settling Large Insurance Claims
riskVue / April 18, 2004

Out Of The Frying Pan And Into The Fire: The Emergence Of Depublication In The Wake Of Vacatur
The Journal Of Appellate Practice And Process / October 23, 2003

Liability Insurance For The Securities Professional
Corporate Counsel / September 29, 2003

INSURANCE COVERAGE FOR POWER INTERRUPTION – IN THE NORTHEAST AND ELSEWHERE
Policyholder Advisor & Alert / September 1, 2003

Pursuing “Professional” Coverage Under Cgl Policies: Handling The Professional Services Exclusion
The John Liner Review / July 23, 2001

News

Panelists Urge Carriers to Avoid “Reverse Bad Faith” Claims
May 30, 2023 / Law360 Insurance Authority / Shane Dilworth

Political Risk Insurance Available but “Tricky”: Mark Garbowski
September 9, 2014 / Risk & Insurance

Unquantifiable Exposures – Top Five Uninsurable Risks
September 2, 2014 / Risk & Insurance