

## John P. O'Malley

SHAREHOLDER

A client once told John O'Malley that it seems he may very well have read more insurance policies than anyone in the State of Illinois. It is that tireless drive to learn and know everything about his areas of concentration that makes John a highly esteemed advocate, counselor and litigator on behalf of his clients. His significant experience in federal and state courts in Illinois and across the nation includes the representation of policyholders, insurers and reinsurers on a full range of insurance coverage issues, including coverage disputes, defense of claims, indemnification, liability limits, policy exclusions and targeted tenders. His practice also includes commercial litigation, ERISA and employment matters, and intellectual property disputes.



### CONTACT INFO

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### PRACTICE AREAS

Insurance/Reinsurance Coverage  
Commercial and Employment  
Professional Liability  
Intellectual Property  
Appellate Practice

An active member of the Society of Trial Lawyers, the DePaul University College of Law graduate quickly earned considerable responsibility as a young lawyer in managing complex commercial insurance disputes and litigation, fostering a passion for the field that would continue to grow. John would soon be serving as lead counsel on several trials involving insurance coverage disputes, bad faith claims and related matters. Overall, he has represented insurance clients in Illinois and throughout the U.S. in litigation as well as drafting and negotiating contract and policy language. His impressive body of work includes serving as lead attorney in numerous actions concerning insurance coverage for environmental liabilities, intellectual property disputes, professional liability, directors and officers' coverage, and insurance company errors and omissions. John also frequently represents various professionals, including Insurance Agents and Brokers and Attorneys, in connection with disputes regarding the placement, interpretation and litigation involving insurance programs.

Among John's notable cases, one that stands out is Konami (America) Inc. v. Hartford Ins. Co. of Illinois, 326 ILL.App.3rd 874, 761 N.E.2d 1277 (2nd Dist. 2002). It involved an issue of "first impression" in Illinois, where no other Illinois Appellate Court had ruled. The question before the Court - was Hartford Ins. Co. of Illinois (John's client) obligated to provide coverage for defense of patent infringement claims? The result could have greatly impacted the cost of doing business for insurance companies. The Court ruled in favor of Hartford.

In addition to his many trial successes, John lectures on insurance coverage issues, including Design Professionals' Liability Insurance, Insurance Coverage for Mold Claims, and Estoppel and Late Notice. He has created and presented several seminars to insurance companies and their policyholders with respect to claims handling practices, risk management and risk transfer devices. He is also a frequent lecturer to students and new lawyers on insurance issues and trial advocacy and a published author on a wide range of insurance coverage topics.

## EXPERIENCE

Schuyler, Roche & Crisham, P.C.  
Chicago, IL

*Shareholder*  
2009 to Present

Crisham & Kubes, Ltd.  
Chicago, IL

*Partner*  
2001-2009

Quinlan & Crisham, Ltd.  
Chicago, IL

*Associate*  
1996-2001

Hinshaw & Culbertson  
Chicago, IL

*Associate*  
1994-1996

## EDUCATION AND DISTINCTIONS

J.D. with Honors, DePaul University College of  
Law, Chicago, IL 1991

Order of the Coif, Top Ten Percent of Class.

B.S. in Business Administration, Marquette  
University, Milwaukee, WI 1987

**LECTURES**

Insurance Issues and Trial Skills: presented to Chicago Bar Association, Insurance School of Chicago, The John Marshall Law School

Mold Claims, Insurance Coverage for Mold Claims, Insurance Coverage for Design Professionals, Risk Management, Construction Design Errors: presented to Insurance Company Executives, Agents and Brokers, Design Professionals and Policy Holders

In-house seminars to Insurance Companies on Declaratory Judgment Actions, Estoppel, Bad Faith

**BAR AND COURT ADMISSIONS**

Illinois, 1991

Illinois Supreme Court, 1991

U.S. Court of Appeals for the 7th Circuit, 1992

U.S. District Court for the Northern District of Illinois, 1992

U.S. Court of Appeals for the 8th Circuit, 1998

U.S. District Court for the Central District of Illinois, 1998

U.S. District Court for the Southern District of Illinois, 2007

U.S. Court of Appeals for the 9th Circuit, 2007

U.S. District Court for the Northern District of Indiana, 2008

Federal Trial Bar, 2009

**PROFESSIONAL MEMBERSHIPS**

American Bar Association

Appellate Lawyers Association

Defense Research Institute

Illinois State Bar Association

Illinois Association of Defense Counsel

Illinois Society of Trial Lawyers