

Michael P. Mullins

Partner

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Overview

Michael Mullins is an experienced courtroom advocate who represents companies in complex commercial disputes. He acts on behalf of cedents, intermediaries and reinsurers in both arbitration and litigation. Michael also represents insurance companies in coverage disputes, regulatory investigations, general commercial transactions and other high-stakes matters.

Practices & Industries

Insurance & Reinsurance

Insurance and Reinsurance Disputes

Insurance Regulation and Transactions

Litigation

Michael has advised insurers and reinsurers on some of the industry's thorniest issues, including disputes concerning:

- Accumulation
- Allocation
- Asbestos Bodily Injuries
- Bad Faith
- Broker/Intermediary Misconduct
- Business Interruption Issues
- Commutations
- Common Account Reinsurance
- Contingency Contracts
- Declaratory Judgment Expenses
- Environmental Pollution
- E&O Insurance
- Hurricane/Windstorms
- Ice Dams
- Interlocking Clauses
- Loss Portfolio Transfers
- Pro-Rating of Retentions
- Receiverships
- Sexual Molestation Claims
- Sunset Provisions
- Traumatic Brain Injuries

Michael is also active in firm management and previously served as the Office Managing Partner in Boston for many years.

Firm Leadership:

- Chair, Insurance & Reinsurance Business Unit

Experience

No aspect of this advertisement has been approved by the highest court of any state. Prior results do not guarantee a similar outcome.

Served as arbitration counsel to reinsurer of worker's compensation pool in dispute over the proper application of mandatory commutation provision.

Served as arbitration counsel to cedent in dispute relating to large property loss and subsequent subrogation recoveries.

Served as counsel to industry-leading insurer with respect to a series of civil investigative demands issued by attorney general's office.

Served as arbitration counsel to reinsurers in dispute concerning compensability of cedent's *ex gratia* payments.

Served as appellate counsel to liability insurer regarding the enforceability of policy limit caps on contract damages.

Served as arbitration counsel to reinsurer in dispute over the propriety of aggregating unrelated claims.

Successfully represented retrocessionaire in series of arbitrations resulting from worker's compensation carveout business.

Served as arbitration counsel to reinsurer in dispute over aviation bodily injury carveout losses.

Successfully represented ceding company in arbitration concerning compensability of DJ expenses under excess of loss treaty program.

Successfully represented large reinsurer in arbitration over cedent's attempted interlocking of claims across a series of facultative certificates.

Served as arbitration counsel to major domestic ceding company in series of high-stakes asbestos non-products reinsurance arbitrations.

Represented top-tier reinsurer with respect to action in Texas insolvency court affecting client's participation on several layers and across many years of an intricate reinsurance program.

Successfully represented domestic ceding company with respect to losses arising out of book of builder's risk policies.

Successfully represented insurer in direct-side coverage action concerning business interruption claim.

Obtained summary judgment concerning allegations of bad faith and then prevailed on consequential damages claim after a two-week jury trial in U.S. District Court.

Served as counsel to major domestic reinsurer regarding the presentation of various Bermuda hurricane losses as a single "program" loss under the reinsurance contract.

Served as counsel to domestic ceding company in connection with losses emanating from weather-related reinsurance catastrophe bond.

Served as counsel to major domestic ceding company in connection with claims against intermediary that negligently failed to place reinsurance cover.

Served as counsel to European insurer regarding high-profile D&O liability dispute.

Served as trial counsel in U.S. District Court case to enforce oral agreement between insurance companies to co-reinsure a block of individual disability policies.

Education and Credentials

Education

University of Chicago Law School, J.D., with Honors, 1999

Providence College, B.S., *cum laude*, 1992

Admissions

Commonwealth of Massachusetts

State of Illinois

U.S. Court of Appeals for the First Circuit

U.S. Court of Appeals for the Second Circuit

U.S. Court of Appeals for the Seventh Circuit

U.S. District Court, District of Massachusetts

U.S. District Court, Northern District of Illinois

Affiliations

AIDA Reinsurance and Insurance Arbitration Society (ARIAS-U.S.)

American Bar Association, Tort Trial and Insurance section

Boston Bar Association

Illinois Bar Association

Massachusetts Insurance and Reinsurance Bar Association (MIReBA)

Recognition and Community

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Recognitions

Selected as the Insurance Law Lawyer of the Year for the Boston Metro Area by *The Best Lawyers in America* (Woodward/White, Inc.), 2027

Named a "Go-To Business Litigation Lawyer" Honoree by Massachusetts Lawyers Weekly, 2024

Chosen for inclusion in *Who's Who Legal USA* (Law Business Research Ltd), Insurance and Reinsurance, 2020-2024

Chosen for inclusion in *The Best Lawyers in America* (Woodward/White, Inc.) for Insurance Law, 2023-2027

Selected to the list of Massachusetts *Super Lawyers*®, Insurance, 2012-2015, 2017-2018

Named Outstanding Pro Bono Detention Attorney of the Year by the Political Asylum/Immigration Representation (PAIR) Project for extraordinary trial work successfully representing a detained refugee from Darfur

Community Involvement

Previously served as program officer and finance director for Public Allies, a non-profit agency that became a national model for leadership development

Founding chair of the board for Chicago Scores, an innovative after-school program combining literacy training with athletic programming

Insights

Boston Team Attends MBWA's Annual Ida B. Wells Awards Celebration
July 14, 2023

Connecticut Insurance Department Amends Its Big Data Guidance To Require Annual Certification
May 3, 2022

News

Day Pitney Partner Michael Mullins Named a "Go-To Business Litigation Lawyer" Honoree by Massachusetts Lawyers Weekly
Day Pitney Press Release, December 23, 2024

Day Pitney Partner Michael Mullins Named To Who’s Who Legal List for Insurance & Reinsurance 2024
May 22, 2024

Day Pitney Partner Michael Mullins Named To Who's Who Legal List for Insurance & Reinsurance 2023
July 12, 2023

91 Day Pitney Lawyers Named to 2015 Super Lawyers List
October 30, 2015

Eighty-Four Day Pitney Attorneys Recognized by Super Lawyers for 2014
November 3, 2014

Eighty-eight Day Pitney Attorneys Recognized by *Super Lawyers* for 2013
October 22, 2013

Michael Mullins to Chair Fifth Annual MReBA Symposium
September 25, 2013

Ninety-eight Day Pitney Attorneys Recognized by *Super Lawyers*
October 22, 2012

Noted Insurance and Reinsurance Attorney Michael Mullins Joins Day Pitney in Boston
March 22, 2012

In The Media

Go To Lawyers: Michael P. Mullins
Massachusetts Lawyers Weekly, January 7, 2025

Day Pitney Secures Seventh Circuit Victory for Lloyd's of London
Law360, August 23, 2021

ARIAS U.S. 2016: Improving the Arbitration Process through Better Contract Wording
November 17, 2016

Mike Mullins Leads Panel at Massachusetts Reinsurance Bar Association Symposium
October 11, 2012

Mike Mullins Chairs Fifth Annual MReBA Symposium
October 3, 2013

Post Deposition Matters
Massachusetts Deposition Practice Manual, MCLE, January 1, 2013

Law360 Publishes Reinsurance Disputes Article by Michael Mullins
Law360, September 27, 2012

Mike Mullins and Ashley Harrison Stress Importance of Arbitration Clause Clarity in MReBA Newsletter
Massachusetts Reinsurance Bar Association, September 14, 2012

Law360 Covers Mike Mullins' Move to Day Pitney
Law360, March 23, 2012

Moderator, "Difficult Issues in Arbitration - Even for Experienced Arbitrators," ARIAS-US, Fall 2011
February 1, 2011

Panelist, "What Every Lawyer Needs to Know About Insurance Coverage: Essential Tools to Spot and Handle Insurance Coverage Issues," Massachusetts Continuing Legal Education, January 2011
January 1, 2011

To Disgorge or Not Disgorge: Arbitrators' Authority
Law360, February 1, 2010