



→ Joseph E. Foss

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Joseph Foss is a special counsel in the Business Trial Practice Group in the firm's San Diego office.

Areas of Practice

Joseph has extensive experience in all aspects of insurance-related litigation including insurance bad faith, coverage disputes, consumer class actions, and unfair business practices. Joseph has represented insurance company clients at trial, arbitration, and mediation. In addition to California law, Joseph's insurance litigation experience includes federal admiralty law. His practice has also focused on difficult questions regarding an insurer's duty to defend, with positive results for his clients. He has successfully argued on behalf of his clients before state and federal trial courts throughout California. Before joining the firm, he represented numerous healthcare providers at trial, arbitration and mediation in cases involving allegations of medical malpractice and other torts.

Experience

Notable Engagements

- *Kalan, et al. v. State Farm* - jury defense verdict in insurance bad faith case arising from agent's alleged failure to procure requested coverage.
- *Cook v. Allstate Ins. Co.*, 337 F. Supp. 2d 1206 (C.D. Cal. 2004).
- *Farmer v. Allstate Ins. Co.*, 311 F. Supp. 2d 884 (C.D. Cal. 2004).

Representative Clients

- Allstate
- GPM Mutual
- Horace Mann Insurance Companies
- Infinity Insurance Company
- John Hancock Mutual Life Insurance Company
- State Farm Insurance Company

Articles

- What You Need to Know About Lawsuits Involving Underwriting Fraud
Daily Journal, 10.19.2011

- What You Need to Know About First-Party Insurance Bad Faith Lawsuits
Daily Journal, 06.14.2011
- Update on *Everett v. State Farm*
07.31.2008
- Battle Lines Drawn in Fight to Depublish Court of Appeal's Decision in Recent California Wildfire Cases
07.28.2008

Notes

- *Santa Clara County Local Transp. Auth v. Guardino*, 24 Pepp. L. Rev. 1096 (1997)
- *People v. Fields*, 24 Pepp. L. Rev. 1409 (1997)
- *Lezine v. Security Pac. Fin. Servs., Inc.*, Pepp. L. Rev. 282 (1998)
- *Sea-Land Serv., Inc. v. WCAB*, 25 Pepp. L. Rev. 385 (1998)

Insurance Law Blog Posts

- "Genuine Dispute Doctrine Did Not Support Summary Judgment Where Expert Failed To Review All Medical Records," October 27, 2017

Speaking Engagements

"Personal Insurance - The Playbook for Preventing and Defending Bad Faith Lawsuits in Personal Lines Insurance: Are Your Claims Handling Practices Keeping Pace with Recent Developments in the Law?" Luce Forward Insurance Litigation Seminar, September 11, 2008

Memberships

American Bar Association
San Diego County Bar Association
J.Reuben Clark Law Society
American Inns of Court - Louis M. Welsh Chapter
Association of Business Trial Lawyers
LEAD San Diego Alumni

Practices

Litigation
Insurance Litigation

Industries

Insurance

Education

J.D., Pepperdine University School of Law, 1998

B.S., Pepperdine University, 1995, *cum laude*

Admissions

California