

## **CURRICULUM VITAE**

**Daniel P. Costello**  
**Daniel P. Costello & Associates, PC**  
**150 N. Wacker, Suite 1400**  
**Chicago, IL 60606**  
**dcostello@costellolegal.com**

### **EDUCATION**

Xavier University-Williamson College of Business, Executive Leadership Program, 2007  
Chicago-Kent College of Law, Juris Doctorate, 2001  
Lewis University-Honors Scholar, Magnum cum Laude, 1998

### **CERTIFICATIONS**

Certified Litigation Management Professional, Litigation Management Institute-2012  
Certified Claims Professional Casualty Claims, Claims & Litigation Management Alliance 2019

### **BOARDS and DEANSHIP**

2019 Advisory Board Member Claims & Litigation Management Alliance  
2019 Chancellor of Litigation Management Institute (LMI)

### **AWARDS**

Outstanding Outside Counsel of the Year-Claims and Litigation Management, Semi-Finalist,  
2014

### **EXPERIENCE**

- 19 years of experience concentrating in litigation management, legal solutions, and complex litigation;
- Active work with insurance companies to improve their litigation management and claims handling protocols with over \$175 Million in Expert, Reasonable, Necessity of Fees in Construction and Complex Litigation;
- Focus on litigation management and top flight legal work for national and super regional insurance companies, with a keen focus on carriers in the \$1-2 billion NWP arena, often works with CLOs, VP of Claims, and key technical officers to jump start litigation management programs, supply proprietary data, and implement data mining solutions;
- Active trial practice wherein 2015-2020 where own firm has brought over a dozen cases to trial with a 90%+ win rate and 16 jury trial wins;
- Deep knowledge in the construction defect arena and has personally handled over 10,000 construction defect cases both as a litigator and on the claims side;
- Substantial corporate business experience working for Fortune 500 insurance company and becoming the youngest AVP of Claims Litigation in the history of the 90 year old company and rising to the position in only five and half years;
- Successfully handled over 100 major jury trials, arbitrations, and mediations;
- Bar admissions include:
  - United States Supreme Court
  - United States 7th Circuit Court of Appeals
  - U.S District Court for the Northern District of Illinois Trial and General Bar

- U.S. District Court for the Northern District of Indiana General and Trial Bar,
- Illinois Supreme Court
- Pro Hac Vice to Indiana State Courts
- Pro Hac Vice to the Supreme Court of North Dakota 2005
- Pro Hac Vice to the Supreme Court of Louisiana 2005, and additional states.

## **EMPLOYMENT**

### **Daniel P. Costello & Associates, PC, Managing Partner, 2008-present**

Founder, managing partner, and chief trial lawyer for boutique litigation consulting and trial firm focusing on construction, construction defect, and complex litigation throughout the country. Resolved 10 matters in 2018-2020 via trial, binding arbitration, or settlement with demands totaling over \$125 million. He has been retained as an expert witness on attorneys' fees in cases from California to Texas. He is also regularly consulted on large complex engineering, construction, catastrophic injury, and complex litigation throughout the country. Specializing in a focus on litigation management and top flight legal work for national and super regional insurance companies, with a keen focus on carriers in the \$1-2 billion NWP arena. In that role, he often works with CLOs, VP of Claims, and key technical officers to jump start litigation management programs, supply proprietary data, and implement data mining solutions.

### **Ohio Casualty Group, Assistant Vice President of Claims Litigation, 2006-2008**

Oversaw all claims litigation for the entire country for Fortune 500 Insurance Carrier, including all of the in-house counsel. Managed an outside legal spend that was at times, up to \$120 million per year. Developed core metrics, segmentation of work, legal process, and in house coverage platforms which were implemented throughout the country and viewed as best in class. Additionally, focused on litigating and coordinating the defense of the most complex and catastrophic loss cases throughout the country, including construction, construction defects, and complex litigation cases.

### **Ohio Casualty Group, Managing Attorney, 2004-2006**

Managing attorney for offices spread across the country in three states: Illinois, Washington, and Indiana. Handled most complex legal cases involving multi-million dollar exposures in the construction industry, insurance coverage, products liability, and complex litigation.

### **Ohio Casualty Group, Trial Attorney, 2002-2004**

Staff attorney responsible for construction litigation, construction defect, complex litigation, appellate litigation, and trial work. Successfully tried many cases to trial with an undefeated record, undefeated appellate record, and outstanding performance.

## **PUBLICATIONS-PERFORMANCE MANAGEMENT**

“Measuring the Value of Counsel,” The Litigation Management Report, April 2010

“How to Effectively Implement AFA’s, Insights from the Inside,” The Litigation Management Report, April 2010

“The Ethics of Alternative Fee Billing: ‘Do Alternative Fees Create Ethical Dilemmas’ Between Client and Attorney,” Litigation Management Magazine, Fall 2012.

“What Does Money Ball Mean for Lawyers and Clients, LinkedIn April 11, 2016.

“Eye Popping Jury Verdicts in Cook County: Is there a limit to Jury Awards?” LinkedIn June 7, 2018

“The Secret to Combating Runaway Jury Verdicts, Part II”, LinkedIn May 1, 2019

### **NATIONAL PRESENTATIONS**

**Speaker:** “Ethical Considerations of the Tri-Partite Relationship,” Property and Liability Resource Bureau, Tampa, FL June 3, 2008

**Speaker:** “Ethical Considerations of the Tri-Partite Relationship,” Property and Liability Resource Bureau, Des Moines, IA, September 9, 2008

**Speaker:** “Ethical Considerations of the Tri-Partite Relationship,” Property and Liability Resource Bureau, Sacramento, CA, October 28, 2008

**Speaker:** “The Use of Metrics, Statistical Modeling, and Process to Combat the Root Causes of Inefficiencies in Legal Billing,” Bottomline/Alligent Regional Conference, Rosemont, IL, October 28, 2008

**Speaker:** “Litigation 104: Trial Practice,” Zurich Insurance Company, March 2009

**Speaker:** “The Use of Metrics and Alternative Fees for Streamlining Litigation,” National Meeting, Central Claims Executive Association (CCEA), Albuquerque, NM, April 22, 2009

**Speaker:** “Ethical Issues in Negotiation: Tips, Tactics, and Strategies,” Pennsylvania Bar Association, Philadelphia, PA and Pittsburg PA, July 2009

**Speaker:** “Legal Bill Review for Claims Professionals,” Gallagher Bassett, Lombard, IL, July 2009

**Speaker:** “A Construction Walk Through of the Legal Maze,” Navigators Insurance National Underwriting and Claims Conference, Chicago, IL, August 2009

**Speaker:** “A Walk Through of the Construction Maze on Indemnity, Contribution, and Insurance Requirements,” National Association of Surety Bond Producers, Chicago, IL September 2009

**Speaker:** “Ethical Considerations and Dilemmas for Trial Attorneys,” Chicago Bar Association, February 10, 2010, Chicago, IL

**Speaker:** “Measuring the Value of Counsel,” 2010 CLM Annual Conference, Jacksonville, FL, March 2010

**Speaker:** “Evaluating Additional Insured Coverage and Contractual Indemnity Issues,” Badger Mutual Insurance Company, Milwaukee, WI, May 2010

**Speaker:** “Hands-On Mock Trial in Civil Cases,” Navigators Insurance Company, May 21, 2010,

**Speaker:** “Evaluating Additional Insureds and Contractual Issues,” Motorist Insurance, Columbus, OH, June 3, 2010

**Speaker:** “Construction Defect, Construction Contractors, and Construction Claims; Evaluating Risk and Creating Risk Transfer,” National 212 Degree Meeting-Motorist Insurance, Columbus, Ohio, July 2010

**Speaker:** “Measuring the Value of Counsel”, CLM Annual Conference, Jacksonville, FL, 2010

**Speaker:** “Making Best Use of your Mediator and the Mediation Process,” Zurich Insurance, NA Headquarters, March 2011

**Speaker:** “Premises Liability Primer,” Badger Mutual Insurance, Milwaukee, WI, March 2012

**Speaker:** “The Ethics and Utilization of Social Media in Discovery”, Milwaukee, WI Badger Mutual Insurance, April 2012

**Speaker:** “The Ethics of Alternative Fee Billing,” ADR/AFA Conference, Philadelphia, PA, 2012

**Speaker:** “The Programmatic Use of ADR in Complex Cases,” CLM Annual Conference, San Diego, CA, 2012

**Speaker:** “The Ethics And Utilization Of Social Media In Discovery,” QBE Insurance Company, Sun Prairie, WI April 2013

**Speaker:** “Class Actions 101,” Swiss Re Insurance Company, Chicago, IL, November 2013

**Speaker:** “How to Duplicate Success, Modeling Strategies to Pay What You Owe, Close Claims, and Get More Business,” CLM Annual Conference, San Antonio, TX, 2013

**Speaker:** “Intimate Secrets to a Great Attorney Client Relationship, Creating Value and Gaining Respect,” CLM Annual Conference, San Antonio, TX, 2013

**Speaker:** “The Use of Alternative Fees in Complex Construction Defects Cases,” Construction/Environmental/ ADR/AFA Conference, Costa Mesa, CA, 2013

**Speaker:** “Coverage Prospectives,” Litigation Management Institute, Columbia University Law School, New York, NY, 2013

**Speaker-** “Coverage Prospectives” Litigation Management Institute, Columbia University law School, New York, NY, October 16, 2014

**Speaker:** “The New Normal-The Future of Best Practice For Counsel and Claims, The New Metrics of Value, and Tips For Dominating Your Market,” CLM Annual Conference, Palm Desert, CA, 2015

**Speaker:** “Coverage Prospectives,” Litigation Management Institute, Columbia University Law School, New York, NY, 2015

**Speaker:** “Litigation Management-Panel Counsel Performance Measurement: Understanding and Communicating How Success Is Measured,” CLM Annual Conference, 2016

**Speaker:** “Coverage Prospectives,” Litigation Management Institute, Columbia University Law School, Chicago, IL, 2016

**Speaker:** “The New Normal 2017, The Future of Best Practice for Counsel and Claims, The New Metrics of Value, and Tips For Dominating Your Market”. Houston, Tx, CLM Annual Conference, 2017

**Speaker:** CLM National Claims College- School of Casualty: "Selection and Admissibility of Expert Witnesses", Baltimore, MD, September 15, 2017

**Speaker:** “Coverage Prospectives,” Litigation Management Institute, Loyola University Law School, Chicago, IL, October 16, 2017

**Speaker:** “Litigation Management-The New Normal is Basics 3.0”; Amerisure National Claims Conference, Plymouth, MI: May 3, 2018

**Speaker:** “Litigation Management-The New Normal is Basics 3.0; Aon Analytics Insight Conference: July 12, 2018

**Speaker:** CLM National Claim College School of Casualty: "Selection and Admissibility of Expert Witnesses", Baltimore, MD, September 12, 2018

**Speaker:** “Coverage Prospectives” Litigation Management Institute, Loyola University, Chicago, IL; October, 19, 2018

**Speaker:** “Run Away Juries, and the Use of Mock Juries”, Zurich NA Headquarters, Schaumburg, IL, April 9, 2019

**Speaker:** “The Secret to Runaway Jury Verdicts and How to Combat Them”, Aon North American Headquarters, Chicago, IL, May 9, 2019

**Speaker:** CLM National Claim College School of Casualty: "Selection and Admissibility of Expert Witnesses", Baltimore, MD, September 12, 2019

**Co-Chair and Speaker:** “Litigation Management Symposium” Leader, Moderator, and Co-Chair, Claims & Litigation Management Alliance, Chicago, IL; October, 17, 2019

**Speaker:** “Coverage Prospectives” Litigation Management Institute, Loyola University, Chicago, IL; October, 21, 2019

**Speaker:** “Game Changers in Litigation Management”, Moderator, and Co-Chair, Claims & Litigation Management Alliance, Chicago, IL; March 17, 2020

March 2020