

# SHARPE & JAGGER<sub>LLC</sub>

ADVOCATES & SOLICITORS

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## ***Biography***

Justyn has worked extensively for clients in the insurance and reinsurance industries in Singapore, Japan, Switzerland, Germany, United Kingdom and across Asia.

Justyn specialises in resolving insurance and reinsurance disputes and is experienced in all aspects of litigation and international arbitration.

Justyn's insurance and reinsurance experience covers Property and Casualty, All Risks, Machinery Breakdown, Liability (including D&O; E&O; Public Liability and Professional Indemnity) and the pursuit of subrogated actions.

Justyn has conducted arbitrations under the rules of all the major arbitration institutions in Asia. The value of the arbitrations Justyn has conducted range in amounts of up to US\$850 million and have proceeded in Singapore, Hong Kong, Manila, Sydney and across Asia.

Justyn is a Fellow of the Singapore Institute of Arbitrators, a member of the Chartered Institute of Arbitrators, a member of the regional panel of the Singapore International Arbitration Centre and the Immediate Past President of the Insurance Law Association of Singapore.

## ***Recognition***

- Named as a leading lawyer for Dispute Resolution since 2000 (*Asia Pacific Legal 500*).
- Described as being 'intelligent, commercial, polished' (*Asia Pacific Legal 500*).
- Named as a leading lawyer in Dispute Resolution and International Arbitration (Asia-wide and Singapore) (*Chambers Asia*).
- Named as a leading lawyer in International Arbitration (Asia-wide and Singapore) (*Chambers Global*).

- Named as a leading lawyer in Insurance (*Chambers Asia*).
- Won praise for 'his relaxed approach - he can analyse things in a technically proficient manner, and he understands how to solve, not just how to fight.' (*Chambers Asia*).
- Described as “a pre-eminent name and technical wizard when it comes to insurance and reinsurance work”. Justyn was noted as having “a stellar reputation in the insurance and reinsurance fields,” where he was “technically superb.” (*Chambers Asia*).
- Named as a leading lawyer in International Arbitration (Asia-Pacific Legal 500).
- Described as a 'class arbitrator' with a 'good following among insurance companies.' (*Asia Pacific Legal 500*).

### ***Representative Matters***

#### **Insurance: Machinery Breakdown**

- Advising and acting on behalf of a Malaysian national power generating company in respect of property damage and business interruption arising out of an oil lubrication starvation event leading to catastrophic turbine damage.
- Advising and acting on behalf of a Middle Eastern national power generating company in respect of property damage and business interruption arising out of boiler tube failures leading to leakage, damage and unscheduled outage.
- Advising and acting on behalf of an Indian national power generating company in respect of property damage and business interruption arising out of cyclone damage to the intake jetty and pipelines of a power plant under construction causing extensive damage and delay.
- Advising and acting on behalf of a Singapore national power generation company in respect of property damage and business interruption arising out of the failure of refurbished turbine blades.
- Advising and acting on behalf of insurers of a power plant in respect of property damage, business interruption and warranty claims arising out of the cracking to a rotor unit in Indonesia.
- Advising and acting on behalf of the owners of a gold mine in respect of property damage and business interruption claims arising out of the cracking to a semi-autogenous grinding mill.
- Acting on behalf of insurers of a major automobile manufacturer in respect of property damage and business interruption claims arising out of the breakdown of spray painting equipment and resulting fire in Malaysia.

- Acting on behalf of insurers of a major steel mill in respect of property damage and business interruption claims arising out of the breakdown of plant in Malaysia.
- Acting on behalf of insurers of a major copper plant in respect of property damage and business interruption claims arising out of the breakdown of plant in Indonesia.

*Insurance: Property and Casualty*

- Advising and acting on behalf of international insurers and reinsurers in connection with property damage and business interruption issues arising out of the Thai Floods in 2011.
- Advising and acting on behalf of international insurers in connection with property damage and business interruption claims arising out of the Christchurch Earthquakes of 2010 and 2011 including the following buildings:
  - Clarendon Tower;
  - Grant Thornton Building;
  - Rydges Hotel;
  - Canterbury City Council Car Park;
  - The Hornby Clock Tower; and
  - The Arts Centre.
- Advising and acting on behalf of international reinsurers in connection with property damage claims arising out of the Japanese Earthquakes of 2011.
- Acting on behalf of the owners in respect of property damage and business interruption claims arising out of landslide damage to a coal handling facility constructed in Indonesia.
- Acting on behalf of reinsurers in respect of property damage and business interruption claims arising out of fire damage to a sugar cane mill constructed in Sudan.
- Acting on behalf of insurers in respect of property damage and business interruption claims arising out of earthquake damage to a timber mill constructed in Indonesia.
- Acting on behalf of insurers in respect of property damage and business interruption claims arising out of damage to hotels and resorts resulting from the Asian tsunami of December 2004 in Thailand, Sri Lanka and the Maldives.
- Acting on behalf of insurers in respect of property damage claims arising out of typhoon damage to schools, churches and public property in Guam.

### Insurance: All Risk Policies

- Advising and acting on behalf of international insurers and reinsurers in connection with property damage claims arising out of the collapse of a river bank, ground improvement works, deep mixing cement columns, wharf and quay constructed as part of a major infrastructure project in Vietnam.
- Acting on behalf of insurers in respect of property damage claims arising out of damage to a cofferdam wall and consequent flooding of a casting basin constructed as part of a major expressway project in Vietnam.
- Acting on behalf of insurers of a power station in respect of property damage and advanced loss of profit claims arising out of damage to heat exchange equipment at a power station constructed in Vietnam.
- Acting on behalf of insurers in respect of property damage claims arising out of damage to a major highway constructed in the Philippines.
- Acting on behalf of a major international construction company in respect of property damage claims arising out of a catastrophic foundation failure and consequent damage to the superstructure of a high rise office building constructed in Singapore.
- Acting on behalf of insurers in respect of property damage and business interruption claims arising out of damage to a headrace tunnel constructed as part of a hydro-electric project in Indonesia.
- Advising and acting for insurers in connection with property damage claims arising out of the construction of an office building and shopping complex in Makati City, Philippines.
- Advising and acting on behalf of insurers in connection with claims arising out of an explosion at a shopping centre in Manila in the Philippines.
- Advising and acting on behalf of a multi-national oil company in connection with claims arising out of the constructive total loss of a drilling rig off the coast of Venezuela.
- Advising and acting on behalf of insurers and reinsurers in connection with claims arising out of water damage to 75 shipments of LCD television screens.

### Insurance: Liability

- Acting on behalf of insurers and a major international architect company in respect of a professional liability claim arising from the design of a mixed use multi-storey building in Singapore.

- Acting on behalf of insurers, a government limited company and an international joint venture dredging and land reclamation contractor in respect of a public liability claim resulting from land reclamation works in Singapore.
- Acting on behalf of insurers of various professional services companies including insurance brokers, lawyers, accountants and engineering companies in respect of actions for professional negligence.
- Advising and acting for power generating equipment manufacturers in defence of product liability asbestos related class actions arising in the Australian power industry and throughout the United States.

#### Insurance: Directors and Officers

- Advising international insurance brokers in connection with the policy wording of new directors and officers liability policies.
- Advising insurers and reinsurers in respect of claims arising out of the collapse of a major fund management company in Malaysia.
- Advising insurers in respect of legal expenses claims arising out of the service of US proceedings on a green energy company located in China.
- Acting on behalf of insurers and an international financial institution in respect of claims arising out of the takeover of majority control of shares of a company listed on the Singapore Exchange in Singapore.
- Advising and acting for insurers and reinsurers in connection with directors and officers liability of a hedge fund in Singapore.
- Advising and acting for insurers and reinsurers in connection with directors and officers liability of the finance department of a major brewery in Singapore.
- Advising and acting for insurers and reinsurers in connection with directors and officers liability of the credit department of a major bank in Singapore.

#### Insurance: Subrogated Actions

- Acting on behalf of insurers against an original equipment manufacturer of power generating equipment.
- Acting on behalf of insurers against a consultant engineering company in respect of property damage claims arising out of the failure of a multi storey building in Singapore.
- Acting on behalf of insurers against a plant manufacturing company in respect of property damage claims arising out of a fire at a manufacturing plant in Malaysia.

- Acting on behalf of insurers against a cosmetics manufacturing company in respect of personal injury claims arising out of the use of cosmetic equipment in Thailand.

#### Insurance: Broker Claims

- Advising and acting for an international insurance broker in connection with claims brought by a Taiwanese insured against London insurers and reinsurers arising out of the placement of insurance and reinsurance of an offshore oil installation in Taiwan.
- Advising and acting for an international insurance broker in connection with claims brought by an Indonesian insured against an Indonesian insurer and London reinsurer arising out of the placement of insurance and reinsurance of an Indonesia cargo vessel.
- Advising and acting for an international insurance broker in connection with the placement of insurance of the professional engineers indemnity scheme and a building collapse in Singapore.
- Acting on behalf of insurance brokers in connection with professional indemnity claims in respect of placing of reinsurance treaty coverage in Singapore.

#### Reinsurance

- Acting on behalf of a national reinsurance company in connection with claims against its retrocession Singapore reinsurer arising out of the Thai Floods.
- Acting on behalf of a Lloyd's Asia Syndicate in respect of reinsurance claims arising out of a fire at a model house constructed in South Korea.
- Advising and acting on behalf of insurers and reinsurers in connection with claims arising out of pool reinsurance arrangements.
- Acting on behalf of an international reinsurance company in connection with multiple claims arising out of a liability reinsurance treaty in Malaysia.
- Acting on behalf of an international reinsurance company in connection with multiple claims arising out of a motor reinsurance treaty in Malaysia.
- Acting on behalf of an Indonesian insurance company in respect of property damage claims against London market reinsurers arising out of the Jakarta riots of May 1998.
- Acting on behalf of London market reinsurers in connection with open cover reinsurance claims arising out of a fire to a model house constructed in Korea.

### ***Professional Memberships***

- Law Society of England & Wales.
- The City of London Solicitors' Company.
- The Singapore Institute of Arbitrators (Fellow).
- The Chartered Institute of Arbitrators (Member).
- The Singapore International Arbitration Centre Regional Panel of Arbitrators.
- The Asian International Arbitration Centre Regional Panel of Arbitrators.
- The Insurance Law Association of Singapore (Past President).

### ***Admissions***

- Advocate and Solicitor, Singapore.
- Solicitor, England and Wales.

### ***Academic Record***

- University of Durham: B.A. (Hons) Law.
- College of Law: York: Law Society Finals.