



## Harrison H. Yoss

Partner

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Harrison Yoss devotes his practice to the representation of insurers in coverage and extra contractual litigation in state and federal courts throughout the State of Texas and the Southwest.

Harrison has represented insurers on hundreds of coverage and bad faith claims handling disputes with insureds under general liability and excess/umbrella policies, professional liability policies, homeowners and commercial property/inland marine policies, directors and officers liability policies, workers' compensation policies, and life, health, accidental death and disability policies. He has also represented numerous insurers in large commercial property insurance cases involving Hurricane Rita and Ike, as well as significant hail and wind storms throughout Texas. He has also tried and handled on appeal numerous bad faith, Stowers and coverage lawsuits in state and federal courts throughout Texas.

Harrison has assisted insurers in drafting language for commercial general liability, errors and omissions and commercial property insurance policies.

In addition, Harrison has presented speeches and papers on insurance issues for adjusters and lawyers at in-house training and at continuing education seminars.

### Representative Experience

Favorable resolution of several large commercial property insurance lawsuits involving Hurricane Rita and Ike.

Favorable resolution of many commercial property claims arising from hail and wind storms in Texas and Arizona, either through the appraisal process or litigation.

Obtained defense verdict defending a commercial auto insurer in a bench trial regarding the application of a named driver exclusion in a wrongful death case.

Defended umbrella insurer in a \$43,000,000 Stowers lawsuit resulting in amicable settlement during jury trial.

Defended workers' compensation insurer in bad faith jury trial resulting in no damages.

Defended workers' compensation insurer in bad faith jury trial resulting in amicable settlement during appeal process.

Obtained summary judgment for insurer on accidental death ERISA claim involving employee's drowning.

Obtained federal court summary judgment for insurer on state law claims for accidental death claim resulting from death while on a common carrier.

Defended commercial property insurer in contract and bad faith jury trial on theft claim.

Obtained federal court summary judgment for liability insurer based on application of worker's compensation exclusion to injury claim by employee of a non-subscribing employer.

Obtained Texas Supreme Court opinion overruling trial court on certified question from the Fifth Circuit Court of Appeals regarding insurer's liability for \$1,000,000 default judgment against former employee of insured.

Drafted language of CGL and errors and omissions policies issued to association providing international scuba diving instruction.

Obtained plea to the jurisdiction and summary judgment on behalf of worker's compensation insurer on bad faith claim where claimant failed to exhaust administrative remedies.

Obtained defense verdict in federal jury trial on UM/UIM claim where tortfeasor driver rear ended plaintiff.

Obtained federal court summary judgment on behalf of liability insurer based on denial of defense due to late notice.

Obtained federal court summary judgment on behalf of liability insurer on securities errors and omissions claim due to insured's failure to satisfy condition precedent to coverage.

Authored over 500 coverage opinion letters to clients.

## **Awards & Recognition**

**BEST LAWYERS IN AMERICA**

Listed for Insurance Law

2016-2025

## TEXAS SUPER LAWYERS

Listed for Insurance Coverage and Construction Litigation  
2010-2020, 2023

## MARTINDALE-HUBBELL

AV Preeminent Peer Review Rated

## TEXAS BOARD OF LEGAL SPECIALIZATION

Board Certified in Insurance Law

## Related Services

Construction

Insurance

## Publications & Speaking Engagements

The Fifth Circuit Significantly Expands the Interpretation of “Publication”

Aug 10, 2021

Exclusion to accidental death policy applies to patient’s self-treatment – 5th Circuit

Westlaw Today

Apr 14, 2021

Concurrent Causation Is Key In Texas Storm Insurance Suits

Law360

Dec 20, 2020

Revisiting Extrinsic Evidence in Insurance Coverage Cases

CLM 2020 Focus Seminar

2020

Property Insurers: Beware Getting Stuck In Texas State Court

Law360

May 17, 2019

Roundtable on Bad Faith Litigation Tactics

CLM Coverage and Bad Faith Conference

2014

Texas Coverage Issues seminar

Navigators Insurance

2014

Texas Supreme Court Virtually Eliminates Workers' Compensation Bad Faith

Jun 25, 2012

Texas Supreme Court Severely Cuts Back Workers' Compensation Bad Faith

Aug 29, 2011

The Texas Prompt Payment of Claims Statute and its Application to the Duty to Defend

Jan 16, 2008

Coverage News: Volume 7, Issue 1

Jan 2, 2007

Coverage News: Volume 6, Issue 2

Oct 3, 2006

Duty to Defend Could Be Triggered by Extrinsic Evidence

Sep 1, 2006

Insurer's Duty to Defend is Not Triggered Until Insured Tenders its Defense

Dec 6, 2004

Toxic Mold – Lawsuits Mushroom

Aug 16, 2001

To Sever or Not to Sever? Is the Decision to Sever Bad Faith Claims from Contractual Claims Always w

Oct 4, 2000

## **Education, Admissions & Activities**

### **EDUCATION**

Southern Methodist University Dedman School of Law

J.D., 1990

The University of Texas at Austin

B.B.A., 1987

Finance

### **BAR ADMISSIONS**

Texas

1990

### **COURT ADMISSIONS**

United States District Court of Texas

Northern, Southern, Eastern, Western

United States Court of Appeals

Fifth and Tenth Circuit

## PROFESSIONAL AND COMMUNITY ACTIVITIES

American College of Coverage Counsel

Fellow

Claims and Litigation Management Alliance (CLM)

Region 7 co-chair

Council on Litigation Management

DRI (Defense Research Institute)

American Bar Association

Tort and Insurance Practice Section

Texas Bar Association

Insurance Section

Dallas Bar Association

Tort and Insurance Section

The Legacy Senior Communities, Inc.

Board of Trustees, 2008-present

American Jewish Committee, Dallas Chapter

Board of Directors, 2009-present

South Dallas/Fair Park Trust Fund Board

Jewish Federation of Greater Dallas

Planning and Allocations Committee and Cardozo Society, 2006-present