

JONATHAN A. DACHS

HOME

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New York, New York 10023
(212) 595-6776

OFFICE

250 Old Country Road
Mineola, New York 11501
(516) 747-1100
Fax (516) 747-1185

EDUCATION

New York University Law School
New York, New York
J.D. degree, 1983

Columbia College
New York, New York
B.A. degree, 1980

ADMISSIONS AND LICENSES

New York State (1984)
United States Court of Appeals for the
Second Circuit (1990)
United States District Court for the
Eastern District of New York (1984)
United States District Court for the
Southern District of New York (1984)

LEGAL EXPERIENCE

1986-Present **Shayne, Dachs, Stanisci, Corker & Sauer**
Mineola, New York
Position: Associate, 1986 - 1989
 Partner, 1990 - Present

1983-1986 **Chadbourne & Parke, Esqs.**
New York, New York
Position: Associate

HONORS

1995 Outstanding Young Lawyer Award,
(New York State Bar Association, Insurance,
Negligence and Compensation Law Section)

MEMBERSHIPS

American Bar Association
New York State Bar Association
Bar Association of Nassau County
New York State Trial Lawyers Association –
Member of Board of Directors (2001- present)
New York County Lawyers Association
Nassau-Suffolk Trial Lawyers Association
Association of Trial Lawyers of America

CHAIRMANSHIPS AND COMMITTEES

Bar Association of Nassau County:

Insurance Law Committee
(Vice-Chair, 1993-1994)
(Chair, 1994-1996)
Appellate Practice Committee
(Vice-Chair, 1999-2000)
Legislation Committee
Defendants Roundtable Committee

New York County Lawyers Association:

Insurance Committee
Tort Law Section
Appellate Courts Committee
Appellate Advocacy Committee

SEMINARS AND LECTURES

NEW YORK STATE JUDICIAL SEMINAR

“Uninsured and Underinsured Motorist Insurance”
(July 1998)

**ASSOCIATION OF SUPREME COURT JUSTICES / BOARD OF
JUDGES OF THE CIVIL COURT**

"Uninsured Motorists Insurance, Underinsured Motorists Insurance, UM/SUM" (May 1999)

NEW YORK STATE ASSEMBLY

"Arbitration/Litigation of Uninsured/Underinsured/SUM Claims" (December 2003)

NEW YORK STATE BAR ASSOCIATION

"Uninsured Motorist Coverage -- Proposed Regulation 35-D," Committee on Tort Reparations (January 1991)

"Uninsured/Underinsured Motorist Coverage" (May 1992)

"MVAIC, Uninsured Motorist Law and Stacking" (March 1993)

"How to Commence a Civil Action -- From Pleadings to Discovery" (October 1993)

"Automobile Insurance Law and Practice: Uninsured and Underinsured Motorist Coverage" (April 1994)

"Automobile Insurance Law and Practice"
(Chairman/Moderator)(May 1994)

"Automobile Insurance Law and Practice: Uninsured and Underinsured Motorist Coverage" (November 1996)

"Automobile Insurance Law and Practice: Uninsured and Underinsured Motorist Coverage" (December 1996)

"Motor Vehicle Accidents – 1998 – A Look At Liability Issues and Coverage Concerns" (May 1998)

"Insurance Coverage Issues – With a Focus On Personal Lines" (October, November 1998)

"Insurance Issues in Personal Injury Cases for the Experienced Litigator" (May, June 2000)
(Chairman/Speaker)

"A Primer on Automobile Litigation and Insurance Coverage Concerns" (November 2000)

"Automobile Liability 2003" (September 2003)

NEW YORK STATE TRIAL LAWYERS INSTITUTE

"Automobile Liability and Insurance Coverage" (November 1988)

"Uninsured and Underinsured Motorist Coverage" (January 1994)

"Uninsured Motorist Practice" (February 1995)

"Automobile Insurance 1996" (January 1996)

"Automobile Insurance 1996" (April 1996)

"Automobile Insurance 1997" (February 1997)

"Automobile Insurance Update for 1997-1998" (December 1997)

"A Practical Guide to the Practice of Law" (February 1998)

"Auto Insurance Issues" (August 1999)

"Auto Insurance Issues" (August 2000)

"Auto Insurance Issues" (August 2001)

"Auto Insurance Issues" (August 2002)

"Decisions 2002" (Insurance Law) (September 2002)

"Auto Insurance Issues in the Year 2003" (August 2003)

"Decisions 2003" (October 2003)

"Decisions 2004" (October 2004)

NASSAU COUNTY BAR ASSOCIATION/NASSAU ACADEMY OF LAW

"Modern Legal Research and Writing Techniques" (January 1989)

"Uninsured and Underinsured Motorist Coverage" (May 1992)

"Uninsured/Underinsured Motorist Coverage -- The New 'SUM' Regulation" (March 1993)

"Regulation 35-D (SUM) and No-Fault Managed Care Regulations" (Chairman/Moderator) (November 1994)

"Insurance Fraud" (Chairman/Moderator) (December 1995)

"Automobile Insurance Law Update" (Chairman/Speaker) (February 1998)

"Automobile Insurance Law Update 1999" (Chairman/Speaker) (March 1999)

"Automobile Insurance Law Update 2000" (Chairman/Speaker) (March 2000)

"Automobile Insurance Law Update 2001" (Chairman/Speaker) (March 2001)

"Effective Legal Writing and Presentation of Arguments to the Court" (Chairman/Speaker) (February 2002)

"Auto Insurance Law Update 2002" (Chairman/Speaker) (May 2002)

"Auto Insurance Law Update 2003" (Moderator/Speaker) (March 2003)

"Auto Insurance Law Update 2004" (Moderator/Speaker) (May 2004)

SUFFOLK COUNTY BAR ASSOCIATION/SUFFOLK ACADEMY OF LAW

"Second Annual Automobile Liability Update: No-Fault, Uninsured and Underinsured Motorist Coverage" (January 1993)

"Third Annual Automobile Liability Update: Uninsured and Underinsured Motorist Insurance" (January 1994)

"Fourth Annual Automobile Liability Update: Uninsured and Underinsured Motorist Insurance" (January 1995)

"Fifth Annual Automobile Liability Update: Uninsured and Underinsured Motorist Insurance" (January 1996)

"Sixth Annual Automobile Liability Update: Uninsured and Underinsured Motorist Insurance" (January 1997)

"Seventh Annual Automobile Liability Update: SUM Coverage" (January 1998)

"Eighth Annual Automobile Liability Update: SUM Coverage" (January 1999)

"Ninth Annual Automobile Liability Update: SUM Coverage" (February 2000)

"Tenth Annual Automobile Liability Update: SUM Coverage" (March 2001)

"Eleventh Annual Automobile Liability Update: SUM Coverage" (April 2002)

"Twelfth Annual Automobile Liability Update: SUM Coverage" (March 2003)

"Thirteenth Annual Automobile Liability Update: SUM Coverage" (April 2004)

BROOKLYN BAR ASSOCIATION

"Underinsured Motorist Coverage" (March 1994)

QUEENS BAR ASSOCIATION

"Advanced Insurance Issues – SUM Coverage" (March 2000)

"Automobile Insurance Update" (St. John's Law School) (October 2001)

"Litigation of Uninsured/Underinsured/SUM Claims" (November 2003)

ST. JOHN'S LAW SCHOOL

"No-Fault, Uninsured and Underinsured Motorist Insurance" (October 1993)

AMERICAN ARBITRATION ASSOCIATION

"Uninsured and Underinsured Motorist Coverage" (November 1990)

"SUM Seminar" (October 1999)

NEW YORK CENTRAL MUTUAL INSURANCE COMPANY

"Uninsured and Underinsured Motorist Coverage" (June 1991)

NATIONWIDE INSURANCE COMPANY

"SUM Coverage Issues – Claims Handling" (September 1997)

"Disclaimers and Cancellations" (April 1999)

NATIONAL BUSINESS INSTITUTE

"Uninsured and Underinsured Motorist Law in New York",
Long Island (May 2003)

"Uninsured and Underinsured Motorist Law in New York",
Manhattan (February 2004)

"Uninsured and Underinsured Motorist Law in New York",
Brooklyn (February 2004)

HARTFORD INSURANCE COMPANY

"Handling UM and SUM Claims" (May 2003)

PUBLICATIONS

BOOKS

"Uninsured and Underinsured Motorist Protection," 4 New York Insurance Law (Matthew Bender & Co., Inc. 1991, and annual supplements) (308 pp.)

"Uninsured Motorist (UM), Underinsured Motorist (UIM) and Supplementary Uninsured Motorist (SUM) Coverage in New York -- Pre and Post Regulation 35-D," Weitz on Automobile Litigation: The No-Fault Handbook (Harvey Weitz and Richard Ancowitz, Eds., New York State Trial Lawyers Institute, 1996, and annual supplements)

JOURNALS

Co-Author, "Insurance and No-Fault Law," regular featured column in The New York Law Journal (September 1987 - Present) (with Norman H. Dachs)

Contributor, Trial Lawyers Section Digest, New York State Bar Association (1993 - Present)

Editor-in-Chief, New York Negligence Reporter (Matthew Bender & Co., Inc.) (1989-1992)

ARTICLES

TRIAL LAWYERS QUARTERLY

(New York State Trial Lawyers Institute)

"Of Experts and Superheroes: Protecting the Secret Identity of Medical Malpractice Experts" (Spring 1996)

"Back to the Future: Expanding Traditional Tort Concepts to Reach Preconception Torts" (Fall 1994)

"The Application of Labor Law §240(1)" (Summer 1991)

NEW YORK STATE BAR JOURNAL

"2003 Update on Issues Affecting Accidents Involving Uninsured and/or Underinsured Motorists" (May 2004)

"2002 Update on Issues Affecting Accidents Involving Uninsured and/or Underinsured Motorists" (June 2003)

"A Review of Uninsured Motorist and Supplementary Uninsured Motorist Cases Decided in 2001" (July/August 2002)

"Actions By Courts and Legislature in 2000 Addressed Issues Affecting Uninsured and Underinsured Drivers" (September 2001)

"Summing Up 1999 'SUM' Decisions: Courts Provide New Guidance on Coverage Issues for Motorists" (July/August 2000)

"Decisions in 1998 Clarified Issues Affecting Coverage for Uninsured and Underinsured Motorists" (May/June 1999)

"Legislative and Case Law Developments in UM/UIM/SUM Law --1997" (September/October 1998)

"Developments in Uninsured and Underinsured Motorist Coverage" (September/October 1997)

"The Parts of the 'SUM': Uninsured and Underinsured Motorist Coverage in 1995" (July/August 1996)

"Uninsured and Underinsured Motorist Cases in 1994" (November 1995)

"Uninsured and Underinsured . . . But Not Underlitigated: 1993: An Important Year for UM/UIM Coverage" (September/October 1994)

TRIAL LAWYERS DIGEST

(New York State Bar Association)

"The Contest of Multiple Tort Plaintiffs for Limited Insurance Policy Proceeds; Pro-Rata Distribution or First Come, First Served?" (December 1998)

"Of Experts and Superheroes: Protecting the Secret Identity of Medical Malpractice Experts" (December 1995)

"Damages for Conscious Pain and Suffering Prior to Death" (June-September 1993)

"Damages for Conscious Pain and Suffering Prior to Death -- An Update" (December 1993)

"Summing Up the Law of Summations" (September 1990)

NEW YORK STATE NO-FAULT/SUM ARBITRATION REPORTER
(American Arbitration Association)

"Proof of a Valid Cancellation in Uninsured Motorist Arbitrations" (September 1996)

PROFESSIONAL INSURANCE AGENTS MAGAZINE

"SUM Regulations Redux" (September 1992)

UNITY

"Chiropractors and the Law -- The No-Fault 'Serious Injury' Threshold" (August 1984)

NEW YORK NEGLIGENCE REPORTER

"The Police Officer Rule: Catching The Policeman in the Fireman's Net" (October 1990)

"Preconception Tort Actions: Are They Viable or Inconceivable?" (August, September 1990)

"For Whom the Doorman Toils: Service of Process Upon Doormen, Concierges and Other Defenders of the Dwelling Place" (June 1990)

"Lex, Spies & Videotapes" (February 1990)

"Negligent Entrustment of a Dangerous Instrumentality: Just Say No" (January 1990)

"Reaching for Higher Ground -- Is Labor Law §240(1) Applicable to 'Grounded' Workers?" (November 1989)

THE NASSAU LAWYER

"Operation of Law Expands Minimum Auto Policy Limits"
(February 2004)

NEW YORK LAW JOURNAL

("Insurance and No-Fault Law" Column)

"Tricks of the Trade: Let the 'Trickster' and 'Trickee' Beware"
(May 2004)

"Blackouts, Blizzards and the '20-Day Rule' of CPLR § 7503(c)" (March 2004)

"On Significant Recent No-Fault Decisions and the 'Top 10'"(January 2004)

"'Serious Injury' Practice, Procedure: Subtle Differences Discerned" (November 2003)

"SUM Notice in the Context of Uncertain or Undeveloped Injuries" (September 2003)

"On Assault & Battery, Apportionment, 'All Future Benefits'"
(July 2003)

"The Arbitrator's Obligations of Impartiality and Disclosure"
(May 2003)

"On the 'Top 10', No-Fault Update, Insolvency and SUM Coverage" (March 2003)

"Shunning of Arbitration of No-Fault Disputes/Identity Theft"
(January 2003)

"Supplemental Spousal Insurance" (November 2002);

"On Regulation 68 Effective Dates, No-Fault Arbitration Awards" (September 2002);

"Notice of Legal Action and the Requirement of Prejudice"
(July 2002);

"On Supplementary Uninsured Motorist Practice" (May 2002);

"Remedies Available to Victims of Vehicular Assaults" (March 2002);

"Emergency Amendment to the No-Fault Regulations/The 'Top Ten'" (January 2002);

"Retroactive Cancellation/'IME' Malpractice" (November 2001);

"The 'New' No-Fault 'Regulation 68'" (September 2001);

"Recent Rulings on 'Serious Injury,' Liens and Actions Against Agents" (July 2001);

"Court '86s' Regulation 68/ Being Hit By One's Own Stolen Car" (May 2001);

"More on No-Fault Assignments; The 'Top Ten'" (March 2001);

"The New Venue Rule" (January 2001);

"Health Provider Assignments/Derivative Claims" (November 2000);

"No-Fault Regulations Update" (September 2000);

"More on No-Fault" (July 2000);

"Payment of No-Fault Benefits As Admission of Causal Relationship" (May 2000);

"No-Fault Update and the 'Top Ten'" (March 2000);

"The No-Fault 30-Day Rule" (January 2000);

"Notice of Legal Action" (November 1999);

- 1999);
- 1999);
- 1998)
- 1997)
- 1996)
- 1995)
- 1995)
- "Court of Appeals Addresses Underinsured Motorist Notice of Claim" (September 1999);
- "Proposed Changes to No-Fault Regulations" (July 1999);
- "Escape Clauses, Disclaimers and Added Protection" (May 1999);
- "UM and SUM Coverage for Derivative Claims" (March 1999);
- "Insolvency and UM Coverage; Top 10," (January 1999);
- "More 'Residence' Issues and New Coverage Rules for Taxis" (November 1998)
- "Residency Issues: Is Home Where the Heart Is?" (Sept. 1998)
- "Stolen Vehicles and the 'Key in the Ignition' Law" (July 1998)
- "Fraudulent Claims, Intentional Assault" (May 1998)
- "Recent UM/SUM Decisions; The 'Top 10'" (March 1998)
- "More New Legislation Affecting Motorists" (January 1998)
- "Four New Laws for Motorists" (November 10, 1997)
- "Petitions to Stay Arbitration: Special Proceedings" (July 8, 1997)
- "Recent UM and SUM Decisions" (May 13, 1997)
- "Regulatory and Statutory Amendments; Top 10" (March 11, 1997)
- "Revised Uninsured Motorists Endorsement -- Part II" (January 14, 1997)
- "The Revised Uninsured Motorists Endorsement" (December 9, 1996)
- "Caveat Settlor" (September 10, 1996)
- "Limits of Liability -- Taking Nothing for Granted" (July 29, 1996)
- "'Steck': Issue Resolved, Questions Raised" (May 16, 1996)
- "The Interrelationship of No-Fault and SUM"(March 12, 1996)
- "Appeals from Denial of Stay of Arbitration; Top 10" (January 9, 1996)
- "Time to Reconsider 'Clemens v. Apple'"(November 14, 1995)
- "The Act That Increases Motor Vehicle Coverage" (September 12, 1995)
- "The Importance of Reading the Policy" (July 19, 1995);
- "De Novo's Demise and Exceptions to 'Stolarz'" (March 14, 1995)
- "Regulation 35-D: Prospective or Retroactive?" (Jan. 10, 1995)
- "Update on Regulation 35-D" (November 8, 1994)
- "Expanding Traditional Concepts to Reach 'Preconception' Torts" (Outside Counsel) (October 1994)
- "SUM Coverage and Excess/Umbrella Coverage" (September 13, 1994)
- "The Combined Single-Limit SUM Trigger" (July 25, 1994)
- "A Question of Interest" (May 10, 1994)

"Consumer Choice on Managed Care" (March 8, 1994)
"The Uninsured Motorist; Top 10" (January 11, 1994)
"Beyond the Limits of Liability" (November 9, 1993)
"Regulation 35-D: A Reality At Last" (September 14, 1993)
"Combined Single-Limit Trigger, Resolved" (July 13, 1993)
"How UM and UIM Are Linked With Other Areas of the Law"
(May 11, 1993)
"Uninsured Motorists Coverage for Out of State Accidents"
(March 9, 1993)
"Serious Injury Submissions; `Top 25'"(February 9, 1993)
"Troublesome Recent Cases" (December 8, 1992)
"The Latest on Regulation 35-D" (November 10, 1992)
"New Rules on `SUM' Coverage and Lost Earnings"
(September 8, 1992)
"Coverage for Emotional Injury" (August 11, 1992)
"SUM Regulation Redux" (June 9, 1992)
"Combined Single-Limit Policies and SUM Trigger" (May 12,
1992)
"Responsibility for Attorneys' Fees" (March 10, 1992)
"No-Fault Regulation Update" (February 11, 1992)
"Pinpointing Potential Pitfalls in Proposed Regulation 35-D"
(December 10, 1991)
"Recent Legislation" (October 8, 1991)
"Excuses for Delayed Notice to Insurers"
(September 10, 1991)
"Underinsured Motorist Coverage - Update" (July 9, 1991)
"The Catch in Underinsured Motorist Coverage"
(June 11, 1991)
"`Hit and Run' Reporting Requirements" (April 9, 1991)
"Collateral Estoppel, Trial De Novo and the `Top 25'"
(February 21, 1991)
"The Underinsured Motorist" (December 11, 1990)
"Lopez' Revisited" (November 13, 1990)
"First Impressions' in Litigation" (September 11, 1990)
"A Call For Legislative Action" (August 14, 1990)
"The Shortest Statute of Limitations Known to the Law" (June
12, 1990)
"One Justice's Call for Reform" (May 8, 1990)
"The 'Top 25' With the Most Complaints" (March 13, 1990)
"Collateral Estoppel and Res Judicata in Arbitration" (February
13, 1990)
"Recent Decisions: Epstein, Redmond, et al." (Dec. 12, 1989)
"The SUM Trigger: Confusion Reigns" (September 12, 1989)
"Liens, Schemes and Driving Machines" (August 8, 1989)
"Trial De Novo -- Read Your Policy" (June 13, 1989)
"Coverage for Underinsured Motorist" (May 9, 1989)

"Complaints Against Auto Insurers" (March 14, 1989)
"Timely Notice of Denial" (February 14, 1989)
"Seek and Ye Shall Hope to Find" (December 13, 1988)
"Arbitration v. Litigation" (November 8, 1988)
"General Liability Insurance Issues" (September 12, 1988)
"Serious Injury Redux" (August 9, 1988)
"Arbitration" (June 14, 1988)
"Unfair Claims Settlement" (March 8, 1988)
"The Top 25" (February 9, 1988)
"Maximizing Coverage" (December 8, 1987)
"Recent Developments" (October 13, 1987)
"Serious Injury Update" (September 8, 1987)

TRAINING MANUALS

"Uninsured and Underinsured Motorist Protection" Association of Supreme Court Justices/Board of Judges of the Civil Court (May 1999).

"Uninsured and Underinsured Motorist Protection", 1998 Judicial Seminar, Westchester, NY (July 1998).

"Uninsured Motorist (UM), Underinsured Motorist (UIM) and Supplementary Uninsured Motorist (SUM) Coverage in New York -- 1995," 1995 Appellate Terms Judicial Seminar, St. John's University School of Law, Presented by Hon. Edward J. Hart, Associate Justice, Appellate Division, Second Department, December 1995.

"Uninsured Motorist (UM), Underinsured Motorist (UIM) and Supplementary Uninsured Motorist (SUM) Coverage in New York -- 1994," 1994 Appellate Terms Judicial Seminar, St. John's University School of Law, Presented by Hon. Edward J. Hart, Associate Justice, Appellate Division, Second Department, December 1994.

MISCELLANEOUS

AV Rating in Martindale-Hubbell;

Member, Nassau Democratic Judicial

Screening Committee (1992-1998);

Proficient in Westlaw, West CD-ROM, Law Desk