JOHN P. RYAN

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Professional Work History

1980-Present **Sloane and Walsh, LLP** *Boston, Massachusetts*
1980-1985, Associate
1985-present, Partner

Responsibilities include trial and appeal of civil litigation matters, which have included general liability, product liability, professional liability (medical malpractice, legal malpractice, nursing home malpractice), employment claims (wrongful termination, discrimination under both state and federal law, defamation) claims against insurers (including alleged violations of Ch. 93A, Ch. 176D, breach of contract, declaratory judgment), and general handling of civil litigation. In addition, responsibilities include appearing before administrative agencies such as the Massachusetts Board of Registration in Medicine, the Massachusetts Board of Dentistry, the Massachusetts Board of Nursing and the Massachusetts Division of Administrative Law Appeals. Responsibilities also include the conduct of Alternative Dispute Resolution proceedings including mediation and arbitration as well as having served as General Counsel to a mutual insurer.

1975-1980 **Law Offices of James D. Casey** *Boston, Massachusetts*

In-house trial and appellate counsel for Boston office of Liberty Mutual Insurance Company, with responsibility for trial and appeal of civil cases involving insureds of Liberty Mutual, pursuing recovery actions on behalf of Liberty Mutual, and defending direct actions against the company for breach of contract, violation of Ch. 93A, Ch. 176D and declaratory judgment actions. Responsibilities also included legal research and drafting of advisory legal opinions and memoranda to the company on a variety of legal issues.

Bar Memberships

1974 Commonwealth of Massachusetts
1975 United States District Court for the District of Massachusetts

1985	United States Court of Appeals for the First Circuit
2010	State of Rhode Island
2010	United States District Court for the District of Rhode Island
2013	State of New Hampshire
2013	United States District Court for the District of New Hampshire

Education

Suffolk University Law School, J.D., 1974
(Recipient of Frederick McDermott Memorial Scholarship)
Boston College, A.B., *magna cum laude,* 1971

Trial Experience

Conducted approximately 150 jury trials, and, in addition, numerous bench trials and arbitrations.

Appellate Experience

Prosecuted appeals in the Appellate Division of the Massachusetts District Court, the Massachusetts Appeals Court, the Massachusetts Supreme Judicial Court and the First Circuit Court of Appeals. Representative appeals include:

Agis v. Howard Johnson, 371 Mass. 140 (1976) (case of first impression in Massachusetts establishing the tort of intentional infliction of emotional distress.)

Monadnock Display Fireworks, Inc. v. Andover, 388 Mass. 153 (1983) (case of first impression in Massachusetts imposing the doctrine of implied contractual indemnity upon a town in the setting of a municipal contract where the town had failed to provide adequate police and fire support for a holiday fireworks display ultimately resulting in a young child picking up an undetonated incendiary device which subsequently exploded and traumatically amputated the child's hand.)

Chas. T. Main, Inc. v. Fireman's Fund Insurance Company, 406 Mass. 862 (1990) (case of first impression in Massachusetts interpreting the concept of "claims made" coverage in the setting of professional liability insurance coverage and holding that a failure to timely report a claim within the designated time period of a claims made policy was a condition precedent to coverage and voided coverage for the insured, even in the absence of prejudice.)

New England Tea & Coffee v. Fireman's Fund Insurance Company, 54 Mass. App. Ct. 903 (2002) (successfully obtained affirmance of trial court's allowance of summary judgment determining that insurer had no duty to either defend or indemnify claim of defamation.)

Doe No. 4 v. Levine, 77 Mass. App. Ct. 117 (2010) (case of first impression in Massachusetts interpreting the definition of when a cause of action "arises" for purposes of asserting the historical defense of absolute charitable immunity despite the fact that the cause of action

"accrued" after the abolition of the absolute defense.)

Rhodes v. AIG Domestic Claims, Inc., 461 Mass. 486 (2012) (Retained to argue on behalf of the defendant before the Supreme Judicial Court with regard to the proper measure of punitive damages in the setting of a trial court ruling that the defendant had violated Chapter 93A and 176D.)

Roe No. 1 v. Children's Hospital Medical Center, 469 Mass. 710 (2014) (Co-counsel with Gail M. Ryan in successful appeal affirming a trial court order dismissing a claim against the defendant for allegedly failing to protect out of state pediatric patients from the alleged abuse by a pediatrician formerly employed by the defendant.)

Professional Experience as Mediator and Arbitrator

Conducted in excess of 1,000 mediations and arbitrations, including cases involving personal injury, automobile tort, product liability, general liability, construction liability, commercial disputes, medical malpractice, legal malpractice, insurance coverage disputes, including bad faith claims and alleged violations of G.L. c. 93A and G.L. c. 176D, property damage, implementation of a complex environmental remediation agreement, large scale multi-party claims, and other matters arising out of civil disputes. Alternative Dispute Resolution activities have included mediations in Massachusetts, New Hampshire and Rhode Island.

Member of the National Academy of Distinguished Neutrals and the American College of Civil Trial Mediators. Certified in conformity with Massachusetts General Laws, Chapter 233, Section 23C.

Conducted numerous arbitration hearings, either as a single arbitrator or member of a three arbitrator panel, including civil disputes involving motor vehicle tort, insurance coverage disputes, commercial disputes, professional liability claims, healthcare facility liability claims, property damage claims, and employment claims. Selected to hear and decide dispositive motions.

Professional Associations

American Bar Association
Life Fellow, American Bar Association Foundation
Massachusetts Bar Association
Louis D. Brandeis Fellow, Massachusetts Bar Foundation
Norfolk County Bar Association
Massachusetts Defense Lawyers Association
(former Member Board of Directors, former Treasurer)
Rhode Island Bar Association
New Hampshire Bar Association
Defense Research Institute
Member, Board of Trustees, Massachusetts Continuing Legal Education, Inc. (2013-2019)

Fellow, Litigation Counsel of America

Awards and Honors

AV Preeminent Rating *Martindale-Hubbell* for 35 years
1992 elected Fellow of the American College of Trial Lawyers
2005 awarded Massachusetts Defense Lawyers Association Defense Lawyer of the Year Award
2013 awarded the American Board of Trial Advocacy (ABOTA) James N. Esdaile Memorial Award for Civility in the Practice of Litigation
Listed in The Best Lawyers in America© for more than 25 years
2011, 2013, 2014, selected as a Lawyer of the Year, Massachusetts, by Best Lawyers in America

Teaching Activities

Participant in continuing legal education courses offered by Massachusetts Continuing Legal Education, Inc. (MCLE), the Massachusetts Academy of Trial Attorneys, the Massachusetts Bar Association, the Massachusetts Defense Lawyers Association, the Social Law Library and the Suffolk University Law School Advanced Legal Studies program, including subjects of civil litigation practice, Superior Court practice, evidence, alternative dispute resolution, jury voir dire, bad faith claims, claims pursuant to Chapter 93A/176D and valuation of disputed civil claims.

Trial instructor and mentor at Harvard Law School Winter Trial Advocacy Workshop 2002 2004.

Co-Author with William J. Dailey, Jr., Esquire and Harry A. Pierce, Esquire, "Closing Argument-Defendant's Perspective," in Massachusetts Courtroom Advocacy, (MCLE, 2005).

Author, 1992, 1993, "Civil Practice and Evidence," in Recent Developments in Personal Injury Law, (MCLE nos. 92-17.13, 93-17.21).

Co-Author with Myles W. McDonough, Esquire, 1994, 1995, 1996, 1997, 1998, "Civil Practice and Evidence," in Recent Developments in Personal Injury Law, (MCLE nos. 9417.14, 95-17.15, 96-17.13, 97-17.14, 98-17.14)

Author, 1991, "Observations on the Use of Demonstrative Evidence," Premises Liability, (MCLE no. 91-17.06)

Civic Activities

1995-1998 Needham Finance Committee
(Chairman, 1997-1998)

1999-2001 Needham Government Review Study Committee
(Vice-Chairman 1999-2001)

2004, 2005 Moderator, Needham Cable Television,
"Getting to Know Your Finance Committee" (two part local cable television educational program with panel discussion on governmental function of town Finance Committee)

2012 Present Member, Board of Directors, St. Joseph Parish School Fund, Inc.