ZELLE LLP

Lindsey Davis
Partner

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PRACTICE AREAS

- Antitrust and Unfair Competition
- Breach of Contract
- Class Actions
- Commercial Litigation
- Corporate Plaintiff Affirmative Recovery
- Indirect and Direct Purchaser Class Actions
- Insurance
- Pandemic Claims and Litigation
- Property Insurance
- Reinsurance
- Securities/Securities Lending

BAR AND COURT ADMISSIONS

- State Court: Minnesota
- U.S. Circuit Court of Appeals: Seventh and Eighth Circuits
- U.S. District Court: District of Minnesota; Western District of Wisconsin

Lindsey is the managing partner of the Minneapolis office where her practice is focused on complex insurance and reinsurance disputes, representing insurers in a wide range of coverage matters. She handles first-party property coverage disputes in a variety of contexts and has dealt extensively with issues relating to policy interpretation, the application of various coverage exclusions and policy endorsements, and allegations of bad faith. She currently represents insurers in lawsuits around the country involving labor depreciation on property insurance claims. Lindsey has also been involved in a number of liability insurance coverage matters, including general liability and employment practices-related coverage matters.

In addition to her experience with insurance coverage and reinsurance issues, Lindsey has extensive experience defending financial services firms in challenging, high stakes lawsuits involving multi-million dollar claims of negligence, breach of contract, breach of fiduciary duty, and violations of state and federal statutes. She currently represents quasi-government agency plaintiffs in litigation against numerous banks related to the manipulation of LIBOR, a benchmark interest rate.

REPRESENTATIVE MATTERS

Insurance Coverage

Represented property insurer in time element measurement dispute *(Sonstegard Foods Co. v. Wellington Underwriting, Inc.,* 2007 WL 2908129 (D. Minn. 2007)).

Represented insurer in a coverage dispute which confirmed that an insured cannot create insurance coverage through waiver or estoppel except in very limited circumstances *(Minnesota Commercial Railway v. General Star Indemnity Co.,* 408 F.2d 1061 (8th Cir. 2005)).

Represented property insurer in successful defense of $10 million claim for coverage under an excess property policy.

Reinsurance

Represented leading participant in reinsurance dispute regarding settlement of

EDUCATION

- Drake University, J.D., highest honors, 2003; Order of the Coif, Order of the Barristers
- University of Wisconsin-Madison, B.A., Political Science and Journalism, 1999

multi-billion dollar claims arising out of the September 11 attack on the World Trade Center.

Financial Services

Represented a prominent U.S. bank in series of lawsuits concerning securities lending and 2007-08 financial crisis.

Antitrust

Counsel to Minnesota and Iowa businesses and consumers in the only two indirect purchaser antitrust lawsuits against Microsoft Corporation that went to trial. The Minnesota lawsuit settled after seven weeks of trial for $182 million. The Iowa lawsuit settled after three months of trial for $180 million. On behalf of the Plaintiff classes, responsible for supervising the administration of these two settlements.

ARTICLES & PRESENTATIONS

Common Abuses in First-Party Property Claims and How Policy Wordings Can Respond, 2026 PLRB Claims Conference & Insurance Services Expo, March 23 & 24, 2026, presenter

"Minnesota Courts Enforce Policy Provisions Barring Preaward Interest on Appraisal Awards," *The Zelle LLP Midwest Monitor,* January 21, 2026, co-author

The Minnesota Supreme Courts Latest Interpretation of Replacement Cost Insurers Coverage Obligations Under Minnesota Statute Section 65A.10,*The Zelle Lonestar Lowdown*, September 26, 2025, co-author

Avoiding Bad Faith Allegations in The Adjustment of First-Party Property Claims,PLRB Western Regional Adjusters Conference, Glendale, AZ, June 24-25, 2025, presenter

Structural Damage and Repair Requirements: Navigating Building Codes, CLM Focus Conference, June 12, 2025, presenter

Practical and Tactical Considerations in the Appraisal of 1st Party Property

Insurance Claims, The Northern Wisconsin Chapter of Chartered Property and Casualty Underwriters (CPCU) Insurance Day, Merril, WI, May 7, 2025, co-presenter

Common Abuses in 1st Party Property Claims and How Policy Wording Can Respond, The Northern Wisconsin Chapter of Chartered Property and Casualty Underwriters (CPCU) Insurance Day, Merril, WI, May 7, 2025, co-presenter

How Policy Wordings Can Respond to Common Property Claim Abuses, Western Loss Association Spring Seminar, Schaumberg, IL, April 10, 2025, presenter

"Tort Reform Issues in First-Party Property Claims and Litigation, Kansas Association of Property & Casualty Insurance Companies Inc. Annual Convention, October 9, 2024, presenter

"Property Insurance/Loss-in-Progress Rule", *Insurance Litigation Reporter*, September 23, 2024, author

Beyond the Bluebonnets: Hail and Related-Litigation Is Not 'Minnesota Nice' in That State, *The Zelle Lonestar Lowdown*, August 13, 2024, author

Avoiding First- & Third-Party Bad Faith Allegations,PLRB Claims Conference & Insurance Services Expo, March 20 & 22, 2023, presenter

Avoiding First- & Third-Party Bad Faith Allegations, PLRB Claims Conference & Insurance Services Expo, April 4-5, 2022, presenter

"How will EPLI Policies Respond to Coronavirus Claims?"Zelle Webinar, April 9, 2020, co-presenter

"Adjuster Depositions: Legal and Ethical Implications," Western Loss Association Fall Conference, October 11, 2019, co-presenter

"Recent Developments in Property Insurance Coverage Litigation*," Tort Trial & Insurance Practice Law Journal*,Spring 2019, co-author

"Cryptocurrency and Property Insurance," American Bar Association Property

Insurance Law Committee Spring Conference,May 10, 2019, co-presenter

"Blockchain and Bitcoin: Insurance Implications,"Zelle Insurance Education Webinar, March 5, 2019, co-presenter

"Blockchain and Bitcoin: Insurance Implications,"Western Loss Association,September 28, 2018, co-presenter

"The Keys to Effective Claims Negotiations," Northwest Loss Association, January 17, 2018, presenter

"The Keys to Effective Claims Negotiations," Western Loss Association Delavan, WI, October 19, 2017, co-presenter

"The Court Report: Recent Developments in Property Insurance," Minnesota Claims Managers Association, May 3, 2017, co-presenter

"The Keys to Effective Claims Negotiations," Northwest Loss Association Annual Trade Fair,February 15, 2017, presenter

"Avoiding Bad Faith Allegations," National Association of Catastrophe Adjusters, Las Vegas, NV, January 18, 2017, presenter

"Estimating the Value of the Appraisal Process in Property Claims," Western Loss Association Delavan, WI, September 22-23, 2016, co-presenter

"The Keys to Effective Claims Negotiations," PLRB San Antonio, Texas, April 19-20, 2016, presenter

"Appraisal in Colorado Property Insurance Claims," American Family Eden Prairie, Minnesota, April 7, 2016, presenter

"Avoiding Bad Faith Allegations in Property Claims," Northwest Loss Association Bloomington, Minnesota, March 16, 2016, presenter

"Avoiding Bad Faith Allegations," Zelle Insurance Education Webinar Series,March 4, 2016, presenter

"Avoiding Bad Faith Allegations in Property Claims," Western Loss Association Delavan, WI, September 23-25, 2015, presenter

"Avoiding Bad Faith Allegations in Property Claims," PLRB Anaheim, CA, March 31-April 1, 2015, presenter

"The Insureds Duties in the Claims Process, Catastrophe Specialist, Inc. Adjuster Conference Dallas, TX, January 28, 2015, presenter

"Employment Law 2.0 - Staying Legal in the Information Age," Minneapolis, MN, July 22, 2014, co-presenter

"Avoiding Bad Faith Allegations in Property Claims," PLRB Indianapolis, IN, March 17-18, 2014, presenter

"Why Growth In Nanotechnology Matters To Insurers*," Insurance Law360*,September 9, 2013, author

PROFESSIONAL AFFILIATIONS

Twin Cities Diversity in Practice- Member Representative (2020-present)

PLRB Affiliate Advisory Board, Member (2014-Present)

Drake University Law School Board of Counselors (2017-2023)

Northwest Loss Association

Minnesota State Bar Association; Women in the Legal Profession Committee Member (2009-2014), Diversity Survey Update Committee Member (2010-2011)

Minnesota Women Lawyers

Hennepin County Bar Association

American Bar Association

Federal Bar Association

NOTEWORTHYRecognized by *The Legal 500* as a Minneapolis Elite Commercial Disputes Lawyer (2026).

Selected for inclusion in*The Best Lawyers in America*, 2025, 2026, and 2027.

ZELLE LLP

Lindsey Davis

From 2009 to 2017, Lindsey was recognized by *Super Lawyers* as one of its "Rising Stars."In 2011, Lindsey was named an Up and Coming Attorney by *Minnesota Lawyer* magazine.

From 2015 to 2020, she taught legal writing to first-year law students at Mitchell Hamline School of Law.