

A. SOCIETAL ATTITUDES ABOUT LAW ENFORCEMENT

1. The Rodney King Case

- ▶ Effect on jury trials

(Notes)

2. The bizzare and dangerous

- a. Recent New England legislator
- b. Cop killer rap
- c. St. Louis example

(Notes)

3. A Judeo-Christian ethical view of law enforcement and government

(Notes)

B. THE LEGAL LANDSCAPE

1. Force/arrest issues

(Notes)

2. Employment issues

(Notes)

3. Discrimination issues

(Notes)

4. Punitive Damages

(Notes)

C. RISK MANAGEMENT

1. The insurance crisis of the 1980's and the 1986 tort immunity amendment

(Notes)

a. The 1989 prediction of Sotos and Hervas (Insert A)

(Notes)

- b. Understanding conflicts in insurance coverage and defense by counsel

(Notes)

- (1) *Seibert* case (Insert B)

- ▶ Presence of claim for punitive damages entitles officer to independent counsel at insurer's expense

(Notes)

- (2) *Lombard* case (Insert C)

- ▶ IRMA had no duty to defend punitive damages claim against individual police officers pursuant to "no coverage - no defense" clause in IRMA contract

(Notes)

- 2. Manage your risk

- a. Insurance for punitive damages (Insert D)

- ▶ Attorney General Ryan Opinion

(Notes)

b. Resolution of reinsurance (Insert E)

- ▶ Village of Itasca example

(Notes)

c. Protecting assets (Insert F)

- ▶ Protect your home - tenancy by the entirety

(Notes)