

## John F. Lorentzen

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### DES MOINES OFFICE

John Lorentzen practices in [commercial litigation](#), insurance, and [ERISA](#). His practice in these areas includes [litigation](#) and appeals before state and federal courts and agencies.

He has been involved as first chair in a number of trials, both jury and non-jury; arbitrations; and in over 30 reported or pending appeals.

## RECOGNITION

### Martindale-Hubbell

AV® Preeminent

### The Best Lawyers in America®

Commercial Litigation, 2012-2025

### Great Plains Super Lawyers

Business Litigation, 2012-2024

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### Order of Barristers

## PROFESSIONAL & COMMUNITY AFFILIATIONS

### American Bar Association

Litigation Section

### Iowa State Bar Association

### Polk County Bar Association

### Iowa Defense Counsel Association

## SIGNIFICANT CASES

***McKenna v. Meadowvale Dairy Employee Benefit Plan*, 973 F.3d 805 (8th Cir. 2020).** Assignment of benefits to provider would not constitute appointment of provider as an authorized representative for internal ERISA appeals.

***Telligen, Inc. v. Atlantic Specialty Insurance Company*, 413**



## PRACTICE AREAS

- Litigation
  - Business & Commercial Litigation
  - ERISA Litigation
  - Insurance Coverage & Conduct

## EDUCATION

- St. Olaf College (B.A., with honors)
- Drake University (J.D., with honors)

## BAR ADMISSIONS

- Iowa
- Admitted to practice in all state and federal courts in Iowa
- Federal District Court, Central District of Illinois
- Eighth Circuit Court of Appeals
- U.S. Supreme Court

**F.Supp.3d 842 (S.D. Iowa 2019).** DOL's request for inspection of ERISA plan documents was not a claim that was required to be reported to liability insurer.

**Decker Plastics Corp. v. West Bend Mutual Insurance Company 880 F.3d 1017 (8th Cir. 2018).** Physical damage from manufacturing defect not caused by "occurrence".

**Rebarcak v. Cincinnati Insurance Company 2017 WL 5957200 (S.D. Iowa 2017).** No bad faith tort claim for breach of workers' compensation settlement agreement.

**Iowa Code § 522B.11(7) (2011).** Re-establishing elements of negligence claim against insurance agent. Abrogating in part Langwith v. Am. Nat'l Gen. Ins. Co., 793 N.W.2d 215 (Iowa 2010), appeal after remand, 2012 WL 4513904 (Iowa Ct. App. 2012).

**McGinnis v. The Iowa Clinic 2009 WL 2424643 (Iowa Ct. App. 2009).** No common law direct action by shareholders against corporation.

**W.C. Stewart Constr., Inc. v. Cincinnati Ins. Co. 2009 WL 928871 (Iowa Ct. App. 2009).** Physical damage from construction defect not caused by "occurrence".

**Travelers Cas. & Sur. Co. of Am. v. IADA Servs., Inc., 497 F.3d 862, 76 U.S.L.W. 1120 (8th Cir. 2007).** No right of contribution between shared fiduciaries under ERISA (circuit split between the 2nd and 7th and the 8th and 9th).

**Iowa Grocery Indus. Ass'n v. City of Des Moines 712 N.W.2d 675 (Iowa 2006).** Municipal ordinance preempted by state statute.