

Mark M. Tallmadge

General Counsel & Principal

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A Principal of Bressler since 1990, Mark Tallmadge's practice is concentrated in trial and appellate litigation involving professional negligence, insurance coverage, insurance insolvency and bad faith issues. In an era where very few lawyers go to court, Mark is a true trial and appellate lawyer, and is valued for his pragmatic approach, negotiating skills and intuitive ability to create synergy where most professionals become mired in strife. When a negotiated solution cannot be achieved, Mark is a litigator whose courtroom experience has proven to be a significant advantage to his clients.

A noted authority in the areas of insurance insolvency and insurance coverage litigation, Mark provides comprehensive litigation representation in the areas of professional liability, environmental claims, and the representation of state insurance guaranty associations. In addition, Mark is the litigator other lawyers turn to when faced with a professional liability lawsuit or ethics grievance. His professional negligence litigation practice is known throughout the state, and he is frequently retained to defend even the most difficult claims.

Mark remains ever mindful of each client's specific concerns about a given case and is retained again and again for providing a truly objective assessment of the situation at hand. Mark never loses sight of the big picture of a claim. Although he has an impressive track record of undeniable results, he never loses the practical perspective and evaluates matters from a legal, as well as economic perspective.

Mark has been a featured speaker at the National Conference of Insurance Guaranty Funds and at the New Jersey State Bar Association on coverage and insurance solvency issues. He has also spoken before the Professional Liability Underwriting Society on legal malpractice issues.

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AREAS OF PRACTICE

General Litigation

Insurance & Healthcare
Regulatory Compliance and
Transactional

Insurance Coverage Disputes &
Bad Faith Claims

Insurance Litigation

Insurance Premium &
Collection Litigation

Life, Health, Disability & ERISA
Litigation

National Accounts and Loss
Sensitive Insurance Programs

Professional Liability

Workers' Compensation

EDUCATION

- University of Notre Dame
Law School, J.D., 1982
- University of Notre Dame,
B.B.A., 1979

ADMISSIONS

New Jersey

Illinois

U.S. District Court, District of
New Jersey

Upon graduation from law school, Mark clerked for The Honorable Clarkson Fisher, Chief Judge of the United States District Court for the District of New Jersey. Mark was also appointed by the Supreme Court of New Jersey to the District XA Ethics Committee, where he served on the committee for four years, acting as the Chair in 2010.

Awards & Accolades

- Recognized in the *Chambers USA Guide to "America's Leading Lawyers for Business"* for Litigation: Insurance, 2018-2022
- Included in the list of the *Best Lawyers in America*[®], 2006-2022
- Selected to the list of *New Jersey Super Lawyers*, 2008-2021
- Selected to the list of *Martindale-Hubbell AV*[®] Preeminent lawyers
- Selected to *New York Magazine's* list of the "NY Area's Best Lawyers," 2010

No aspect of this or any advertisement has been approved by the Supreme Court of New Jersey. A description of the award methodologies can be found here.

Experience

Mark's published decisions include:

- *Farmers Mutual Fire Ins. Co. v N.J. Property-Liability Insurance Guaranty Association*, 215 N.J. 522 (2013)
- *American Int'l Ins. Co. v 4M Interprise, Inc.*, 431 N.J. Super. 514 (App. Div.), *certif den.* 216 N.J. 366 (2013)
- *Oyola v Xing Lan Liu*, 431 N.J. Super. 493 (App. Div.), *certif. den.*, 216 N.J. 86 (2013)
- *Lobiondo v. Schwartz*, 199 N.J. 62 (2009)
- *Posso v. Acceleration National Insurance Co.*, 402 N.J. Super. 381 (App. Div.), *certif. den.*, 960 A.2d 744 (2008)
- *Kranz v. Tiger*, 390 N.J. Super. 135 (App. Div.), *certif. den.*, 192 N.J. 294 (2007)
- *Thomsen v. Mercer-Charles*, 187 N.J. 197 (2006)
- *Aftab v. New Jersey Property-Liability Insurance Guaranty Association*, 386 N.J. Super. 41 (App. Div.), *certif. den.*, 188 N.J. 357 (2006)

U.S. District Court, Southern District of New York

U.S. District Court, Eastern District of New York

U.S. Court of Appeals, Third Circuit

U.S. Court of Appeals, Second Circuit

- *Shaler v. Toms River Obstetrics & Gynecology Associates*, 383 N.J. Super. 650 (App. Div.), certif. den., 187 N.J. 82 (2006)
- *ARCNET Architects, Inc. v. New Jersey Property-Liability Insurance Guaranty Association*, 377 N.J. Super. 102 (App. Div. 2005)
- *Primus v. Alfred Sanzari Enterprises*, 372 N.J. Super. 392 (App. Div. 2004), certif. den., 182 N.J. 430 (2005)
- *Jerista v. Murray*, 185 N.J. 175 (2005), rev'g, 367 N.J. Super. 292 (App. Div. 2004)
- *Hudson Environmental Associates v. New Jersey Property-Liability Insurance Guaranty Association*, 372 N.J. Super. 284 (Law Div. 2004)
- *Carpenter Technology Corp. v. Admiral Insurance Co.*, 172 N.J. 504 (2002)
- *Mayer Pollock Steel Corp. v. New Jersey Surplus Lines Insurance Guaranty Fund*, 352 N.J. Super. 269 (App. Div. 2002)
- *Jendrzewski v. Allstate Insurance Co.*, 341 N.J. Super. 460 (App. Div.), certif. den., 170 N.J. 209 (2001)
- *Tehan v. Disability Management Services, Inc.*, 111 F. Supp.2d 542 (D.N.J. 2000)
- *Harrow Stores v. Hanover Insurance Co.*, 315 N.J. Super. 547 (App. Div. 1998)
- *Sayre v. Insurance Co. of North America*, 305 N.J. Super. 209 (App. Div. 1997)
- *New Jersey Guaranty Association v. Ciani*, 242 N.J. Super. 164 (App. Div. 1990)
- *NL Industries, Inc. v. Commercial Union Insurance Co.*, 144 F.R.D. 225 (D.N.J. 1990)
- *Gonzalez v. Northwest Airlines, Inc.*, 201 N.J. Super. 422 (App. Div. 1985)

News & Alerts

Chambers USA 2022 Recognizes 12 Bressler Attorneys and Five Practice Areas
Firm News, 06.01.2022

44 Bressler Attorneys Recognized By Best Lawyers in America 2022, Including 1 "Lawyer of the Year" and 13 "Ones to Watch"
Firm News, 08.19.2021

Articles & Publications

Mark Tallmadge, Diana Manning & Michael Hensley Featured in Law360 Article on New Jersey Regional Powerhouse Listing
Publication, 08.02.2021

Civic Involvement

- President, Patriots' Path Council, Boy Scouts of America

Professional Affiliations

- Fellow, Litigation Counsel of America
- Fellow, American Bar Foundation
- Member, New Jersey State Bar Association
- Member, Morris County Bar Association
- Member, Professional Liability Underwriting Society
- Member, Defense Research Institute
- Member, New Jersey Defense Association
- Member, National Conference of Insurance Guaranty Funds