



## Amy L. Diviney

SENIOR ATTORNEY

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### Practice Areas

Insurance Coverage Law

### Education

- Western Michigan University Cooley Law School, *magna cum laude*, J.D., 2013
- Wayne State University, B.S., 1989

### Admissions

Michigan, 2013

U.S. District Court, Eastern District of Michigan, 2013

U.S. District Court, Western District of Michigan, 2013

Amy L. Diviney is a senior attorney in Plunkett Cooney's Insurance Coverage Practice Group. She represents insurance companies and insureds in litigation involving property coverage, Michigan No-Fault Law, premises liability, pet liability, toxic torts, declaratory judgment actions and subrogation.

In addition to her litigation practice, Ms. Diviney has experience conducting coverage analyses and examinations under oath, as well as drafting reservation of rights, cooperation, denial and tender notification letters.

### Representative Client Work

- Assisted in advising insurer on coverage issues arising from multi-million dollar lawsuit against manufacturers and distributors of opioids
- Drafted multiple analyses at the request of insurer client regarding available first-party coverage under the policy, including for water-related losses, pollution-related losses, asbestos abatement, bat guano, mysterious disappearance and matching issues
- Drafted multiple analyses at the request of insurer client regarding third-party coverage, including under garage keeper's endorsements, asbestos exclusion endorsement, absolute pollution exclusion endorsements and lead exposure exclusion endorsements, as well as Tik-Tok challenge and cyberbullying claims
- Obtained numerous summary judgments in the client's favor, including claims involving premises liability, motor vehicle negligence, No-Fault, and first-party matters, including where

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plaintiff sought coverage for an RV under an extended service plan underwritten by the client-insurer

- Resolved numerous claims involving fire losses, including first-party and third-party disputes wherein landlords brought claims against tenants for fire losses

### **Professional Affiliations**

- Macomb County Bar Association
- State Bar of Michigan (Insurance and Indemnity Law, Litigation sections)