



Subrogation vs Reimbursement vs Assignment

Case law: "terms are interchangeable." They are not!

BAM! Blue, Aldous and Malouf & \$114**M** jm for Hill.

Aldous v Darwin Nat'l Assurance Co: 5th cir, 03/16/17:

"Darwin, get off your Nat'l Ass and sue the third party, because your subro interest vs 3rd party **is not** a right of reimb against your own insured."

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Ch. 140 Civil Prac. & Rem. Code

Effective 01/01/2014

For insured health, disability, occ injury; & self-funded gov't plans

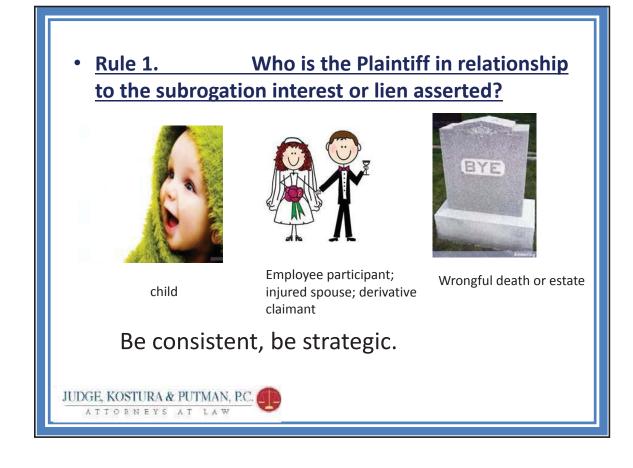
Not w/c, not M/Care, not M/Caid

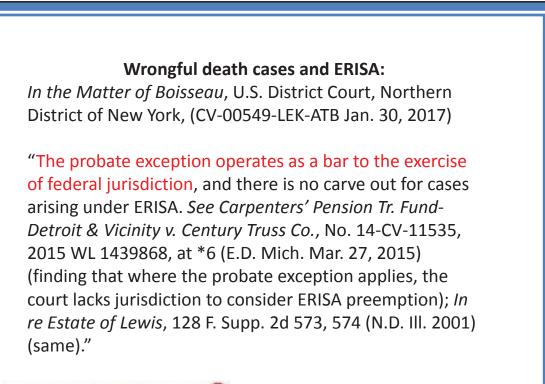
1/3 1/3 1/3 of 3rd party recovery

No subrogation to PIP No subrogation to UM/UIM if ptf or family purchased it No subro to children's or w/d recoveries

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