

TRENDS: USE OF REPRESENTATION AND WARRANTY INSURANCE IN M&A TRANSACTIONS

Moderator: Mark S. Solomon, Katten


Panelists:

Jennifer Wisinski – Haynes and Boone

Craig Menden – Willkie Farr & Gallagher

Michael O'Bryan - Morrison & Foerster

Noelle Reed - Skadden



Introductions and Opening

The Use of Representation and
Warranty Insurance in M&A
Transactions

Threshold deal size continues to decrease

- The historical deal threshold for rep and warranty insurance was around \$50MM, but insurers are now willing to quote for lower than \$10MM.
- Efficiencies in the underwriting process and standard “market terms” have made it profitable for insurers to insurer smaller and smaller deals.
- “Insurance Tower” syndication provides for greater insurer risk allocation.

Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the [UT Law CLE eLibrary \(utcle.org/elibrary\)](https://utcle.org/elibrary)

Title search: Trends: Use of Representation and Warranty Insurance in M&A Transactions

Also available as part of the eCourse

[2020 Mergers and Acquisitions eConference](#)

First appeared as part of the conference materials for the
16th Annual Mergers and Acquisitions Institute session
"Trending Topics in Indemnification in Uninsured M&A"