

BAIN & BARKLEY

Data Driven. Relationship Focused.

FIRM OVERVIEW: A Wealth of Expertise at an Hourly or Fixed Rate

Since our founding more than 15 years ago, Bain & Barkley has become a leader in the non-standard insurance defense field. We've managed a range of legal matters for small P&C and non-standard insurance carriers utilizing limited liability and standard policies. All of our attorneys are highly experienced in insurance litigation; and all are trained in the Bain & Barkley method of case management and execution of the firm's operating ethos: Deliver optimum client service for a predictable price.

Central to this ethos is providing each carrier with the option of selecting a competitive hourly rate or flat-fee arrangement. We use flexible, fixed-fee billing structures to create efficient and effective litigation results. Over the years, we've found that these unique, fixed-fee billing structures enable our clients to achieve greater certainty, cost savings and organizational efficiency – without jeopardizing results or negatively impacting average indemnity payments.

Our customized fixed-price solutions are focused on the legal work typically required by small P&C and non-standard insurance carriers. These data-driven solutions are long-term service arrangements that cover each phase of the litigation process, from claim file review and discovery to mediation, trial and post-trial motions.

MISSION: Achieve Better Results for Clients at Lower and Predictable Pricing

More than 25 years of personal litigation experience by each shareholder provides Bain & Barkley with a rare breadth and depth of knowledge in the small P&C and non-standard insurance carrier world. We fully understand the unique challenges claims managers face: such as lowering the open case inventory rate, decreasing L&E costs and managing monthly bill reviews, while providing effective defense to their insureds on third-party cases. Claims managers and adjusters turn to us – and stay with us as long-term clients – because we're innovative outside counsel that create customized solutions at a competitive hourly or fixed rate.

With Bain & Barkley you know what the defense costs will be up front if you select the fixed-fee option. We've been able to provide fixed-fee structures because our experienced attorneys focus on quickly resolving cases when possible, and giving sound strategic litigation and business advice. As part of our commitment to optimum client service, each Bain & Barkley attorney is trained in the firm's culture of responsiveness, flexibility to client needs, and how to leverage metrics to provide valuable business insight.

APPROACH: Build Trust and Long-Term Partnerships

As personable as we are professional, one of the firm's shareholders will collaborate with you from the beginning, earning your trust each step of the way by demonstrating knowledge of your unique business model and working closely with your staff to understand all areas of your business, not just the claims department. The more we know how your company works as an insurance carrier, the greater efficiencies we can offer. As our relationship grows, we build on that trust by wisely using the information you've shared concerning case management, quantitative analysis and budget forecasting.

PROCESS: Greater Information Flow Lowers Risk

Personal and tailored service is integral to your success. Our shareholders are involved in examining your long-term legal and business objectives, targeting different possible conclusions for each case and setting the tactical goals to achieve your strategic objectives. This level of service and data generation affords you greater control, enabling you to focus spending, predict case costs and mitigate risk while appropriately protecting your insureds. Similarly, a fixed-base billing program means one-entry billing at staggered points in the litigation process, saving your staff time and energy while giving your company certainty in budget and savings.

ATTORNEYS

Abridged biographies of several of the firm's principal attorneys are delineated below. All of the firm's attorneys have experience in, and practice, insurance defense litigation.

Stephen D. Bain

Steve has more than 25 years of experience defending companies of all sizes in insurance and business litigation, including Auto Liability, Fraud Investigation, Storm, Trucking and Transportation, Personal Injury, Bad Faith, DTPA claims and Contract Disputes. Clients turn to Steve for his expertise and consistent record of success in defending insurance companies through verdict in both jury and non-jury trials and arbitration. Steve also specializes in fraud investigations, frequently conducting EUOs in complex claims and coverage dispute cases.

Michael "Tate" Barkley

Tate has actively practiced for 25 years, managing first-party Storm and third-party Auto Liability cases. Tate's demonstrated success in trying both Personal Injury Cases and Insurance Law cases is based on his extensive experience, which also includes mold and foundation litigation.

Greg G. Chandler

Greg focuses on Automobile cases for several non-standard carriers. His exemplary record includes defending insureds, insurance companies and self-insured corporations from claims and lawsuits in motions, mediation and other proceedings, through trial.

PRACTICE AREAS

Bain & Barkley's practice is built on almost two decades of defense for small P&C and non-standard insurance carriers across the U.S. We handle both first- and third-party cases involving automobile and homeowner policies. From the start of each engagement, we focus on how we can help you use the management information and data analytics we generate to provide you with greater business intelligence. The data we provide helps our clients to develop cost management practices, litigation management strategies, and preventative cost and expense measures while improving operational performance and lowering costs.

Our extensive experience has given us deep expertise in coverage and policy issues, as well as in managing insurance companies' needs in first-party, third-party and bad faith litigation involving personal and commercial insurance lines. As part of our attorneys' professional development, ongoing training is conducted in recent developments in the practice areas detailed below.

INSURANCE COVERAGE ISSUES AND LITIGATION:

AUTO LIABILITY

Auto liability defense is our largest practice area. The firm's attorneys are versed in all arguments and have managed virtually every type of policy, loss or claim. Bain & Barkley is dedicated to developing specialized solutions for the small P&C and non-standard insurance carriers we represent. The firm focuses on mitigating the carrier's costs and efficiently closing cases.

STORM

Bain & Barkley has a long history of helping carriers defend against Storm suits throughout Texas, including, wind storm, hail storm and tornadoes.

FIRST-PARTY HOMEOWNERS

Bain & Barkley's expertise comprises coverage investigations, opinions and defense in first- and third-party suits. The firm represents both small P&C and non-standard insurance carriers in a wide variety of lawsuits (such as storms, allegations of bad faith, fire, burglary and theft, breach of contract, and violations of the Texas Insurance Code and the Texas Deceptive Trade Practices Act). The firm's attorneys carefully analyze all phases of the litigation process and focus on opportunities for subrogation wherever possible.

FRAUD INVESTIGATION

Bain & Barkley has provided expert counsel to nationally known, small P&C and non-standard insurance carriers in regards to their fraud investigations. Having taken hundreds of witness statements and examinations under oath, our attorneys have developed proprietary and proven methods for questioning witnesses and claimants in internal and external fraud cases, as well as for managing the entire investigative process. To learn about Bain & Barkley's fraud prevention training seminars and continuing education credits, please email Steve Bain at steve@bainlaw.net.

OUR OFFICES:

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CONTACT US:

For more information about our firm and how we customize solutions for small P&C and non-standard insurance carriers across Texas and throughout the U.S., please contact founder Steve Bain: Steve@bainlaw.net.