



CRAIG NIERMAN

Nierman ADR

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EDUCATION

Harvard Law School

Negotiation Master Class, 2024

University of Iowa College of Law

J.D. with High Distinction, 1999

University of California, Davis

B.A., 1990

SELECTED PUBLICATIONS

Lloyd's of London's Impact on U.S. Insurance Litigation

55 THE BRIEF 3 (2026) (lead author)

Arbitrating Out-of-Network Reimbursement: The No Surprises Act

38 THE HEALTH LAWYER ____ (2026)

Principles of Multi-Layer Insurance Coverage: Duties, Allocation, and Risk

35 INSURANCE COVERAGE LITIGATION 2 (2026)

Not What We Bargained For: Deception's Unintended Consequences

54 THE BRIEF 4 (2025)

Data-Driven Negotiations: Applying Counterintuitive Research to Avoid Bargaining Regrets

53 THE BRIEF 4 (2024)

Virtually as Good? Psychological, Practical, and Performance Issues in Online Mediation

American Bar Association, Professional Liability Litigation Committee (2024)

COMPREHENSIVE BUSINESS LAW, 3rd ed. Cognella (2022) (co-author)

CURRENT POSITIONS

Nierman ADR - Arbitrator and Mediator

Serves as arbitrator and mediator in complex, high-exposure insurance and healthcare disputes including payor-provider matters, layered or overlapping first- and third-party coverage claims, extracontractual liability, professional negligence, and physician-practice disputes.

University of Iowa College of Law, Adjunct Law Professor

Arbitration: Federal Arbitration Act; jurisdiction; arbitral ethics; class arbitration; vacatur, confirmation, and enforcement of awards; and international arbitration.

Insurance: First- and third-party coverage; ERISA; overlapping and excess coverage; duty to defend; long-tail claims; subrogation; and producer liability.

LAW PRACTICE EXPERIENCE

Phelan Tucker Law LLP, Iowa City, Iowa, Partner, 2017-25

Nierman Law PLC, Iowa City, Iowa, President, 2001-17

Dell Richard Law Office, Iowa City, Iowa, Associate, 1999-2000

Practice Overview

Handled complex insurance and healthcare disputes with overlapping legal, financial, and regulatory issues. Clients included businesses, insurers, individuals, hospitals and clinics, as well as public entities. Regularly involved in matters proceeding through arbitration, jury and bench trials, and appeals, with a dual focus of prosecuting litigation and developing practical resolution strategies.

Insurance Coverage and Claims

- First- and third-party coverage disputes, including layered and excess coverage cases
- Duty to defend and indemnity allocation across multiple insurers
- Extracontractual exposure
- Professional negligence and medical device claims
- Producer liability and carrier-broker disputes

Healthcare and Payor-Provider Disputes

- Reimbursement disputes involving ERISA plans, commercial insurers, and government payors
- Managed care and network participation conflicts
- Professional negligence and risk allocation issues
- Regulatory issues including HIPAA compliance
- Provider contracting, affiliations, and transaction-related disputes

SELECTED PROFESSIONAL MEMBERSHIPS AND AWARDS

Academy of Court-Appointed Neutrals
Member

American Academy of ADR Attorneys
Past President
Board Certified Arbitrator and Mediator

American Bar Association
Sections:
Business Law; Dispute Resolution;
Health Law; Litigation; Tort, Trial and
Insurance Practice (TIPS)

Judge David R. Hansen Inn of Court
Past President

Eighth Circuit Bar Association
Member

International Academy of Dispute Resolution
Mediator of the Academy

Iowa State Bar Association
Outstanding Section Chair Award
Pro Bono Honor Roll
Sections:
Alternative Dispute Resolution (past
Chair); Federal Practice; Health Law;
Litigation

Martindale-Hubbell
AV Preeminent

National Academy of Distinguished Neutrals
Inducted Member

Order of the Coif
Inducted Member

State of Iowa
Governor's Volunteer Award

BAR ADMISSIONS

United States Court of Appeals
Eighth Circuit

United States District Court
Northern District of Iowa
Southern District of Iowa

Supreme Court of Iowa

OTHER EXPERIENCE

Handong Global University; Pohang, Republic of [South] Korea
Adjunct Law Professor, 2009
Insurance: First- and third-party coverage; ERISA; overlapping and excess coverage; duty to defend; long-tail claims; subrogation; and producer liability.

State Farm Insurance Companies; California, Indiana, and Iowa
Claim Specialist, 1990-97
Managed, evaluated, and resolved first- and third-party claims in multiple jurisdictions; analyzed medical records and coding; participated in arbitration and mediation; testified in litigation.

SELECTED PROFESSIONAL PRESENTATIONS

The No Surprises Act: Taking Out-of-Network Out of Court
American Bar Association, TIPS (invited), September 2026

Process for Selecting an Arbitrator; Arbitrator Ethics and Disclosures
American Health Law Association (virtual), May 2026

Deception: Ethics, Internal Consequences, and Prevention
American Arbitration Association (virtual), March 2026

Towers of Risk: Duties, Ethics, and Extracontractual Exposure in Multi-Layer Coverage
American Bar Association, Litigation Section, Tucson, March 2026

From Lime Street to Main Street: The London Market's Influence on American Coverage Disputes
American Bar Association, TIPS, San Diego, February 2026

Using Technology to Connect with Juries
Judge David R. Hansen Inn of Court (virtual), February 2026

Not What We Bargained For: Deception's Unintended Consequences
American Academy of ADR Attorneys (virtual), October 2025

Mediating Insurance Coverage Cases
American Bar Association, TIPS, Chicago, September 2025

Virtually as Good? Psychological and Practical Issues in Online Mediation
University of California, Berkeley Judicial Institute (virtual), July 2025

Using Focus Groups, Jury Surveys, and Jury Consultants
Iowa State Bar Association, Des Moines, June 2025

Electronic Medical Records
American Bar Association, Litigation Section (virtual), May 2025

Data-Driven Negotiations: Applying Counterintuitive Research to Avoid Bargaining Regrets
American Bar Association, Business Section, New Orleans, April 2025

Mediating Professional Liability Cases
American Bar Association, Litigation Section (virtual), October 2024

Taking Medical Provider Depositions
Iowa State Bar Association (virtual), August 2024

Tested and Proven Strategies for Success in Insurance Coverage Mediations
American Bar Association, Litigation Section, Tucson, March 2024