

Title Insurance

ATTORNEYS

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Title insurance is an integral part of every real estate transaction of any consequence. Over the course of more than five decades, the real estate practice of Bean, Kinney & Korman has dealt with innumerable matters affecting title to real property and associated title insurance considerations.

Since 1991, our firm has developed a reputation as a premier legal services provider to the title insurance industry, representing insurers and their insureds in a wide range of matters, including:

- Litigation defense of owners and lenders;
- Analyzing and advising on policy coverage issues;
- Litigation defense of coverage claims;
- Litigation defense of claims against approved agents; and
- Subrogation claims and collection.

Title Insurance and Title Disputes Experience

Our experience includes claims arising out of abstracting errors, settlement errors, frauds, forgeries, missing interests, hydroelectric power rights, riparian rights, governmental rights, railroad rights of way, federal tax liens, bankruptcy trustee actions and statutory tenant rights. We have particular strengths in tackling unusual and challenging title problems for which there is no textbook answer.

Prominence in the Title Industry

We are well known for our attorneys' participation in industry events and programs and for our contributions to the educational development of industry professionals. We regularly publish articles and present seminars on title insurance. Our attorneys have

established themselves through leadership positions within professional organizations concerned with title industry matters, including serving on the Title Insurance Litigation Committee of the American Bar Association Tort Trial and Insurance Practice Section.

PUBLISHED ARTICLES

Closing Protection Letter Claims

ABA Title Insurance Litigation Committee Newsletter, June 28, 2015

When's it OK to Re-record a Deed?

VLTA Examiner, April 7, 2014

Misplaced Trust

VLTA Examiner, July 1, 2013

Abstract Problems and Concrete Solutions

VLTA Examiner, April 1, 2013

Court Rules CPL Doesn't Insure Title

Title Insurance Law Newsletter, February 1, 2013

Curing Title Defects During Foreclosure

The Fee Simple, April 1, 2012

Wrestling with the Trustee's Strong Arm: Defending Avoidance Actions Under Section 544 of the Bankruptcy Code

Title Insurance Litigation Committee News, December 18, 2011

Title Insurer Not Liable for Approved Attorney's

Misrepresentation, but Policy's "Unsuccessful Cure" Provision Did Not Apply

The Title Insurance Law Newsletter, December 18, 2011

The Drafting of Property Settlement Agreements: DeMayo v. DeMayo – A Cautionary Tale

The Fee Simple, May 1, 2011

Title Insurer's Duty to Defend Addressed in Several Court Cases

Title News, American Land Title Association, March 18, 2011

How to Defend Avoidance Actions in Bankruptcy Litigation
The Practical Real Estate Lawyer, January 18, 2011

Top 10 Claims for 2009
Virginia Land Title Association Examiner, Volume 16, Number 1,
December 1, 2010

Tips for Maximizing Alternative Dispute Resolution
Virginia Lawyers Weekly, Page 8, September 5, 2010

Mortgage Purchaser Can't Hold Title Insurer Liable for
Fraudulent Conspiracy Between Originating Lender and
Settlement Agent
Title Insurance Law Newsletter, February 18, 2010

New RESPA Rules Impact Loan Quotes and the Settlement
Statement
VLTA Examiner, Volume 15, Number 2, July 1, 2009

Recouping Losses Due to Settlement Agent Wrongdoing
Litigation Commentary & Review, June 1, 2009

Court Dismisses Foreclosure Rescue Suit Against Title Insurers
*The Title Insurance Law Newsletter of the Land Title Industry
Litigation News & Comment*, December 18, 2008

The Effect of Electronic Filing of Cover Sheets in Virginia
The Fee Simple, November 1, 2007

Should You Trust a Trustee?
VLTA (Virginia Land Title Association) Examiner, July 18, 2004

Court Rules Title Insurer Must Defend Trespass Suit
E-Dirt, The Latest Information in Real Estate Law, Issue 2004.1,
April 19, 2004

Know Your Entity: How to Reduce Risks When Insuring Titles
Granted by Corporations, Other Legal Entities, Trustees and
Churches (Part Two)
VTLA Examiner, Volume 7, Number 1, June 1, 2001

The Law of Closing Protection Letters
Tort and Insurance Law Journal, Volume 36, Number 3, April
18, 2001

How Bankruptcy Affects Real Estate Titles and Bankruptcy Risks Covered by Title Insurance
Title Insurance Litigation Committee Spring Meeting, March 18, 2001

Know Your Entity: How to Reduce Risks When Insuring Titles Granted by Corporations, Other Legal Entities, Trustees and Churches (Part One)
VTLA Examiner, Volume 6, Number 2, June 18, 2000

More Than They Bargained For: Are Title Insurance Companies Liable in Tort for Undisclosed Title Defects?
45 Cath. U.L. Rev. 71, June 7, 1995

NEWS

Raighne Delaney was quoted in “Many bars, business groups back appeal of right proposal”
Virginia Lawyers Weekly, Monday September 7, 2020

Malcolm W. Thomas Joins Bean, Kinney & Korman
Tuesday February 25, 2020

Attorney James Bruce Davis’ Article Cited in Recent Maryland Court of Special Appeals Opinion
Friday March 9, 2012

Trump Attorneys Fight for Albemarle House rights
Wednesday November 9, 2011

SEMINARS & EVENTS

Raighne Delaney presents at the Virginia Land Title Association Convention.
Williamsburg, Virginia, Saturday, June 9, 2012

“Curing Title Defects”
Thursday, February 2, 2012