

# Table of Contents

Table of Cases .....	xix
Introduction .....	1
Chapter 1: The History of Insurance.....	13
Chapter 2: The Contract of Personal Indemnity .....	49
Chapter 3: Construction of Insurance Contracts.....	71
Chapter 4: Differences between Property and Liability Policies.....	145
Chapter 5: Rescission of Insurance Policies .....	219
Chapter 6: Duties of the Insured and the Insurer .....	283
Chapter 7: Conditions, Warranties, and Exclusions .....	439
Chapter 8: Fortuity .....	515
Chapter 9: Trigger of Coverage .....	607
Chapter 10: Appraisal .....	639
Chapter 11: Independent Counsel and the Law of Unintended Consequences .....	673
Chapter 12: Fraud and False Swearing .....	719
Chapter 13: The Equitable Remedy of Subrogation.....	745
Chapter 14: “Other Insurance” Clauses .....	771
Chapter 15: Punitive Damages.....	827
Chapter 16: Preemption and the Power to Control Insurance .....	885
Appendix 1: Definitions.....	917