



Alicia G. Curran

Member

Dallas

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Alicia represents and advises insurance companies in complex coverage and extracontractual third- and first-party matters.

Alicia leads a legal team focusing on the representation of insurers and the defense of their insureds. Her emphasis on early development of factual issues, innovative case positioning, problem resolution, and timely information assists her clients in obtaining positive case results. Now concentrating her practice in the areas of first- and third-party bad faith insurance litigation and insurance coverage, as well as agent and broker malpractice, she also has prior experience and continues to receive litigation assignments involving professional liability, defamation, business disputes, construction defect, premises liability, and general tort matters.

Alicia earned her Bachelor of Business Administration, from Texas Tech University, where she specialized in finance. She also has a Master of Business Administration from Southern Methodist University and earned her law degree from Southern Methodist University Dedman School of Law.

Experience

Represented insurance carriers in lawsuits filed by policyholders seeking business-interruption coverage due to COVID-19, including disputes centering on direct physical loss or damage, virus exclusions, manuscript policies, and assignment of claims.

Represented insurance carriers in coverage disputes and appraisals involving damage caused by theft, wind, hail, winter storms, and hurricane events.

Represented a carrier in a business-interruption litigation concerning the construction of commercial properties.

Represented property carriers in disputes regarding alleged common-law bad faith, statutory bad faith, and violations of the Texas Prompt Payment of Claims Act.

U.S. District Court for Northern District of Texas grants summary judgment holding that notice after all appeals in underlying lawsuit are final constitutes late notice leading to no indemnification for underlying judgment and no extra-contractual damages for non-payment of judgment.

Texas State Fort Bend County District Court grants excess insurer's motion to compel appraisal after denying primary carrier's motion leading to resolution of case, including bad faith.

Secured an award of approximately \$1 million on behalf of an insurer through a successful motion for summary judgment in a case stemming from the settlement of a lawsuit by the insured, a real estate developer, concerning the defective construction of a residential complex. Our client paid toward that settlement under the insured's excess policy and then sought reimbursement from the insured for an unpaid \$1 million deductible. When the insured refused to pay, our client sued for breach of contract. We convinced the court of the fallacy of the insured's argument that prior payments had satisfied the deductible, because amount at issue was a deductible rather than a self-insured retention. Further, the court accepted our argument that anti-stacking and apportionment rules upon which the insured relied

Practice Areas

- Bad Faith
- Insurance Coverage

Industry Sectors

- Insurance

Education

- Southern Methodist University, J.D., 1982
- Southern Methodist University, M.B.A., 1978
- Texas Tech University, B.B.A., 1977

Bar Admissions

- Texas

Court Admissions

- Texas Supreme Court
- U.S. Court of Appeals for the Fifth Circuit
- U.S. District Court -- Eastern District of Texas
- U.S. District Court -- Northern District of Texas
- U.S. District Court -- Southern District of Texas
- U.S. District Court -- Western District of Texas
- U.S. Court of Appeals for the Third Circuit

Affiliations

- American Bar Association
- Dallas Bar Association
- Defense Research Institute
- CLM
- Former co-chair, Ethics & Professionalism Committee, ABA Section of Litigation, Insurance Coverage Litigation Committee

Awards & Honors

- Chambers and Partners USA: Texas: Insurance 2020-2024
- Best Lawyers in America 2018-2025
- Texas Lawyer Legal Awards, Best Mentor, 2022

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in its opposition to our motion were inapplicable, because the matter involved only a single tower of insurance.

Secured dismissal of a malicious civil prosecution lawsuit filed against our insurance company client in the 68th District Court for Dallas County. The plaintiff sued our client for malicious prosecution when it did not dismiss an underlying suit against him immediately upon his demand. We filed a motion to dismiss on the basis that the plaintiff had not alleged the required "special injury" and that the malice regarding an underlying civil suit must be in the commencement, not in the continuation, of the lawsuit. We amended the motion to address the plaintiff's subsequent bare allegations of special injury and malice in the commencement, and the plaintiff then filed a Notice of Nonsuit with Prejudice, ending the case.