



PRODUCT HIGHLIGHTS

FLEXI PLUS FIVE

Benefits of this Program

This policy is a comprehensive liability solution for 501 (c) Non-Profit organizations that offers five unique “flexible” coverages: Directors & Officers Liability (*lead coverage*), Employment Practices Liability, Fiduciary Liability, Workplace Violence, and Internet Liability.

Key Benefits

- Broad definition of claim includes written demand for monetary and non-monetary relief, arbitration and administrative proceedings, as well as civil and criminal actions
- Optional selection of counsel – Insured may choose defense counsel or tender the defense to the Underwriter
- Defense Costs are in addition to the Limit of Liability
- Most favorable venue wording for punitive, multiple or exemplary damages
- Modified consent to settle (hammer) clause – 50/50 with a 10% retention reduction for the insured’s acceptance of the first settlement offer
- For-profit subsidiary coverage available by endorsement
- Definition of Individual Insured includes lawful spouse/domestic partner, the estate, and heirs
- Personal & Advertising Injury coverage
- Definition of Individual Insured includes global equivalents
- True worldwide coverage territory
- Automatic acquisitions coverage for non-profit entities coming within the Insured Organization’s control during the policy period (up to 35% of assets)

Directors and Officers Liability Highlights

- Order of payments language with priority placed on indemnifying Individual Insureds first
- Full severability for Individual Insureds; enhanced for the entity by naming Executive Officers
- Side A and Defense Costs carve-backs for claims alleging breach of contract
- Outside directorship liability (ODL) for 501(c)(3) non-profit entities and endorsed outside entities

Employment Practices Liability Highlights

- Comprehensive 17 point definition of Employment Practice Act which includes: Retaliation, wrongful discipline, constructive discharge, breach of employment contract and much more...
- Third Party coverage
- EPL limits can be shared or purchased as a separate limit
- Mental anguish & emotional distress carve-backs
- Broad definition of Individual Insured includes leased employees
- Independent Contractor included as an Individual Insured

Fiduciary Liability Highlights

- Coverage available for all pension benefit and welfare benefit plans as defined by ERISA
- Omnibus welfare plan coverage
- Coverage includes any actual or alleged violation of Health Insurance Portability and Accountability Act (HIPAA) in the Administration of any Benefit Plan

Workplace Violence Highlights

- Workplace Violence Act includes actual or alleged intentional and unlawful use of, or threat to use, deadly force with an intent to cause harm
- Damages include business interruption expense and public image restoration expense

Internet Liability Highlights

- Libel, slander, oral or written publication of defamatory or disparaging material
- Invasion of or interference with the right of privacy
- Infringement of copyright, service mark, trademark, trade dress, or trade name, title or slogan
- Improper use of literary or artistic titles, formats, or performances

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FLEXI PLUS FIVE - *continued*

Bell Endorsement

- Includes \$25,000 limits each for Identity Theft Expense, Terrorism Travel Reimbursement, Emergency Real Estate Counseling Fee, Temporary Meeting Space Reimbursement, Image Restoration and Counseling, Donation Assurance, Business Travel and \$50,000 limits each for Kidnap Expense and Key Individual Replacement Expenses

Crisis Management Enhancement Endorsement

- \$25,000 limit for crisis management emergency response expenses incurred because of an incident giving rise to a "crisis"

Documents Required for Proposal

- Completed, signed, and dated application
- Latest annual audited financial statement or 990 tax form
- Supplemental claim form, if applicable
- Form 5500 (if fiduciary liability coverage is requested)

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Service

- Clients are serviced by both our home office staff as well as our regional offices located throughout the country

Carrier

- These coverages are underwritten by Philadelphia Insurance Companies, rated A+ (Superior) by A.M. Best. Nationally recognized as a member of Ward's Top 50. Forbes Magazine has recognized the Companies as one of the 400 Best Big Companies in America

Payment Terms

- Interest-free installments available for accounts that generate at least \$2,000 in premium



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