

Management Liability Insurance



Comprehensive Management Liability Insurance for Private Companies

Privately held companies are not immune to the risks inherent in today's constantly changing business environment. On a daily basis, companies, large or small, face serious risks related to a broad range of exposures, which can lead to costly litigation.

With Management Liability (ML) Insurance from Monitor Liability Managers, clients can choose the executive liability coverages best suited to their current business needs. As companies grow and change, Monitor's coverage has the options and limits to evolve with them.

Our comprehensive ML coverage package includes Directors and Officers Liability Insurance and Employment Practices Liability Insurance, with optional Fiduciary Liability Insurance. Our Management Liability policy provides the flexibility and choice companies need.

Coverage Features

- Covers the insured entity and any past, present or future directors and officers of the corporation
- Covers the company and its full-time, part-time, leased, seasonal and temporary employees
- Coverage for charges of discrimination, harassment, retaliation, termination and constructive discharge
- Damages include punitive or exemplary damages up to the limit of liability, where insurable
- Automatic coverage for qualified subsidiaries created or acquired during the policy period
- Automatic coverage for private placements
- Guarantee to quote IPO

- \$500,000 excess limit for insured persons for non-indemnifiable acts
- Duty to defend policy language
- Full prior acts coverage
- No intentional acts or downsizing exclusion
- Side A pollution coverage
- 75%/25% settlement provision
- Worldwide coverage

Coverage Enhancements Available

- Co-defendant liability coverage
- Costs of defense in addition to limit of liability
- Third party liability
- Waiver of deductible (if a ruling of no liability obtained)
- For-profit outside directorship liability coverage
- Sublimit for costs of defense for claims alleging violation(s) of the Fair Labor Standards Act
- Sublimit for costs of defense for criminal investigations brought by any government agency for alleged hiring or harboring of illegal aliens
- Non-rescindable policy options

Contact Frost Insurance for a quote.

Dennis Northington, CIC

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Program Specifics

- ▶ Limits of liability of up to \$5 million
- ▶ Deductibles as low as \$0 for Directors, Officers and Corporate Liability when Employment Practices Liability is purchased
- ▶ Deductibles as low as \$2,500 for Employment Practices Liability
- ▶ Deductibles as low as \$0 for Fiduciary Liability

Target Market

Monitor will consider any size account and most types of companies; however, our target market is:

- ▶ Privately held companies employing up to 2,000 employees
- ▶ Privately held companies with total assets of up to \$100 million

Strength and Stability

Monitor Liability Managers, LLC is a member company of the W. R. Berkley Corporation (NYSE: WRB). W. R. Berkley, founded in 1967, is one of the nation's premier commercial lines property casualty insurance providers. Berkley has annualized revenues of \$4.7 billion, total assets of \$16.1 billion and stockholders' equity of \$3 billion. Insurance financial strength ratings for Berkley include: A.M. Best, "A+" (Superior), Standard & Poors, "A+" (Strong) and Moody's, "A2" (Strong).

As a member company of the W. R. Berkley Corporation with full underwriting and claims authority for all of its insurance products, Monitor provides insureds with access to the resources of a large corporation with the outstanding customer service of a smaller company.

Monitor issues policies through two of the industry's most respected and trusted insurers, Admiral Insurance Company, rated "A+" (Superior) by A.M. Best Company, and Carolina Casualty Insurance Company, rated "A" (Excellent) by A.M. Best Company. Both are W. R. Berkley Corporation member companies.

Expert Claims Handling

Monitor has a dedicated team of professionals, including attorneys, with extensive experience in directors and officers, employment-related and fiduciary litigation. Their experience can provide reassurance to insureds when a claim arises.

Risk Management Services

Because the best way to avoid lawsuits is to prevent them, Monitor supplies all policyholders with free risk management tools, including:

- ▶ Unlimited access to a toll-free Employment Practices Liability Loss Prevention Hotline
- ▶ An interactive CD, "Guidelines for Reducing Exposure to Employment Lawsuits"