



Management and Corporate
Liability Insurance
For Private Companies

ExecPro Products

ELD Executive Liability Division



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The coverages described in this brochure are summarized and do not contain all of the applicable terms, conditions and exclusions. Refer to the printed policy form and policy quotation for complete information on coverage limitations. All coverages are subject to applicable state law and may vary materially from the stated information. Admitted policies are underwritten by Great American Insurance Company or Great American Insurance Company of New York. The following registered service marks are the property of Great American Insurance Company: Great American®, Great American Insurance Group® and ExecPro®.

Management and Corporate Liability Insurance For Private Companies



Private companies, regardless of size and nature of business, may face employment claims as well as claims from competitors, customers, suppliers, creditors, the federal government, and even shareholders. In today's economic environment, directors and officers, as well as the corporation, are routinely named in litigation arising from these situations. Unfortunately, this is not the only threat that companies face today. Any business enterprise can be a victim of criminal activity, such as employee dishonesty, theft, and fraud, with serious consequences to its bottom line.

To help protect companies in such instances, the ELD can offer a customized insurance program with its *ExecPro* Management and Corporate Liability Protection Policies.

- ExecPro Directors', Officers', Insured Entity and Employment Practices Liability Policy
- ExecPro Employment Practices Liability Policy
- ExecPro Fiduciary Liability Policy
- ExecPro Fiduciary Liability for Multiemployer Plans Policy
- ExecPro Private Solution Policy

Policy Options and Features

Insureds have the option of purchasing stand-alone ExecPro policies for D&O, EPL and Fiduciary, or endorsing the EPL and Fiduciary coverages onto the D&O policy.

In addition, companies with assets of \$100 million or less and fewer than 1,000 employees are also eligible for the ExecPro Private Solution Policy, a combined professional liability and crime policy offering four Coverage Parts:

- Directors' and Officers' and Entity Liability Coverage*
- Employment Practices Liability Coverage*
- Fiduciary Liability Coverage*
- Crime Coverage

* Liability coverage parts can be purchased with a single limit for all liability coverage parts or separate limits for each liability coverage part.

Three or more coverage parts must be purchased to qualify for this product.

Typical Coverage Features include:

- Entity Coverage - The policy is structured to respond to suits naming only the company without requiring coinsurance.
- Broad Definition of Employment Practices Wrongful Act - Includes wrongful termination, discrimination, harassment.
- Broad Definition of Employee - Past, present, future, part-time, seasonal and temporary employees are all included as Insureds.
- Insurer's Duty to Defend - Insured has the option to assume defense with the Insurer's consent.
- Definition of Loss - Includes punitive damages with most favored venue wording (available in most states), 502(i) and 502(1) penalties imposed upon an Insured pursuant to ERISA.
- Definition of Claim - Includes written demands for monetary or non-monetary relief, as well as civil, criminal, administrative or arbitration proceedings.

Employment Practices Risk Management Feature

Private companies that purchase Employment Practices Liability Insurance with a Great American ExecPro Policy will be offered an Employment Practices Risk Management Program including loss prevention services provided by Jackson Lewis, a national law firm specializing in employment, labor and benefits law. As part of the Risk Management Program, the Executive Liability Division has arranged for Jackson Lewis to provide telephone consultation on basic workplace topics via a toll free number. In addition, policyholders will receive access to an online copy of Jackson Lewis' Guide to Avoiding Workplace Claims.

For your benefit, the ELD offers *A Guide for Privately Owned or Closely Held Companies*, which contains information about the importance of having Directors' and Officers' Liability Insurance as well as examples of actual claims. If you would like to receive a complimentary copy of this guide, please contact us.



Need an application or specimen policy?

Visit our Web site, www.GreatAmericanELD.com and click on the *Agent's Desk* section. There, you can download applications and policies that are available in your state. Upon completion of the form(s), you can fax them to 847.330.6890.