

# HISCOX C-SUITE® MANAGEMENT LIABILITY



## Protecting businesses and the people who run them

Companies and their officers and directors can be sued by vendors, employees, and competitors. Even a lawsuit without merit is costly to a company, both in financial terms and in damage to their reputation.

### Hiscox C-Suite helps businesses stay one step ahead

We offer a market-leading management liability and crime solution with clear policy language, a simplified application, and enhanced coverage.

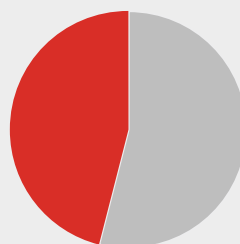
### Hiscox C-Suite covers:

- Negligence, discrimination, breach of contract, and more for companies and their directors and officers
- Employment Practices Liability, Fiduciary Liability, Employed Lawyer Liability, as well as Cyber and Media

### Employee Lawsuits can be costly

**\$160,000**

is average cost for cases that resulted in a defense and settlement payment



**46%**

Retaliation was the most prevalent charge category, named in nearly half of all charges

## Coverage benefits

- ✓ Policy is fully non-rescindable
- ✓ Full individual severability and only knowledge of the CEO, CFO or Risk Manager is imputed to the named insured. This provides individual insureds with coverage despite any “bad actors”
- ✓ 90/10 “hammer clause,” updated to provide the insured the option to withhold consent to a settlement and still receive coverage for 90% of all claims expenses after our recommendation
- ✓ Add additional coverages such as Crime and Cyber

### Private D&O coverage includes:

- ✓ Forms specifically tailored for the needs of companies, such as portfolio companies, healthcare, public officials, and education
- ✓ Coverage for past, present or future directors, officers, trustees, management committee members, and members of the Board of Managers of Advisory Boards
- ✓ Pre-claim inquiry sublimit for individual insureds who are required to appear at a meeting or interview requested by a regulatory entity
- ✓ Additional limit of liability of up to \$1m for a loss resulting from a claim against a non-indemnified executive
- ✓ Reputation loss and derivative demand sublimits

### Employment Practices Liability coverage includes:

- ✓ Coverage for sexual harassment, discrimination, retaliation, hostile work environment, wrongful deprivation of a career opportunity and wrongful termination
- ✓ Workplace violence sublimit

### Fiduciary Liability coverage includes:

- ✓ Broad definition of wrongful act including any act, error or omission in an insured’s capacity as settlor of a plan
- ✓ Sublimit for civil penalties like 502(c), 502(i) and 502(l), the Patient Protection and Affordable Care Act, the Pension Protection Act of 2006, 26 USC 4975

### Employed Lawyer Coverage includes:

- ✓ Legal services performed for the company, as well as moonlighting and pro bono services
- ✓ Expansive definition of individual insured includes employed lawyer, employees of the company who support the employed lawyer and any contract attorney or independent contractor attorney who is conducting legal services on behalf of the company

### Crime Coverage includes:

- ✓ State-of-the-art coverage for current and emerging types of fraud
- ✓ Tech Fraud includes computer fraud, funds transfer fraud, cyber deception, customers’ accounts, and erroneous transfer
- ✓ Money specifically includes virtual currencies like Bitcoin
- ✓ Third party coverage for theft from a customer, client, vendor, or other (even without a written contract). Even includes a client of a client
- ✓ Coverage for employee theft of executive’s property, forgery of executives’ accounts, and extortion

## Management Liability

**Primary coverage:** strong preference for organizations with fewer than 1,000 employees

**Excess coverage:** organizations of any size

Actively target seven key industries in all states except metro California:

- Accommodation and food services
- Administrative support (excluding waste management and employment services)
- Agriculture, forestry, fishing
- Construction
- Manufacturing (excluding medical and technology)
- Professional services (excluding lawyers, accountants, architects, engineers, medical, or technology)
- Retail

### Crime

Open to all sizes of businesses and various industries, including non-profits, and municipalities. Particularly competitive on companies with fewer than 1,000 employees.

For more detailed appetite information, [click here](#) to view our appetite guide

## Risk Management Resources

- Workplace violence coverage response through Control Risks’ 24-hour hotline
- Cost savings partnership with Epiq Solutions to conduct e-discovery for any lawsuit brought by an employee

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## Bring our coverage to life

### Private directors & officers

A \$15 million suit was brought against a private company and its new employee. The suit, which was brought by the former employer, alleged that the employee had misappropriated trade secrets and committed a breach of duty of loyalty. Hiscox defended the employee and settled the suit for under \$200,000.

### Employment practice law

A retail salesperson sued their employer for sexual harassment and wrongful termination. The matter, which appeared to be fabricated, was resolved on summary judgment for approximately \$200,000.

### Tech fraud: cyber deception

A fraudster hacked into the insured's email system and sent an email from the owner's account while the owner was out of the country on business. The email convinced a bookkeeper to transfer \$75,000 to an offshore account.

## The Hiscox Difference

### Financially strong

- Rated A (Excellent) by A.M. Best

### Deep expertise and understanding

- Over 100 years of specialty insurance experience

### Unique features

- Clear and concise policy language makes it easy for you to understand and explain coverage
- Streamlined application to only ask the questions necessary to quickly underwrite the risk
- Innovative offerings with 180 day post-reporting period and new coverage for tech fraud, virtual currencies, and cyber deception

### Personalized service, from underwriting through claims

- We have the courage to say 'yes,' even if that means modifying coverage to meet a client's needs.
- Quick and efficient claims service
- We stand by our policies to deliver what we promised

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### Contact us

[www.hiscox.com/contact-us](http://www.hiscox.com/contact-us)

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For more information, visit [www.hiscox.com/brokers/management-liability](http://www.hiscox.com/brokers/management-liability).



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\*A.M. Best rating as of March 2, 2018 (HIC) and July 20, 2017 (Lloyd's syndicate)