



PRODUCT HIGHLIGHTS

FLEXI PLUS FIVE (NON-PROFIT D&O)

Benefits of this Program

This Non-Profit Directors and Officers Liability program provides comprehensive coverage to higher risk non-profit organizations. Available coverages include Directors & Officers Liability, Employment Practices Liability, and Fiduciary 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 & Officers Liability

- 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
- Personal & Advertising Injury coverage
- Outside Directorship Liability (ODL) for 501(c)(3) non-profit entities and endorsed outside entities

Employment Practices Liability

- Comprehensive 17 point definition of Employment Practices 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

- 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

- 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

- 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

Bell Endorsement

- Includes \$50,000 limits each for Business Travel Accident Benefit, Donation Assurance, Emergency Real Estate Consulting Fee, Identity Theft Expense, Image Restoration and Counseling, Key Individual Replacement Expenses, Kidnap Expense, Terrorism Travel Reimbursement, and Workplace Violence Counseling. \$25,000 limits for each Conference Cancellation, Fundraising Event Blackout, Political Unrest (\$5,000 per employee), Temporary Meeting Space Reimbursement, and \$1,500 Travel Delay Reimbursement

Crisis Management Enhancement Endorsement

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

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FLEXI PLUS FIVE (NON-PROFIT D&O) - *continued*

Documents Required for Proposal

- Completed, signed, and dated Flexi Plus Five (Non-Profit D&O) Supplemental application
- Latest annual audited financial statement or 990 tax form
- Supplemental claim form, if applicable
- Form 5500 (if Fiduciary Liability coverage is requested)

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 PHLI as one of the 400 Best Big Companies in America

Payment Terms

- Installments available for accounts that generate at least \$2,000 in premium

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