

# ExecSuite® - Executive Liability

For more than 21 years, employers across America have trusted Berkley Select to protect their assets. Our ExecSuite® Program offers industry-leading coverages and risk management services for small to midsize companies.

Applicants can depend on state of the art policy and coverage features.

## Policy Highlights

- Multiple coverage parts available, including D&O, EPL, & FL
- Duty to Defend policy language
- Full prior acts coverage
- Automatic coverage for subsidiaries

## Target Market

- Private companies with up to \$100 Million in total assets

## Coverage Specifics

- Limits of liability up to \$5 million and as low as \$250,000
- Primary or excess
- Competitive premiums and deductibles

Since 1997, Berkley Select has written over 35,000 Executive Liability policies and generated \$400 million in premium.

The actions of directors and officers of privately held entities are being scrutinized more than ever.

### DIRECTORS & OFFICERS (D&O)

- A \$1M additional excess limit for non-indemnifiable loss
- Broad definitions of claim
- \$100,000 sublimit for Derivative Demand Investigation Costs Coverage
- Favorable exceptions to the Insured vs Insured exclusion

### EMPLOYMENT PRACTICES LIABILITY (EPL)

- Third party liability coverage for claims brought by non-employees for discrimination or harassment
- Sublimit available for Costs of Defense of Wage and Hour Claims<sup>1</sup>
- Broad definition of Wrongful Employment Act
- Privacy Violation Coverage available by endorsement

### FIDUCIARY LIABILITY (FL)

- Form includes coverage for Compliance Resolution Costs
- Coverage for HIPAA penalties and costs of defense<sup>1</sup>
- Costs of Defense coverage for Settlor Acts<sup>1</sup>

This coverage overview is not part of an insurance contract and does not supersede the policy. Please read the policy form for complete terms, conditions, and exclusions. Premiums and terms depend on the size and type of organization and other factors.

<sup>1</sup> Subject to underwriter approval.

 **Berkley Select**

| a Berkley Company

#### CONTACT US

312-800-6200

#### SEND US YOUR SUBMISSIONS

[esubmissions@berkleyselect.com](mailto:esubmissions@berkleyselect.com)

#### VISIT OUR SITE FOR MORE INFORMATION

[www.berkleyselect.com](http://www.berkleyselect.com)

# ExecSuite® - Executive Liability



Berkley Select's Executive Liability Insurance is designed to address a wide range of exposures of privately held companies. Each policy is tailored to meet the specific needs of each insured.

## Risk Management Services

Policyholders receive complimentary loss prevention tools that include a hotline and dedicated website.

- Toll-free hotline providing basic workplace issue consultations
- Policyholder accessible website containing articles, sample documents, and loss prevention resources

## Berkley Select

Berkley Select is one of the more than 50 portfolio companies of Berkley, a Fortune 500 P&C holding company that operates worldwide in both insurance and reinsurance. NYSE: WRB.

Berkley Select underwrites on behalf of Berkley member insurance companies that are rated A+ (Superior), Financial Size Category XV by AM Best Company.

Coverage is available on Admitted and Non-Admitted paper.

## Claim Management

The Berkley Select claims department is staffed with experienced professional liability specialists. Our dedicated professionals deliver the best possible outcome for the policyholder.

### CLAIMS FACTS

**26%**

PERCENTAGE OF PRIVATE COMPANIES REPORTING A D&O CLAIM IN THE LAST THREE YEARS

**\$387,000**

THE AVERAGE REPORTED LOSS OF A D&O CLAIM

**97,443 AND \$482 MILLION**

RESOLVED CHARGES AND AMOUNT COLLECTED BY THE EEOC IN 2016 FOR WORKPLACE DISCRIMINATION

## Berkley Select EL Claims Highlights

- \$285 million in claims paid
- 6,000 claims serviced

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For an important notice concerning California residents and the CCPA Notice at Collection, refer to: <https://www.berkley.com/privacy#californiaCollectionAtNotice>

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