

## Private Equity Liability Policy

### To Address the Exposures Attendant to Private Equity Investing

Investment professionals are confronted with obstacles that test the savviest managers. Turmoil in the credit markets, stock market volatility, deteriorating consumer confidence, and bankruptcy filings pose significant issues for managers of alternative asset investments.

Whether operating under ordinary or distressed market conditions, fund managers face serious litigation threats. Potential plaintiffs include, but are not limited to, fund investors, portfolio company management and/or shareholders, creditors, regulatory or governmental agencies, and employees.

Our **Private Equity Liability Insurance Policy** is designed to address the exposures attendant to private equity investing. The policy blends General Partners' Liability, Directors' and Officers' Liability, Professional Liability, Outside Directorship Liability, and Employment Practices Liability into one comprehensive insurance policy. In the event your clients require specialized coverage, our underwriters can tailor a policy to meet their specific needs.

Target markets include North American domiciled firms with the following investment strategies:

- Fund of Funds
- Mezzanine Debt Funds
- Real Estate Funds
- Venture Capital Funds
- Private Equity Funds and Leveraged Buyout Funds
- Hedge Funds

### Notable Policy Features:

- Non-rescindable A-Side Coverage
- Blanket double excess ODL; No implied warranty statement imbedded in the insuring agreement
- Employment Practices Claim includes Claims brought by any past, present or future employee of an Insured Organization, Portfolio Company or Nonprofit Entity
- Insured Persons includes all employees, advisory board members and any other individuals serving in an Outside Position (provided such individual is indemnified by an Insured Organization)
- Automatic coverage for Investment Funds created during the Policy Period; no fund offering size threshold applies
- Broad scope of covered Professional Services including "Employed Lawyers" coverage
- Insured vs. Insured Exclusion includes all the standard exceptions; however, Claims brought by former Insured Persons are not subject to time period restrictions



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