

## Introducing the Management Liability Solution 2.0 Policy

### Congratulations!

Your organization could now qualify for our D56100 Management Liability Solution 2.0 Policy. This is a new, state of the art policy for private companies provided by Great American Insurance Company. The updated policy contains much of the same great coverage features of our D55100 Management Liability Solution policy, but we've noted some of differences below.

	Management Liability Solution 2.0 Policy (D56100)	Management Liability Solution (D55100)
<b>General Terms and Conditions</b>		
Settlement clause provision	Still included as provided under MLS form D55100.	No "hammer clause".
Duty to Defend/Indemnity Coverage	Still included as provided under MLS form D55100.	Flexibility to offer coverage either way subject to underwriting/consideration. If Duty to Defend, insured still retains option to assume defense.
Retention for Liability Coverage Parts	Enhanced provision provide coverage for all loss incurred by Insured Persons without payment of retention in event of financial insolvency of the Company.	Provides advancement of Cost of Defense without payment of the retention in event of financial insolvency of the Company.
<b>D&amp;O and Insured Entity Coverage Section</b>		
Definition of Claim	Still included as provided under MLS form D55100.	Enhanced including written demands, civil, criminal, regulatory proceeding, requests for extradition, and request to toll a statute of limitation.
Definition of Loss	Still included as provided under MLS form D55100.	Broad definition of Loss including Investigative Costs for derivative demands and UK Bribery Act penalties built into form & displayed on dec page.
Amended Insured vs. Insured Exclusion	Includes carvebacks from original MLS but modified to provide shortened 1 year lookback for former D&O's & removes the security holder from the preamble of the exclusion.	Exclusion with material carvebacks for cross-claims of indemnity, debtor in possession, former D&O's for more than 2 years, foreign jurisdiction.
<b>Employment Practices Liability</b>		
Definition of Insureds	Still included as provided under MLS form D55100.	Independent contractors included when indemnified by the Insured, and full time, part-time, temporary, seasonal employees, as well as volunteers, interns & students within base policy language.
Third Party Coverage	Still included as provided under MLS form D55100.	Built into form with specific retention clearly displayed on dec page.
Definition of Third Party Wrongful Act	Updated in definition to include discrimination, harassment or violation of a person's civil rights brought by a third party within policy form.	Includes discrimination, sexual harassment or violation of a person's civil rights brought by a third party within policy form.

Great American Insurance Group, 301 E. Fourth St., Cincinnati, OH 45202. Coverage description is summarized. Refer to the actual policy for a full description of applicable terms, conditions, limits and exclusions. Policies are underwritten by Great American Insurance Company, an authorized insurer in all 50 states and DC. The Great American Insurance Group eagle logo and the word marks Great American® and Great American Insurance Group® are registered service marks of Great American Insurance Company. © 2016 Great American Insurance Company. All rights reserved. 5570-ELD-1 (6/18)

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<b>Fiduciary Coverage Section</b>		
Definition of Claim	Still included as provided under MLS form D55100.	Broad definition including settlor coverage and pre-claim investigation coverage.
Definition of Loss	Still included as provided under MLS form D55100.	Broad definition including coverage sublimits built into the form and displayed on the dec page for HIPAA, 502© penalties & PPACA penalties, and voluntary compliance program payments where insurable.
<b>Errors and Omissions Coverage Section (specifically for Financial Institutions only)</b>		
	Newly added Errors and Omissions Coverage Part providing professional services coverage for financial institutions. This Coverage Part is offered solely in conjunction with D&O and Insured Entity Coverage section. Approved classes include Non-Bank Commercial and Not-For-Profit Lenders, Investment Advisors, Financial Planners, Consultants, Mortgage Bankers and Brokers, and Financial Technology Companies.	Not available.
<b>Cyber Coverage Sections</b>		
	Newly added separate Coverage Parts providing 1st Party Cyber Risk and 3rd Party Cyber Liability. Broad 1st Party Insuring Agreement including coverage for data breach, PCI assessments, network disruption, restoration Costs, cyber crime, and reputational harm. Broad 3rd Party Insuring Agreement including coverage for privacy liability, network security liability, media liability, and regulatory actions.	Not available - Only available via separate Cyber policy form.
<b>Crime Coverage Section</b>		
	Still included as provided under MLS form D55100.	Ten separate insuring agreements available within policy form including Employee Theft of Client Property, Employee Theft of Employee Benefit Plan Property, Funds Transfer Fraud, and Claims Expense.

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