

RLI'S NEW FIDUCIARY LIABILITY COMPARISON TABLE

RLI'S FIDUCIARY LIABILITY FEATURES



**RLI
FLC 101
(11/08)**

**Chubb
14-02-7306
(11/02)**

**Travelers
FL000 9-99**

**ACE
PF-18878
(11/05)**

**National
Union
77892
(3/01)**

DEFINITIONS					
Claim explicitly includes demand for arbitration	Yes	No	No	Yes	Yes
Claim explicitly includes a written request to toll or waive a statute of limitations relating to a potential Claim	Yes	No	No	Yes	No
Insured Person explicitly includes comparable or equivalent language	Yes	No	No	Yes	Yes
Insured Person explicitly includes estate, heir, legal representative or assign as well as a trust which holds assets contributed by such Insured Person, in the event of death, incapacity or bankruptcy of an Insured Person.	Yes	No	No	No	No
Insured Plan explicitly includes cafeteria plan, dependent care assistance program, and fringe benefit and voluntary employees' beneficiary association as defined in sections 125, 129, 132 and 501(c)(9) of the U.S. Internal Revenue code of 1986, as amended	Yes	No	No	No	Yes
ERISA definition expanded to explicitly include HIPAA	Yes	No	No	Yes	Yes
Loss explicitly includes coverage for HIPAA penalties with no retention applicable	Yes	No	No	No	No
EXCLUSIONS					
Explicit Defense Expense carve-back to the BI/PD Exclusion	Yes	No	No	No	Yes
Explicit Defense Expense carve-back to contractual liability exclusion	Yes	No	No	Yes	N/A
Personal Profit Exclusion includes explicit final judgment or other final adjudication language	Yes	No	Yes	Yes	No
Fraud Exclusion includes explicit final judgment or other final adjudication language	Yes	No	Yes	Yes	No
Exclusion severability (applicable to all Exclusions) – only Wrongful Acts of any past, present or future president, CEO, CFO or in-house GC of an Entity will be imputed to the Entity	Yes	Yes	Yes	No	No
CONDITIONS					
Explicitly includes Duty-to-Defend and Non-Duty-to-Defend options	Yes	No	Yes	No	No
Notice as soon as practicable (no additional time constraint)	Yes	No	No	Yes	Yes
Priority of Payment wording	Yes	No	No	Yes	No
Waiver of Recourse wording	Yes	No	No	Yes	No
Non-rescindable	Yes	No	No	No	No
Explicitly states no retention shall apply to Voluntary Settlement or corresponding Defense Expenses	Yes	No	No	No	No
Automatic acquisition threshold <u>25%</u> of assets	Yes	No, 15%	No, 20%	No, 10%	No

The above is a summary of terms and features available and may not reflect the actual terms and features elected by an insured in his/her individual policy as issued. The final written policy will contain the exact terms and features of the issued insurance policy, and the above descriptions are not part of the policy. The terms and conditions of the non-RLI policies identified above may be altered or altered for additional premium.

RLI[®]
DIFFERENT WORKS