Directors and Officers Liability Insurance

Primary and Excess D&O Coverage for Public Companies

Monitor Liability Managers offers comprehensive Directors and Officers (D&O) Liability Insurance at a competitive price. Public companies can benefit from our financial stability, dedicated professionals and more than 16 years of experience providing D&O coverage.

Our primary and excess D&O coverage is designed to address the unique requirements of each client.

Coverage Features

- A combination of directors and officers liability and corporate securities liability in one policy form
- Full entity coverage for securities claims even if a director or officer is not named in a suit (100% allocation for securities claims)
- Retention is waived in any securities claim in which all insureds prevail
- Choice of defense counsel
- Panel counsel discount – optional 25% savings on SEC retention costs
- Foreign capacity coverage includes directors and officers whose titles, positions or capacities in a foreign parent organization or subsidiary are equivalent to the position of director or officer within the U.S. corporation
- Worldwide coverage

Coverage Enhancements Available

- Public offering endorsement
- Whistleblower coverage
- Suite of severability options
- Administrative and regulatory proceedings coverage for securities claims
- Non-rescindable policy options
- Employment Practices Liability coverage

Limits

Limits of liability of up to $10 million – primary or excess

Target Market

Publicly traded companies with up to $5 billion in market capitalization:

- Focus for primary placements are companies with up to $500 million in market capitalization
- Biotechnology companies
  - Monitor is the preferred BIO Business Solutions℠ provider of D&O coverage to the Biotechnology Industry Organization (BIO) and more than 30 BIO state affiliate organizations
  - Special BIO program coverage enhancements available to BIO and state affiliate members only
- Companies completing an initial public offering (IPO)

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Contact Us!

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(Target Market continued)

- High technology companies
- Financially distressed companies
- Small-capitalized companies, including NASDAQ, OTC Bulletin Board (OTCBB) and Pink Sheet traded companies

Coverage is not currently available to risks in the following industries:

- Financial institutions
- Insurance companies
- Securities brokers/dealers

Strength and Stability

Monitor Liability Managers, Inc. is a member company of the W. R. Berkley Corporation (NYSE: WRB). W. R. Berkley, founded in 1967, is one of the nation's premier commercial lines property casualty insurance providers. Berkley has annualized revenues of $5 billion, total assets of $16.5 billion and stockholders' equity of $3.3 billion. Insurance financial strength ratings for Berkley include: A.M. Best, "A+" (Superior), Standard & Poors, "A+" (Strong) and Moody's, "A2" (Strong).

As a member company of the W. R. Berkley Corporation with full underwriting and claims authority for all of its insurance products, Monitor provides insureds with access to the resources of a large corporation with the outstanding customer service of a smaller company.

Monitor issues policies through two of the industry's most respected and trusted insurers, Admiral Insurance Company, rated "A+" (Superior) by A.M. Best Company, and Carolina Casualty Insurance Company, rated "A" (Excellent) by A.M. Best Company. Both are W. R. Berkley Corporation member companies.

Expert Claims Handling

Monitor has a dedicated team of professionals, including attorneys, with extensive experience in directors and officers litigation. Their experience can provide reassurance to insureds when a claim arises.

Risk Management Services

Because the best way to avoid lawsuits is to prevent them, Monitor supplies all policyholders with free risk management tools, including:

- Unlimited access to a toll-free Employment Practices Liability Loss Prevention Hotline
- An interactive CD, "Guidelines for Reducing Exposure to Employment Lawsuits"