

# Asset Management Protector™ Insurance

Asset Management Protector™ by Chubb Professional & Management Liability Insurance for Asset Management Firms & Investment Funds

CHUBB®



Asset Management Protector™ - a flexible, modular liability insurance policy that helps protect firms and funds from their most critical professional and management liability exposures:

- Professional Liability (Errors and Omissions (E&O) Liability)
- Directors and Officers (D&O) Liability
- Employment Practices Liability
- Fiduciary Liability

Coverage Parts	Distinct Coverage Features
All Coverages	<ul style="list-style-type: none"><li>• Policy is fully non-rescindable.</li><li>• No retention for non-indemnifiable loss under all coverage parts.</li><li>• Insured has ability to settle without consent within 50% of the retention.</li><li>• No penalty for the insured opting not to settle and to continue to defence.</li><li>• Customer has right to choose own defence counsel, subject to our approval.</li><li>• Automatic coverage for newly created and acquired subsidiaries less than or equal to 25% of assets under management or revenues, with no notice requirement and no additional premium.</li><li>• Automatic runoff for terminated or sold subsidiaries.</li><li>• Bilateral extended reporting period.</li><li>• Definition of “claim” includes written demands for monetary or non-monetary relief, criminal proceedings, and regulatory, administrative, and arbitration proceedings.</li><li>• “Loss” includes punitive, exemplary, and multiplied damages, if such damages are insurable under the law of the jurisdiction pursuant to which the policy is construed.</li></ul>

Coverage Parts	Distinct Coverage Features
<b>All Coverages (continued)</b>	<ul style="list-style-type: none"> <li>• Priority of payments automatically included.</li> <li>• Non-cancelable by insurer (except for non-payment of premium).</li> <li>• Includes foreign equivalent language in definition of Insured and regulatory references.</li> <li>• Worldwide protection.</li> </ul>
<b>Professional Liability</b> Provides E&O Liability coverage for the investment adviser/manager and affiliated service providers.	<ul style="list-style-type: none"> <li>• Broad definition of “investment advisor services” includes - in addition to investment advisory and management services - asset allocation, selection of outside managers and service providers, services in ERISA fiduciary capital capacity, and publication of written material.</li> <li>• Vicarious liability coverage for wrongful acts committed by another party for whom the investment manager has legal responsibility.</li> <li>• “Insured versus insured” exclusion carves back coverage for bankruptcy trustee, an insured person who is a client, and former insured persons after three years.</li> <li>• Coverage carvebacks to exclusions such as pollution, property damage, bodily injury, libel and slander, and counterparty insolvency.</li> <li>• No exclusion for defence of fee-based claims.</li> <li>• Does not exclude claims brought by fund independent directors</li> </ul>
<b>Directors and Officers Liability</b> Provides Public Company or Private Company D&O Liability coverage for the investment adviser management firm.	<ul style="list-style-type: none"> <li>• Private company coverage includes broad form entity coverage.</li> <li>• Public company coverage includes entity coverage for securities claims.</li> <li>• Includes not-for-profit outside directorship liability (ODL).</li> <li>• “Insured versus insured” exclusion carves back coverage for shareholder derivative demands including whistleblowers, bankruptcy trustee, a former insured person after three years, and wrongful termination claims brought by executives.</li> <li>• Automatic \$1,000,000 additional excess limit for Independent Review Committee (IRC) members or Independent Directors with option to purchase additional limits.</li> </ul>
<b>Employment Practices Liability</b> Provides coverage for employment practices allegations made against the organization and insured persons.	<ul style="list-style-type: none"> <li>• Broad definition of “wrongful act” encompasses employment harassment and discrimination, breach of employment contract, retaliation, workplace tort, wrongful termination, and wrongful employment decision.</li> </ul>
<b>Investment Company</b> Provides D&O and E&O Liability coverage for registered investment companies.	<ul style="list-style-type: none"> <li>• Broad form entity coverage and no professional services exclusion.</li> <li>• Vicarious liability coverage for wrongful acts committed by another party for whom the investment company has legal responsibility.</li> <li>• Definition of “investment company” includes series and portfolios.</li> <li>• Automatic coverage for newly created registered funds, no notice requirement and no additional premium.</li> <li>• Automatic coverage for acquired funds with assets up to the elected threshold in the policy declarations, as well as continued coverage for funds that change name during the policy period.</li> <li>• Automatic runoff coverage for sold, terminated, and deregistered funds.</li> <li>• “Insured versus insured” exclusion carves back coverage for bankruptcy trustee, shareholder derivative demands (including whistleblowers), any insured person who is an independent director, and a former insured person after three years.</li> <li>• Exclusion exceptions for pollution, property damage, bodily injury, libel and slander, and counterparty insolvency.</li> <li>• No exclusion for defence of fee based claims.</li> <li>• Does not exclude claims brought by the investment adviser against the fund or its directors.</li> </ul>
<b>Private Fund</b> Provides D&O and E&O Liability coverage for private funds and E&O liability for their fund manager.	<ul style="list-style-type: none"> <li>• Broad definition of “insured” encompasses large variety of legal structures and domiciles.</li> <li>• Broad definition of “professional services” includes - in addition to investment advice and the management and operation of private funds - asset allocation; the selection and oversight of outside service providers; marketing and solicitation of private funds; the formation, capitalization, and disposition of portfolio companies, including acts in the capacity of a controlling shareholder; and the review, analysis and selection of other funds.</li> <li>• “Insured” includes investment holding companies of private funds and the fund advisory board members.</li> <li>• Includes outside directorship liability (ODL) for all private portfolio companies and any scheduled public company.</li> <li>• Option to purchase excess dedicated limit for independent fund directors.</li> </ul>

Coverage Parts	Distinct Coverage Features
<b>Private Fund</b> (continued) Provides D&O and E&O Liability coverage for private funds and E&O liability for their fund manager.	<ul style="list-style-type: none"> <li>• Automatic coverage with no additional premium for newly created funds with assets up to the stated amount in the policy declarations</li> <li>• 60 days coverage for all other newly created funds,</li> <li>• “Insured versus insured” exclusion carves back coverage for shareholder or investor derivative claims (including whistleblowers), bankruptcy trustees, former insured persons after three years and claims by an insured where failure to bring claim would result in legal liability,</li> <li>• Exclusion exceptions for pollution, property damage, bodily injury, libel and slander, and counterparty insolvency.</li> </ul>
<b>Fiduciary Liability</b>	<ul style="list-style-type: none"> <li>• Broad definition of “covered plan” includes an employee benefit plan, pension benefit plan, or welfare benefit plan defined in ERISA, plus any non-ERISA sponsored plan or program for the benefit of employees, and any plan that is actively being developed or proposed.</li> </ul>

## What Choosing Chubb Means for You

Only a handful of insurance companies are able to meet the increasingly complex professional and management liability protection needs of the asset management industry. Chubb embodies unique characteristics - such as strength, agility, and performance - that help us stand out among insurers to the asset management industry:

### Strength

Chubb rates among the best in the insurance industry, as attested by Standard & Poor's and A.M. Best Company, the leading insurance rating services. For more than 50 years, Chubb has remained part of an elite group of insurers that have maintained Best's highest ratings.

### Agility

Our experienced underwriting specialists are able to deliver insurance solutions that can be tailored to the unique needs and business structures of asset managers. Our global network of offices means our expert underwriting and standout claim services are accessible in financial centers the world over.

### Performance

Chubb has been meeting the complex needs of the asset management industry for more than 30 years by providing prompt, expert response to our customers worldwide.

## Contact Us

For additional information about Chubb Asset Management Protector™ Insurance contact us at one of our regional offices:

### Branch Offices

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