

## Florida Lawyers Mutual Insurance Company Cyber Liability Increased Limits Program

Law firms regularly maintain vast amounts of sensitive data, including personal and corporate information of clients, employees, and even parties and witnesses in litigation. Should a data breach occur, law firms can be exposed to claims for liability, reputational harm, and significant losses in complying with breach notification laws. Florida Lawyers Mutual Insurance Company (“FLMIC”) has partnered with NAS Insurance Services, LLC to offer a streamlined NetGuard® Plus Cyber Liability Increased Limits application process and simplified underwriting for qualifying applicants. Qualified applicants can simply complete the Program Application, choose a limit, request to bind coverage and pay the applicable premium.

### COVERAGE COMPONENTS

- **Multimedia Liability** – Duty to defend coverage for third party claims alleging liability resulting from the dissemination of online or offline media material, including claims alleging copyright/trademark infringement, libel, slander, plagiarism or personal injury.
- **Security and Privacy Liability** – Duty to defend coverage for third party claims alleging liability resulting from a security breach or privacy breach, including failure to safeguard electronic or non-electronic confidential information or failure to prevent virus attacks, denial of service attacks or the transmission of malicious code from an insured computer system to the computer system of a third party.
- **Privacy Regulatory Defense and Penalties** – Duty to defend coverage for regulatory fines and penalties and/or regulatory compensatory awards incurred in privacy regulatory proceedings/investigations brought by federal, state, or local governmental agencies, such as proceedings/investigations alleging HIPAA violations.
- **Breach Event Costs** – Coverage for reasonable and necessary mitigation costs and expenses incurred as a result of a privacy breach, security breach or adverse media report, including legal expenses, public relations expenses, advertising and IT forensic expenses, postage, and the cost to provide call centers, credit monitoring and identity theft assistance.
- **Proactive Privacy Breach Response Costs (sub-limit of Breach Event Costs)** - Coverage for public relations expenses incurred in response to a security breach or privacy breach, but prior to the publication of an adverse media report, in an effort to avert or mitigate reputational harm which could result from the adverse media report.
- **Voluntary Customer Notification Expenses (sub-limit of Breach Event Costs)** - Coverage for expenses incurred in notifying parties of a privacy breach where there is no requirement by law to do so.
- **BrandGuard®** - Coverage for loss of net profit incurred as a direct result of an adverse media report or notification to affected individuals following a security breach or privacy breach.
- **Network Asset Protection** – Coverage for reasonable and necessary amounts incurred to recover and/or replace electronic data that is compromised, damaged, lost, erased or corrupted due to (1) accidental damage or destruction of electronic media or computer hardware, (2)

administrative or operational mistakes in the handling of electronic data, or (3) computer crime/attacks including malicious code and denial of service attacks. Coverage also extends to business income loss and interruption expenses incurred because of a total or partial interruption of an insured computer system directly caused by any of the above events.

- **Cyber Extortion** – Coverage for extortion expenses incurred and extortion monies paid as a direct result of a credible cyber extortion threat.
- **Cyber Crime** – Coverage for loss of money or securities incurred due to financial fraud, including wire transfer fraud; charges incurred for unauthorized calls resulting from fraudulent use of an insured telephone system; expenses incurred to notify customers of phishing schemes that impersonate the Insured or the Insured’s brands, products or services, and the costs of reimbursing customers for losses resulting from such phishing schemes.
- **PCI DSS Liability** - Duty to defend coverage for assessments, fines, or penalties imposed by banks or credit card companies due to non-compliance with the Payment Card Industry Data Security Standard (PCI DSS) or payment card company rules.

## **PROGRAM HIGHLIGHTS**

- Excellent state of the art coverage
- Affordable premiums, efficient delivery
- Expert claims handling
- “A” rated security
- Broad coverage for data that is stored with third parties, including BPO service providers, outsourced IT providers and independent contractors
- Worldwide coverage - claims can be brought outside of the U.S.
- Network Asset Protection coverage triggers include accidental damage or destruction, administrative and operational mistakes as well as computer crimes, including acts of cyber terrorism
- Property Damage exclusion does not apply to electronic data
- Includes coverage for breach of corporate information
- Acts committed by rogue employees are covered, as well as privacy claims brought by employees
- Multimedia Liability and Security & Privacy Liability include coverage for liability assumed under contract
- Extended Reporting Period available for 1-3 years

## **PROGRAM QUALIFICATIONS**

- Must be a current/prospective insured with Florida Lawyers Mutual Insurance Company for lawyers’ professional liability.
- Must not have experienced any privacy or security claims/incidents in the past 3 years.
- Must have a firewall and anti-virus system in place.
- Must be a law firm with a maximum of \$20,000,000 in annual revenue  
(Larger risks can be submitted to NAS for further consideration)

**Coverage cannot be bound under the terms and conditions of this program for Applicants that do not fall within the program qualifications; however, Applicants will be considered for coverage outside of the program, subject to individual underwriting.**

## LIMIT OPTIONS

All limit options are excess of \$50,000 FLMIC Cyber Liability Limits.

Higher limit options available by request.

A retention of \$2,500 applies to Cyber Crime. There is no retention for other Named Coverages.

### \$250,000 LIMIT

I.	Multimedia Liability	\$250,000
II.	Security and Privacy Liability	\$250,000
III.	Privacy Regulatory Defense and Penalties	\$250,000
IV.	Breach Event Costs	\$250,000
	Proactive Privacy Breach Response Costs Sublimit	\$ 25,000
	Voluntary Notification Expenses Sublimit	\$250,000
V.	BrandGuard®	\$250,000
	<b>Waiting Period</b>	<b>2 weeks</b>
	<b>Period of Indemnity</b>	<b>6 months</b>
VI.	Network Asset Protection	\$250,000
	<b>Waiting Period (applicable to business interruption)</b>	<b>8 hours</b>
VII.	Cyber Extortion	\$250,000
VIII.	Cyber Crime*	\$ 25,000
IX.	PCI DSS Liability	\$250,000
	<b>Maximum Policy Aggregate Limit of Liability:</b>	<b>\$250,000</b>

### \$500,000 LIMIT

I.	Multimedia Liability	\$500,000
II.	Security and Privacy Liability	\$500,000
III.	Privacy Regulatory Defense and Penalties	\$500,000
IV.	Breach Event Costs	\$500,000
	Proactive Privacy Breach Response Costs Sublimit	\$ 25,000
	Voluntary Notification Expenses Sublimit	\$500,000
V.	BrandGuard®	\$500,000
	<b>Waiting Period</b>	<b>2 weeks</b>
	<b>Period of Indemnity</b>	<b>6 months</b>
VI.	Network Asset Protection	\$500,000
	<b>Waiting Period (applicable to business interruption)</b>	<b>8 hours</b>
VII.	Cyber Extortion	\$500,000
VIII.	Cyber Crime*	\$ 50,000
IX.	PCI DSS Liability	\$500,000
	<b>Maximum Policy Aggregate Limit of Liability:</b>	<b>\$500,000</b>

### \$1,000,000 LIMIT

I.	Multimedia Liability	\$1,000,000
II.	Security and Privacy Liability	\$1,000,000
III.	Privacy Regulatory Defense and Penalties	\$1,000,000
IV.	Breach Event Costs	\$1,000,000
	Proactive Privacy Breach Response Costs Sublimit	\$ 25,000
	Voluntary Notification Expenses Sublimit	\$1,000,000
V.	BrandGuard®	\$1,000,000
	<b>Waiting Period</b>	<b>2 weeks</b>
	<b>Period of Indemnity</b>	<b>6 months</b>
VI.	Network Asset Protection	\$1,000,000
	<b>Waiting Period (applicable to business interruption)</b>	<b>8 hours</b>
VII.	Cyber Extortion	\$1,000,000
VIII.	Cyber Crime*	\$ 100,000*
IX.	PCI DSS Liability	\$1,000,000
	<b>Maximum Policy Aggregate Limit of Liability:</b>	<b>\$1,000,000</b>

\*A sub-limit of \$50,000 for Phishing Attack coverage will apply.

## FLMIC CYBER LIABILITY INCREASED LIMIT RATES

Rates are valid through 12/31/2019

Insured Revenue	\$250,000 Option	\$500,000 Option	\$1,000,000 Option
\$0 - \$499,999	\$300.00	\$350.00	\$450.00
\$500,000 - \$1,000,000	\$300.00	\$350.00	\$450.00
\$1,000,001 - \$2,000,000	\$300.00	\$350.00	\$450.00
\$2,000,001 - \$3,000,000	\$300.00	\$350.00	\$450.00
\$3,000,001 - \$4,000,000	\$300.00	\$376.00	\$579.00
\$4,000,001 - \$5,000,000	\$372.00	\$484.00	\$744.00
\$5,000,001 - \$6,000,000	\$455.00	\$592.00	\$910.00
\$6,000,001 - \$7,000,000	\$538.00	\$699.00	\$1,075.00
\$7,000,001 - \$8,000,000	\$621.00	\$807.00	\$1,241.00
\$8,000,001 - \$9,000,000	\$703.00	\$914.00	\$1,406.00
\$9,000,001 - \$10,000,000	\$786.00	\$1,021.00	\$1,571.00
\$10,000,001 - \$11,000,000	\$860.00	\$1,117.00	\$1,719.00
\$11,000,001 - \$12,000,000	\$925.00	\$1,203.00	\$1,850.00
\$12,000,001 - \$13,000,000	\$991.00	\$1,288.00	\$1,981.00
\$13,000,001 - \$14,000,000	\$1,056.00	\$1,373.00	\$2,112.00
\$14,000,001 - \$15,000,000	\$1,122.00	\$1,458.00	\$2,243.00
\$15,000,001 - \$16,000,000	\$1,187.00	\$1,543.00	\$2,374.00
\$16,000,001 - \$17,000,000	\$1,253.00	\$1,628.00	\$2,505.00
\$17,000,001 - \$18,000,000	\$1,318.00	\$1,713.00	\$2,636.00
\$18,000,001 - \$19,000,000	\$1,384.00	\$1,799.00	\$2,767.00
\$19,000,001 - \$20,000,000	\$1,449.00	\$1,883.00	\$2,897.00

### POLICY & ENDORSEMENT LINKS

Rates apply to the NetGuard® Plus Program, written by NAS on NetGuard® Plus Policy Form [P1856NGP-0416](#) and endorsed with:

- Nuclear Incident Exclusion Clause ([E1856A-0710](#))
- U.S. Treasury Department’s Office of Foreign Assets Control (OFAC) Advisory Notice to Policyholders ([E1856US-0315](#))
- Policyholder Disclosure Notice of Terrorism Insurance Coverage ([E1856J-1117](#))
- Phishing Attack Loss Sublimit Amendatory ([E1856NMB-1218](#))

### HOW TO PURCHASE THIS INSURANCE

1. Fully complete the enclosed Cyber Liability Program Application.
2. Calculate the applicable premium from the rate chart. Pricing does not include state taxes and fees. The rates shown in the rate chart are non-binding and subject to change. Underwriters reserve the right to change the terms indicated or to decline to quote terms based on the information submitted by the Applicant.
3. Sign and date (must be within 60 days prior to binding) and return the completed Application to [program\\_submissions@nasinsurance.com](mailto:program_submissions@nasinsurance.com).