



Berkley DP Coverage Highlight

May 2014

Berkley DP's Cyber Liability and First Party Response Coverage

In today's advanced electronic age, Design Firms are vulnerable to cyber-crime and information security loss. It is often up to their insurance agent to help them evaluate this exposure and find appropriate, cost-effective solutions to protect them.

The Essential Cyber Security Exposures of a Design Firm

All Design Firms face three main data security issues: confidentiality, integrity and availability. Of these three, data availability sits at the top of a Design Firm's priorities as electronic collaboration proliferates among owners, contractors, architects and sub-consultants. Utilization of new software for BIM and IPD expand the electronic connections among project participants; leaving all firms exposed to data confidentiality, integrity and availability issues. In addition, computer viruses, malware, improper data back-up, cyber-crime or employee mischief can affect a firm's ability to maintain critical data; both their own, as well as shared project data.

For more information on Design Firms' exposure to cyber liability and data security loss, register on the BDP Risk Web Portal (www.risk.berkleydp.com) to access articles written by our partners at Kroll Advisory Services ("Kroll") - an industry leader in cyber security - and other experts in this field.

Berkley DP's Coverage Protections

Berkley DP's primary professional liability insurance policy offers comprehensive first party and third party liability insurance coverage at no additional cost to address this growing exposure.

The first party protection is found in the "Additional Coverage," Section III, Paragraph F, and called "*Cyber Security Breach Response Reimbursement*". A *Cyber Security Breach* (a defined policy term) is, essentially, the Insured's computer network activities that negatively affect their clients' data or access to data.

The first party protection is not subject to a deductible, is not a part of the Insured's liability limit and does not show up on a loss history. It pays up to \$50,000 for the all-important initial investigation of a *Cyber Security Breach* and any corresponding notifications, credit monitoring and/or data restoration that may result. Berkley DP relies on the cyber experts at Kroll to handle these critical tasks.

Our third party liability coverage is part of the Insuring Agreement in Section I, Paragraph C., called "*Cyber Liability*." We developed a separate Insuring Agreement to spell out our liability coverage as it pertains to a Design Firm's technology products and services and any *Cyber Security Breach* they create. And it offers liability protection for these exposures up to the policy limits (subject to the deductible).

If you have questions about this coverage, talk to a Berkley DP underwriter or Bob Connor at 405-805-6635.

Just another way we are working hard to be, truly, **Better by Design**.