



HIGHLIGHT SHEET

SIDE A DIC LIABILITY INSURANCE POLICY FORM TADICE.001 (01/17)

Coverage Highlights

- Advanced defence costs or inquiry costs on a current basis for on **all** exclusions until final non-appealable adjudication of the claim
- Broad definition of claim includes:
 - demands for monetary damages, non-monetary or injunctive relief
 - civil, criminal, administrative, regulatory, mediation or arbitration proceedings
 - civil, criminal, administrative or regulatory investigations
 - extradition proceedings
 - demand or order by an Environmental Ministry to undertake remediation or preventative actions in response to a Pollutant
- Broad definition of insured includes past, present and future:
 - deemed or “de facto” directors, officers, trustees
 - members of the board of managers
 - management committee members
 - advisory committee members
 - equivalent positions in foreign jurisdiction
 - employees when named as a co-defendant
 - in-house general counsel, director of investor relations, director of Human Resources
 - board observers
 - risk manager
 - prospective directors
 - outside entity executives
- Broad definition of a Difference in Conditions event allows coverage to be triggered in the event of:
 - Rescission, voiding or cancelling of any underlying policy
 - Financial impairment of any underlying insurer
 - Failure or refusal of any underlying insurer to pay loss
 - Refusal or denial of any underlying insurer to provide coverage as required under the underlying policy
 - Failure of the underlying insurer to provide coverage under the underlying policy within 45 days of request
 - Denial of coverage under the underlying policy
- Automatic coverage for retired executives
- Additional Discovery Periods for former executives and in the event of financial impairment for no additional premium
- Definition of loss includes coverage for:
 - compensatory, moral, punitive, exemplary or multiplied damages
 - civil fines, civil penalties or administrative monetary penalties levied against an insured person
 - pre-judgment and post-judgment interest

- mitigation expenses
 - inquiry costs
 - plaintiff's legal counsel fees
 - statutory liabilities
 - claw back of compensation or profits pursuant to SOX 304(a) or Dodd-Frank section 954 or any comparable law
 - broad most favourable jurisdiction language governing insurability
- Administrative monetary penalties (AMPs) are included in the definition of loss when levied against an insured person. AMPs can be levied against individuals for non-compliance / contravention of legislation and regulations such as the Canadian Anti-Spam Legislation (CASL)
 - Broad definition of subsidiary includes majority controlled corporations, partnerships, limited liability companies and joint ventures
 - Extradition Proceedings (not limited to sovereign states) includes formal proceedings to extradite an insured person located in any province, territory, state or country to any other province, territory, state or country
 - Affirmative coverage for statutory liabilities
 - Excess Directors or Officers Coverage in addition to the policy aggregate limit of liability
 - Policy Access Costs in addition to the limit of liability to pay costs to oppose efforts by other to restrict access to the policy
 - Mitigation Expenses are included to cover costs that are reasonably likely to prevent or mitigate a loss
 - Underlying Insurance Liberalization is included
 - Broad definition of pollutants with no geographic restrictions
 - No failure to maintain adequate insurance exclusion
 - No hostile takeover exclusion
 - No libel and slander exclusion
 - Full severability of all exclusions and application form for insured persons
 - Non "duty to defend" wording
 - Policy is written on a "pay on behalf of" basis and not on a "reimbursement" basis with defence costs being advanced no later than 45 days
 - Policy is Non-rescindable
 - Favourable subrogation provision contains final non-appealable adjudication language
 - Spousal and domestic partner liability extension is included
 - Non-cancellable by the insurer / 20 days in the event of non-payment of premium
 - Insurer must give 60 days' notice of non-renewal
 - Bi-Lateral Discovery Period Extension
 - Up to 6 years of Discovery periods for Optional and Transactional Discoveries
 - No coinsurance clause
 - Affirmative worldwide coverage
 - Available automatic reinstatements

About Trisura

Trisura Guarantee Insurance Company is a Canadian specialty lines insurance and surety company. Through a select network of national and regional brokerage firms, Trisura Guarantee provides innovative solutions and expertise in Contract, Developer and Commercial Surety, Directors' and Officers' Liability, Fidelity, Professional Liability including Media, Technology and Cyber Liability, Property, Casualty and Warranty products. Trisura Guarantee is rated A- (Excellent) by A.M. Best Company.

Trisura Guarantee is a subsidiary of Trisura Group Ltd., a leading international specialty insurance provider operating in the surety, risk solutions, corporate insurance and reinsurance segments of the market. Trisura Group has three principal regulated subsidiaries: Trisura Guarantee Insurance Company, Trisura International Insurance Ltd. and Trisura Specialty Insurance Company. Trisura Group is listed on the Toronto Stock Exchange under the symbol "TSU".

Refer to your policy for complete details. In case of inconsistency between this document and your policy, the policy terms, conditions and limitations will apply.