



Enhanced Cyber, Privacy and Data Protection Coverage for Life Sciences



Life science companies need more than standard “cyber coverage” to manage their risk as they incorporate the latest technological advancements into new cutting-edge medical products.

They need **Enhanced Cyber, Privacy and Data Protection Coverage** for life science companies available only through **LS Prime®**.

Berkley Life Sciences developed this addition to its comprehensive suite of **LS Prime®** coverages by drawing on the expertise of its affiliate, Berkley Cyber Risk Solutions, and its own proven history of exclusive service to the insurance needs of the life science industry. The coverage offered includes both third party (Subpart 1) and first party (Subpart 2) components, and is singularly designed to respond to a broad range of cyber and privacy risks faced by both growing and established life science companies.

Subpart 1A: Data Security and Privacy Liability: Pays damages and defense costs in response to “Data Security Event” claims.

- Broad definition of Data Security Event includes:
 - A Privacy Event – theft, loss or unauthorized public disclosure of personally identifiable information (PII) or Corporate Information (i.e., clinical trial participant PII and medical information; proprietary clinical trial and other corporate information; genetic information; insured’s FDA-required pharmacovigilance, safety and efficacy assessment obligation information)
 - Unauthorized access to a Named Insured’s computer system
 - Denial of Service Attacks directed to the Named Insured’s computer system
 - Malicious codes or viruses introduced or transmitted
- Includes Data Security Events caused by Acts of Terrorism
- Includes liability from computer systems operated for the insured by third party vendors

Subpart 1B: Regulatory Liability: Pays for civil fines, penalties and consumer redress funds assessed against the insured by a Governmental Authority resulting from a Privacy Event (such as a HIPAA violation or unauthorized disclosure of medical or personally protected information).

Subpart 1C. Cyber Media Liability: Helps protect insured from claims of disparagement, loss of privacy or copyright violations from materials posted on insured's public website or other external social media sites controlled by the insured.

Subpart 2A. Data Breach Response Expense:

- Breach Hotline staffed 24/7 by preeminent Breach Counsel
- Deductible waived when insured opts for Preferred Breach Counsel
- Broad definition of Data Security Event and Response Expense

Subpart 2B. Ransomware Extortion: Addresses a hacker's threat to destroy a life science company's key data or other valuable, irreplaceable assets.

Subpart 2C. Cyber Crime: Covers loss of money or securities resulting from fraudulent input, deletion or change of a data asset in the Named Insured's computer system by an unauthorized third party.

Subpart 2D. Social Engineering: Helps protect a Named Insured if an employee is duped into transferring money or securities.

Subpart 2E. Business Interruption Coverage: Comprehensive protection for life science companies conducting clinical trials, selling products or performing key services, where any delay could be catastrophic. Coverage includes:

- Income Loss and Extra Expense from a total or partial disruption or deterioration of the insured's business operations resulting from certain Data Security Events;
- Contingent Business Interruption to protect against certain Data Security Events targeting an Outsourced Provider's Computer System; and
- System Failure Business Interruption to protect against an unintentional and unplanned interruption or failure of the Named Insured's Computer System.

Subpart 2F. Reputation Risk Coverage: This coverage helps protect a Named Insured from Income Loss due to the publication of a Privacy Event – such as the loss of a patient's personal or medical information – that threatens material damage to the reputation of the Named Insured.

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Any reference to insurance is descriptive and presented for discussion purposes only. Coverage afforded under any insurance policy issued is subject to the individual terms and conditions of that policy as issued. Claims scenarios are hypothetical in nature and for illustrative purposes.

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