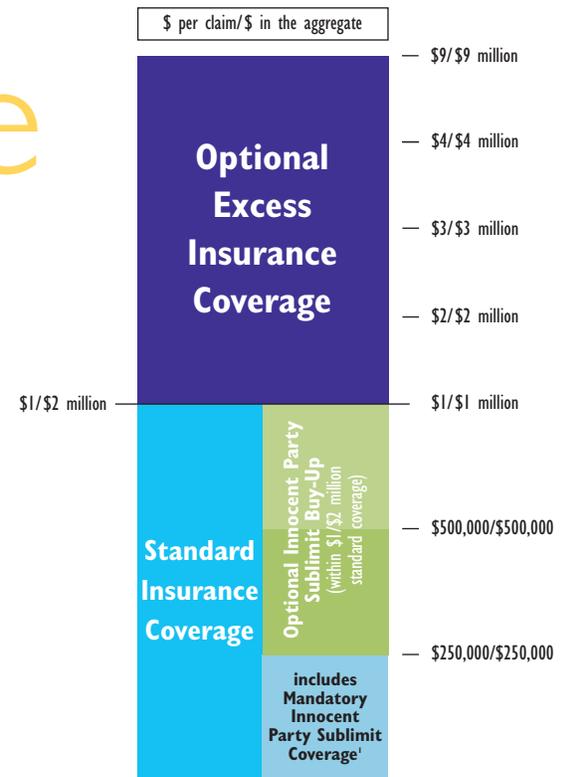


2014 insurance coverage

for lawyers in private practice sole practitioners and lawyers in association or partnership



Standard Insurance Coverage

The base program

Eligibility:

Required of all lawyers providing services in private practice.²

Coverage limit:

\$1 million per claim/\$2 million in the aggregate (i.e., for all claims reported in 2014), applicable to claim expenses, indemnity payments and/or costs of repairs together.

New Cybercrime Coverage Sublimit:

The 2014 insurance program introduces a sublimit coverage of \$250,000 per claim/in the aggregate for eligible cybercrime claims, applicable to claim expenses, indemnity payments, and/or costs of repairs together.

Standard deductible:

\$5,000 per claim, applicable to claim expenses, indemnity payments and/or costs of repairs together.

As explained on pages 1 and 2 of this issue, an increase in deductible of \$10,000 has been introduced for claims based on administrative dismissals where the dismissal is not set aside through steps taken by or under the direction of LAWPRO. For more information on non-standard deductibles, please see our FAQ article on the subject at: lawpro.ca/deductible-options

Base premium:

\$3,350 per insured lawyer (plus PST).

Mandatory Innocent Party Sublimit Coverage³

Eligibility:

Required of all lawyers practising in association or partnership (including general, MDP, LLP, and lawyer/paralegal partnerships), law corporations (with more than one lawyer) and sole practitioners practising with employed lawyers.

Coverage sublimits:

\$250,000 per claim/in the aggregate, applicable to claim expenses, indemnity payments and/or costs of repairs together.

Premium:

\$250 per lawyer or eligible paralegal licensee (plus PST).

Defining cybercrime

CYBERCRIME(S) means an incursion, intrusion, penetration, impairment, use or attack of a COMPUTER SYSTEM(S) by electronic means by a third party, other than the INSURED or the INSURED'S LAW FIRM.

Mandatory Real Estate Practice Coverage (for real estate practitioners)

Eligibility:

Required of all lawyers practising real estate law in Ontario in 2013.

Lawyers not eligible for the Real Estate Practice Coverage are:

- those who are in bankruptcy;
- those who have been convicted or disciplined in connection with real estate fraud; and/or

- those under investigation, where the Law Society obtains: An interlocutory suspension order or a restriction on the lawyer's practice prohibiting the lawyer from practising real estate; or an undertaking not to practise real estate.

Coverage limit:

\$250,000 per claim/\$1 million in the aggregate, applicable to claim expenses, indemnity payments and/or costs of repairs together.

Premium:

\$250 per lawyer (plus PST).

Optional Insurance Coverages

Innocent Party Sublimit Buy-Up⁴

Eligibility

Optional for all lawyers and eligible paralegal licensees practising in association or partnership (including MDPs, licensee firms, LLPs, and lawyer/paralegal partnerships), law corporations (with more than one lawyer) and sole practitioners practising with employed lawyers.

Coverage sublimits & premiums:

Innocent Party Sublimit Coverage can be increased as follows:

- to \$500,000 per claim/aggregate for an additional \$150 per insured (\$400 total Innocent Party premium); or
- to \$1 million per claim/aggregate for an additional \$249 per insured (\$499 total Innocent Party premium).

Optional Innocent Party Sublimit Coverage⁴

Eligibility:

Optional for sole practitioners, licensee firms with only one lawyer, and lawyers practising alone in a law corporation. Provides protection for ongoing liability that these practitioners can have in situations such as the following:

- if you've acted as back-up counsel or had others act as back-up counsel for you;
- if you've taken a temporary leave of absence from your practice and have delegated your work to others;
- if you've practised as a partner or associate in the past;
- if your practice once included employee lawyers;
- if you've practised in any situation in which you could be seen as lending your name to others;
- as an assurance to others if involved in electronic registration and escrow closings;
- if acting as a *locum*, you must carry at least the same amount of innocent party sublimit coverage as is carried by lawyers in the firm that has hired you.

LAWPRO coverage for paralegal licensees practising in partnership with lawyers

As of January 1, 2014, or on the date thereafter on which their existing insurance coverage comes due for renewal, paralegal licensees practising in partnership with lawyers will be required to carry professional indemnity insurance provided by LAWPRO. Paralegal licensees practising in partnership with lawyers will require coverage with the same limits and the same deductibles as that carried by their lawyer partners. They will also be required to carry Mandatory Innocent Party Sublimit Coverage with the same sublimits as that carried by their lawyer partners.

For details about LAWPRO insurance coverage for paralegals, including information about risk-rating, premiums, and deductibles, please contact the customer service department at (416) 598-5899 or 1-800-410-1013 or via email: service@lawpro.ca.

Coverage sublimits:

LAWPRO offers Optional Innocent Party sublimits of:

- \$250,000 per claim/aggregate;
- \$500,000 per claim/aggregate;
- \$1 million per claim/aggregate.

Premiums:

Underwritten on an individual basis, based on a risk assessment of information provided in the Innocent Party Sublimit Buy-Up application.

Excess Insurance Coverage

Eligibility:

Available to lawyers in private practice, and to lawyers with Run-Off Coverage protection, bought up to the \$1 million/\$2 million level.

Coverage limits:

The following Excess limits are above the \$1 million per claim/\$2 million in the aggregate limits of the primary program. Coverage is provided on a firm basis (i.e., for all firm lawyers for services on behalf of the firm):

- \$1 million per claim/\$1 million in the aggregate;
- \$2 million per claim/\$2 million in the aggregate;
- \$3 million per claim/\$3 million in the aggregate;
- \$4 million per claim/\$4 million in the aggregate;
- \$9 million per claim/\$9 million in the aggregate.

Premiums:

Underwritten on a firm basis, based on a risk assessment of information provided in the Excess Insurance application.

¹ Optional for sole practitioners.

² Lawyers who are on temporary leave and qualify for exemption (c) are provided with the full limit coverage of \$1 million per claim/\$2 million in the aggregate provided under the base program.

³ Coverage for dishonest (as defined), fraudulent, criminal or malicious acts or omissions.

⁴ LAWPRO strongly recommends that lawyers increase their optional coverage protection to the maximum sublimit offered, to avoid gaps in coverage.