

OWNER'S PROTECTIVE PROFESSIONAL INDEMNITY (OPPI)

Insurance built for your project.

Professional Liability.



Owner's Protective Professional Indemnity (OPPI)

policy is an insurance solution arranged around the lifecycle and need of a specific construction project. It offers particular advantages for project owners and developers.

An OPPI policy from HDI provides a project owner or developer insurance protection when the design team's professional liability coverage is not available or is insufficient.

The OPPI policy is intended to indemnify an owner for damages incurred as a result of negligence by the design team where those damages are in excess of the insurance proceeds available under the design team's professional liability insurance policies.

Another key feature of an OPPI policy from HDI is that it can respond on a difference-in-condition (DIC) basis. If the underlying design firm's professional liability policy contains a valid exclusion, that is not included in the OPPI policy, the policy will drop down and cover the claim.

With OPPI, the design team's professional policies are supplemented instead of replaced, thereby improving an owner's potential recovery.

Our Offering

- Primary or excess project specific OPPI policies
- Excess 'follow form' policies

Capacity

- Up to \$25M

Territories Written

- United States
- Worldwide for U.S. domiciled owners & developers operating in Canada, Mexico, or overseas

Types of Projects

- Sports and entertainment arenas
- Healthcare facilities
- Energy projects
- Manufacturing facilities
- Public-private partnerships (P3s)
- Educational
- Military
- Infrastructure
- Rail
- Airports
- Office, commercial, retail
- Mixed use high rise
- Prisons

Coverage Highlights

- Claims-made coverage
- Protective Professional Indemnity
- Protective Contractor's Pollution
- Third Party Claim Defense and Indemnity
- Responds as primary if the design firm's underlying insurance has not been maintained
- Automatic waiver of subrogation against the design firm if Recoverable Insurance has been maintained
- Blanket waiver of subrogation where required by written contract in advance and prior to loss
- Insured's Third Party Claims SIR obligation shall be eroded by contributions from the Recoverable Insurance
- No SIR obligation under Protective Professional Indemnity Insuring Agreement
- No SIR obligation under Protective Contractor's Pollution Insuring Agreement
- Broadened scope of Professional Services
 - coverage for design services in connection with management and operations during the extended reporting period
 - corrective design services performed during Extended Reporting Period coverage
 - project accounting covered as professional services

- Mutual selection of counsel in defense of a Third Party Claim
- Broadened Scope of covered contractor activities
 - addition of environmental activities
 - incorporation of exposures arising out of non-owned locations
- Up to 12 months, automatic Policy Period extension for project delays when requested in writing with supporting documentation
- Goods / Products exclusion carve-backs to address customized product design and pollution conditions resulting from installed goods / products
- No Choice of Law Condition
- No Jurisdiction and Venue Condition
- Ten year policy period (including extended reporting period)
- Warranty / guarantee exclusion not applicable to the extent the insured is liable

Additional Supplemental Coverage
(\$25,000 Basket Limit of Insurance)

- Defendants Reimbursement
- Subpoena Expense
- ADA and FHA Defense Expense
- Reputation Management Expense
- Bankruptcy of Design Professional Expense Reimbursement
- Building Information Modeling (BIM) Extra Expense

Why an OPPI policy from HDI Global is the right choice

- **LIMITS AND SCOPE OF COVER** – The project owner has more control over the scope of cover and limits of an OPPI than they do over their design team’s individual PL policies. This means that the project will have the right protection, tailored against varied risks.
- **CERTAINTY AND DURATION OF COVER** – Provides owners with certainty of cover throughout and after completion of the project. Annually renewable policies on the other hand could fall into default or have limits eroded by other claims unrelated to this project. Once issued, the policy cannot be cancelled by the insurer except in limited circumstances.

- **CONSISTENT COVERAGE** – OPPI ensures that owners have consistent cover in place for the project. In contrast, the design team’s annually renewable policies could have terms and conditions that vary from year to year.
- **ASSET PROTECTION** – OPPI helps protect an owner’s assets and provides limits dedicated to an owner’s project.
- **MORE ECONOMICAL** – OPPI is typically less expensive in comparison to a Single Project Professional Indemnity (SPPI) policy.
- **BROADER TERMS** – OPPI has the potential for broader coverage since an owner determines the terms and conditions of the policy with their carrier, instead of relying upon their design professional to obtain terms and conditions that they deem appropriate for the project.

HDI at a glance

- Backed by the Talanx Group, we have a Financial Size Category (FSC) of **XV (\$2 Billion or Greater)** and a Financial Strength Rating (FSR) of **A (Excellent)** by A.M. Best
- Financial credit rating of **A+ (Strong)** from S&P
- International network of local insurers in more than 150 countries, including owned operations in 41
- Uniform global insurance coverage and issuance of local policies in their respective language
- Dedicated account manager for the global program with optimum assistance at the local level
- Claims settlement in the United States and abroad

To learn more about HDI Global Insurance Company and our products and services, please visit www.hdi.global

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