



DATA BREACH / CYBER LIABILITY

The Potential Exists for Unlimited Liability Exposure to Your Business!

Once your breached Non-Public Information is sold into the black market, it can be bought and sold forever, creating a potentially unlimited liability situation. Not only could you be responsible for the unlimited dollar amount that you can be sued for under civil liability, but also for federal and state fines.

Protect Your Business and Secure Non-Public Personal Information

Identity Theft is the fastest growing crime in America due to the involvement of Organized Crime Syndicates – which is the reason for new laws. The FACTA (Fair and Account Credit Transactions Act) and other new Data Breach laws and their penalties may now apply to your business. The *five* most common areas of Identity Theft are: 1) Driver's License 2) Social Security 3) Medical 4) Character/Criminal and 5) Financial.

If your company or your vendors were to lose your Non-Public Information (e.g. – your employee's social security numbers, your clients information, etc.), whether through accidental loss or outright theft, this could create significant financial, civil and criminal liability exposures to you, your firm and your employees.

The FACTA and new Data Breach laws may require your business to implement the following safeguards:

- A) Appoint in writing an Information Security Officer.
- B) Develop a written plan and policy to protect Non-Public Information for employees, clients and customers.
- C) Employees must be trained on the company's written plan.
- D) Employers must have a mitigation plan in place that repairs the damage.

Be Sure To Check With Your Attorney On How These Laws May Specifically Apply To You

It's Time to Develop a Plan!

We are pleased to be able to offer our clients a solution to protecting your business as well as your employees, clients and customers Non-Public Information. Please note: Coverage for this exposure is NOT provided under your General Liability or Umbrella policy. Coverage is available through a "Privacy Protection Policy", (often referred to as "Cyber Liability" Insurance), which can be designed to address the FACTA and new Data Breach law exposures.

Wine Sergi has partnered with Profit Protection Risk Management Consultants, Inc. In conjunction with Wine Sergi, they will help you navigate through all of the FACTA and new Data Breach laws safeguards at no direct cost to your company.

***Call Wine Sergi for further details!
(630)-513-6600***