

ENDORSEMENT NO.:

This endorsement, effective 12:01 am,

Forms part of policy number:

Issued to:

By:

ERISA CIVIL PENALITIES

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

This endorsement modifies insurance provided under the following:

ERRORS AND OMISSIONS POLICY

In consideration of the premium charged, it is understood and agreed that the definition of **Damages** is amended to include the following:

Damages shall be deemed to include the five percent (5%) civil penalty imposed on an **Insured** as a fiduciary under section 502(i) of the Employee Retirement Income Security Act of 1974 (Public Law 93-406, more commonly known as "ERISA") or its amendments, for violations of Section 408 of ERISA, as amended, or the twenty-percent (20%) penalty imposed on an **Insured** as a fiduciary under Section 502(l) of ERISA, as amended, but only if such violations arise in the conduct of **Professional Services** as defined in this policy.

All other provisions of this policy remain unchanged.