

## Insurance Archaeology

The practice of uncovering and restoring lost or unknown insurance policies to provide claims coverage.

School districts are susceptible to claims events that occurred years ago stemming from asbestos exposure, environmental contamination and most recently, sexual abuse and misconduct. The passing of the California Child Victims Act which expanded the timeframe for victims to file civil claims has caused a dramatic spike in claims against school districts. These liabilities may be covered under old insurance policies which tend

to be less restrictive and provide broader coverage than current policies.

The burden of proof, however, is on the policy holder to resurrect old policies that can function as insurance assets. Arcina's team of credentialed legal, insurance and investigative professionals has demonstrated success with school districts in California and across the U.S. in locating coverage as far back as the 1950s.

### Process to Uncover

As a leading insurance archaeology firm and preferred ASCIP vendor, Arcina is uniquely poised to help member school districts locate historic policies, perfect the claim for notification to the insurance companies, and advocate for the recovery of indemnity and defense fees.

A disciplined three-phased approach ensures

objectives are established at the onset to ensure a cost-effective deliverable and results to defend the district. Clients receive a policy schedule of their coverage history along with terms, limits, solvency status and past impairments. This aids a district in determining the best course of action to recover any monies due.



#### Diagnostic

- Assess existing policy information
- Identify coverage gaps



#### Investigative

- Launch policy search and retrieval process to include school district archives, key interviews and third party sources



#### Results and Next Steps

- Construct a policy schedule of coverage history
- Advise on claims filing and recovery strategies

### Location, Location, Location

Projects typically launch with a search of internal records. Arcina will collaborate with school district personnel to locate and review all historic records that could contain pertinent information. A comprehensive search is conducted via multiple channels including:

- Internal records and archives
- Insurance company and broker outreach
- Interviews with current and former employees i.e. risk managers, administrators and district counsel
- U.S. and London insurance archives
- Court records
- Former law and accounting firms
- State and federal government records
- Locating sample policy forms to support secondary historical insurance evidence

## Claims Management

The next step once historical policies have been recovered is to advocate for the school district and manage the claims. Arcina applies best practices to perfect the claims notification process and takes a proactive and cooperative approach with the district's historic insurance carriers.

An understanding of the historical policy language as well as relationships with insurers, third-party administrators and the legal community enable us to successfully oversee claims from inception to closure. This drives accountability, results and

the avoidance of litigation in most situations.

As claims advocates, Arcina appreciates the budgetary constraints school districts are experiencing. Our team is accomplished at limiting the legal sparring and having straightforward negotiations with insurer principals instead of through proxies. We have negotiated hundreds of complex resolutions for clients, often times involving multiple insurers, layers of coverages and complex issues. The result of our non-litigious approach is reduced expenses and a speedier recovery.

## Budget

ASCIP has secured preferred pricing for its members. Arcina bills on a time and expense basis with rates blending to less than \$200 hour. Upon gathering details about the claim(s), Arcina will prepare

a budget estimate and letter of engagement for school district approval. Projects typically take 8 to 10 weeks for completion depending on cooperation from the district and third parties.

## Arcina Client Advantage

- Foremost insurance, legal and investigative professionals on your team
- Insurance market clout
- Deep experience with school districts and higher education
- Efficient solution delivery
- Superior success rate

To discuss your school district's needs for insurance archaeology, please contact:

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