

Abatement Insurance Features & Benefits

The Abatement Insurance Policy is a unique, plaintiff's Policy, which reimburses the Litigation Expenses to help the policy holder enforce their intellectual property (IP) rights, which come in the form of patents, trademarks, copyrights and trade secrets.

KEY COVERAGE

- Patents: issued, filed applications and provisional applications.
- Trademarks: registered and filed applications.
- Copyrights: registered or non-registered (must be registered before enforcing).
- Trade Secrets.

ADVANTAGES

- Reduces the risk of abandoning IP rights due to the inability to afford the cost of litigation.
- Levels the playing field by many times deterring frivolous Infringement.
- Helps the policy holder get through litigation on the merits of the case, not on who has the deeper pockets.
- Reduces the pressure to settle the case.
- Reduces the risk of entering into an undesirable license agreement with an infringing party from a position of financial weakness.
- Attracts investors when the IP is insured and strengthens the ability to license the IP.

FEATURES

- Worldwide territory coverage available.
- Multi-year policies, up to three years, are available; and, provide a premium discount.
- Availability of combining the Abatement policy with the Defense policy, which provides a premium discount.
- IPISC's Litigation Management Services are offered as a courtesy to the policy holder.
- Economic Benefit Relief available up to \$100K.

-
- *Limits available up to \$10 million (USD)*
 - *Policy terms available up to 3 years*
 - *Worldwide territory coverage available*

EARLY INTERVENTION SERVICES

- Early Intervention (EI) Services provide non-threatening letters, sent by the Company's litigation management department, advising a suspected infringer of the existence of the policyholder's IP rights and the fact that it is insured.
- Limited to 10 per Policy year. Provided upon request.
- The IP, which is the subject of the letter, must be insured and issued or registered (not pending).
- The suspected Infringement cannot be pre-existing to the policy effective date.
- The EI Services Letter Request Form, provided by IPISC which identifies the suspected infringer and provides contact information, must be completed and signed.

REASONS TO INSURE

- Litigation is expensive. Based upon the most recent AIPLA Survey, U.S. median litigation costs for an infringement suit through trial, when the amount in controversy is between \$1M and \$25M, can range from \$350K for Copyrights to \$2.8M for Patents.
- IP is an extremely valuable asset, having a significant impact on the U.S. and global economy and jobs creation.

PREMIUM

- The actual cost is dependent upon the number of insured IP, risk factor, litigation history and/or litigation potential, Policy limits and other underwriting factors. Contact IPISC for an indication.
- Premium financing is available for all terms. If financed, a down payment of 20% of the premium (plus any applicable taxes) is due 15 business days after binding.

QUOTES

- Contact IPISC at 800.537.7863 to obtain an application or a specimen Policy. Send completed application, reflecting all IP the applicant wishes to insure, to an IPISC account representative.
-
- *MPIP coverage of \$50K or 10% of policy limits, whichever is less, included with the Policy*
 - *SIR- 2.5% of Policy limit*
 - *Co-pay- 20%*