K&L | GATES

Insurance Coverage for Telecom, Media and Technology Companies

For nearly 25 years, attorneys of K&L Gates have been developing and implementing innovative legal strategies to assist business and individuals in obtaining insurance coverage for an ever increasing range of liabilities and losses. Telecom, media and technology ("TMT") companies are among the many businesses for which K&L Gates has collected insurance proceeds to address threatened liabilities and losses and analyzed coverage terms to enhance the scope and certainty of coverage.

In providing insurance coverage services to TMT clients, KL& Gates marries experienced TMT corporate and regulatory counsel with coverage attorneys knowledgeable about TMT issues. In particular, by combining industry and client knowledge with an in-depth understanding of insurance policies, coverage issues and case law, K&L Gates can deliver effective and efficient insurance coverage advice. Its comprehensive understanding of TMT issues allows K&L Gates to work successfully with a client's in-house counsel, risk management professionals and business executives. K&L Gates may review policies, assist in policy acquisition, and obtain coverage for defense costs, settlements or judgments.

K&L Gates can address a broad range of coverage issues for TMT clients, including advice on the following:

- The need for media insurance and cyber insurance, as well as the development of claims under such policies should they be necessary.
- The preparation and pursuit of first party claims, including claims arising out of regulatory actions. For example, K&L Gates has developed property damage claims resulting from Hurricanes Katrina and Rita, combining such claims with coverage claims of losses pursuant to an FCC Release (DA 05-2421), which addressed continuation of wireless service to displaced customers who cannot pay their bills.
- The development and implementation of claims-handling protocols and corporate insurance programs to facilitate a uniform and coordinated approach for the risk management department and in-house counsel.
- Insurance policy review to identify coverage gaps and concerns.
- The advantages and disadvantages of policy terms offered by competing insurers. In addition, we work routinely with brokers to enhance proposed coverage.
- Whether corporate transactions, such as a sale or merger, have been structured to ensure that insurance policies are transferred to a successor corporation. Without a review of this issue, a successor entity may find that its insurer contends that the transfer is ineffective.

For more on the firm's insurance coverage practice, click here.