

Federal Employee Professional Liability Insurance

Association of Technical & Supervisory Professionals

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FEDS Protection

Administrative & Disciplinary Matters

Civil Lawsuits

Criminal Investigations

Coverage for Administrative Matters

- Agency Directed Investigations
- OIG Investigations
- Office of Security Investigations
- Congressional Oversight Investigations / Hearings
- Office of Special Counsel Complaints / Investigations
- Congressional Investigations
- MSPB Appeals
- Disciplinary Proceedings
- Named as "Responsible Management Official in an EEO Complaint





- Member of the Public
- Plant Worker
- Co-worker, Subordinate or Manager
- Politically Motivated Elected Official
- Special Interest Group
- Other Entities/Individuals

- System Failures
- Process Oversights
- Food Defense Incidents
- Regulatory Oversights
- Recall Errors
- Improper Coding or Billing
- Time and Attendance Reporting

IG Investigations



The IG is not your friend

Office of Special Counsel Investigations

OSC focuses on whistleblower reprisal and other prohibited personnel practices.

OSC has the authority to prosecute independently of the employing agency.

Agency and manager positions on a whistleblower reprisal investigation are not always aligned.

OSC will allow a lawyer during the interview.

EEO Complaints

The agency does not always represent the interests of managers in the EEO system.

Some EEO complaints can be sensitive or concern mistakes or problems unrelated to discrimination.

The EEO system operates separately from management and keeps even frivolous complaints in the system for years.

PLI will provide an attorney to guide the manager through the EEO process.

Civil Suits Bivens Actions Personal Capacity Lawsuits

Immunity Indemnification Representation Absolute (FTCA) DOJ representation is You could be liable for not mandatory Immunity for Common the judgment Law Torts DOJ representation is Likelihood of not automatic Qualified Immunity for indemnification is **Constitutional Torts** greater if DOJ reps

Civil Suit Recap

You Can Be Sued

DOJ Can Deny Representation

You Can Be Held Liable for a Judgment



PLI Protects You in Three Major Ways

Legal Defense

Coverage Counsel

Pays Damages

Criminal Investigations



I cannot believe this is happening to <u>me!</u>

Professional Liability Insurance Covers:

Administrative and Disciplinary Matters

 Up to \$200,000 in attorneys' fees for disciplinary actions including investigations

Lawsuits

- Up to \$1,000,000 or \$2,000,000 to satisfy judgments
- Attorneys' fees to defend the lawsuit if the Department of Justice declines representation
- In certain cases, a lawyer to monitor the Department of Justice's representation

Criminal Proceedings

Up to \$100,000 to defend criminal charges

FEDS PLI is Affordable:

\$280 annually

For FEDS \$1,000,000 policy \$380 annually

For FEDS \$2,000,000 policy \$140 annually

If you are eligible for partial agency reimbursement

Enter Member
Discount Code:

ATSP



Professional Liability Insurance

There are 3 ways to get FEDS PLI protection today:

- On-line at <u>www.fedsprotection.com</u>.
- By mail email <u>feds@fedsprotection.com</u> for form.
- By phone at 866.955.FEDS.

You must have coverage in place prior to the allegation, claim or suit or *coverage will not apply!*