

December 23, 2015

Gina Kavesh, President
Washington State Bicycle Association
gkavesh@gmail.com

RE: USAC Insurance Coverage for Race Caravan Vehicles

Dear Gina:

This letter summarizes our review of the USAC insurance policies covering bicycle road races in the jurisdiction of the Washington State Bicycle Association (WSBA). The opinions expressed in this letter are limited to our review of coverages provided by the Lexington Insurance Company Commercial General Liability Policy Occurrence Form and Endorsements (collectively, "the Policy").¹ This letter does not provide a guarantee of any insurance coverage afforded by the Policy, rather, it indicates what coverages may apply in certain situations. Only your insurance carrier can guarantee coverage for any specific circumstance.

The Policy covers insureds for bodily injury and/or property damages arising out of certain incidents during USAC sanctioned events. Named insureds include the following USAC licensed persons or groups: member cyclists, registered teams, member clubs, local associations, coaches, mechanics, event promoters, officials, and volunteers. *See Endorsement #21*. The intent of the Policy is to exclude from coverage (absent the Hired Auto and Non-Owned Auto Liability Endorsement) coverage for bodily injuries and/or property damage caused by the use of motor vehicles during sanctioned events. The Hired Auto and Non-Owned Auto Liability Endorsement, *see Endorsement #031*, provides coverage for bodily injury and/or property damage arising out of the use of motor vehicles. In USAC sanctioned road races, this would typically be vehicles used in the caravan by officials, mechanics, teams, and volunteers. In sum, the Policy, absent the Hired Auto and Non-Owned Auto Liability Endorsement, would likely not cover the named insureds for bodily injuries and/or property damage caused by motor vehicles during sanctioned events.

¹ The Endorsements reviewed were the following: Economic Sanctions Endorsement (#001), Deletion of Specified OFAC Language Endorsement (#002), Unintentional Errors and Omissions Endorsement (#005), Aggregate Limits of Insurance – Per Location Amendment and Overall General Aggregate Limit (#006), Additional Insured – Designated Person or Organization (#007), Additional Insured – Owners, Lessees or Contractors-Scheduled Person or Organization (#008), Primary and Non Contributory Endorsement (#009), Waiver of Subrogation (#010), Knowledge of Occurrence Endorsement (#011), Anti-Stacking Endorsement (#013), Advice of Cancellation to Entities Other Than the Named Insured Limited to E-Mail Notification(#17), Hired Auto and Non-Owned Auto Liability (no number), Schedule of Named Insureds (#021), Overall Aggregate Limit of Insurance and Per Event Limit of Insurance Endorsement (#022), Amendatory Endorsement (#027), Amendment to Mobile Equipment Definition and Mobile Equipment Exclusion Endorsement (#029), Hired Auto and Non-Owned Auto Liability (#031), Amendment to Hired Auto and Non-Owned Auto Endorsement (#032), and Athletic or Sports Participants Limitation Endorsement (#XX).

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All drivers of vehicles in Washington (RCW Title 46) and Idaho (I.C. Title 49) are required to carry insurance providing coverage for bodily injury and property damage caused by a driver's negligence. We recommend that if a sanctioned event does not have Hired Auto and Non-Owned Auto Liability coverage, that drivers of caravan vehicles provide satisfactory evidence of insurance coverage prior to the event. This could be satisfied by providing a current insurance card issued by the auto insurance carrier. Since individual auto insurance policies vary, and we have not reviewed any such policies, this letter expresses no opinion as to whether non-USAC insurance would cover bodily injuries and/or property damage arising out of motor vehicle use during a sanctioned event.

The opinions expressed in this letter reflect information known to the undersigned as of the date of this letter. If you have any further questions, please contact us.

Sincerely,

A handwritten signature in black ink, appearing to read "Jed Barden", written in a cursive style.

Jed W. Barden