



## Episode 62: Fiduciary Liability with Dan Aronowitz

### Episode 62

In the latest episode of *Revamping Retirement*, Dawn McPherson and Jennifer Doss talk with Dan Aronowitz, president of [Encore Fiduciary](#). The three dive into litigation trends, particularly in navigating the complexities of fiduciary liability and underwriting.

Highlights include:

- An overview of recent trends in retirement plan litigation, emphasizing a shift in the types of cases being filed and the implications for plan sponsors.
- The significance of having a robust fiduciary process and how it can mitigate litigation risks. This includes the choice between active and passive investment options, the importance of monitoring record-keeping and investment fees, and the strategic use of fiduciary insurance.
- A deep dive into fiduciary liability insurance, detailing what it covers, who should have it, and how it can protect plan sponsors from claims of breach of duty.
- Discussion on specific risk factors that can make a retirement plan more susceptible to litigation and how these factors influence the underwriting process for fiduciary liability insurance.

Later, Mike Webb discusses the differences between reporting and disclosure for retirement plan sponsors in this month's *Minute with Mike*.

Subscribe to [Revamping Retirement](#) for more episodes with insights for plan sponsors.



## Legal Notice

This material is intended to be informational only and does not constitute legal, accounting, or tax advice. Please consult the appropriate legal, accounting, or tax advisor if you require such advice. The opinions expressed in this report are subject to change without notice. This material has been prepared or is distributed solely for informational purposes. It may not apply to all investors or all situations and is not a solicitation or an offer to buy any security or instrument or to participate in any trading strategy. The information and statistics in this report are from sources believed to be reliable but are not guaranteed by CAPTRUST Financial Advisors to be accurate or complete. All publication rights reserved. None of the material in this publication may be reproduced in any form without the express written permission of CAPTRUST: 919.870.6822.

Â© 2026 CAPTRUST Financial Advisors