

MULTIMEDIA LIABILITY COVERAGE

Application for Insurance

Submission of a completed application incurs no obligation to purchase or bind insurance.

NOTE: All questions must be answered. All requested attachments must accompany application.

I. GENERAL INFORMATION –

1. First Named Insured (including DBAs):

NOTE: First Named Insured is responsible for premium payment, cancellation and changes – refer to specimen policy.

Street Address:

City, State, Zip Code:

Telephone Number:

2. Are there other Named Insureds and/or subsidiaries, affiliates, branch offices or other related entity(ies) (including DBAs) for which coverage is desired? Yes No If yes, please provide a list of entities for which coverage is desired.

All remaining questions on this application apply to all of the persons and entities described in Questions 1. and 2. above, collectively referred to as "Applicant".

3. A. Date applicant was established: _____

B. Geographic area in which applicant operates: Local Regional (multi-state) National International

4. A. Is applicant wholly or partially owned by, affiliated with or controlled by any other entity(ies) not previously listed in Question 1. or 2.? Yes No

B. Does applicant wholly or partially own, operate, manage or control any other businesses or entity(ies) not previously listed in Question 1. or 2.? Yes No

If 4.A. or 4.B. are answered yes, provide complete details:

5. Within the past five years has applicant:

A. Changed name? Yes No

B. Changed ownership structure? Yes No

C. Purchased or acquired another entity? Yes No

D. Merged or consolidated with another entity? Yes No

6. Does applicant belong to any professional associations or trade groups? Yes No

If yes, please advise to which professional associations or trade groups the applicant belongs:

7. Describe media activities to be insured: (Attach company brochures, advertising materials or any applicable website addresses, etc. that describe the activities to be insured.)

II. MEDIA ACTIVITIES (COMPLETE APPLICABLE SECTIONS ONLY) –

8. ADVERTISING:

Coverage for advertising by you or performed by others on your behalf.

A. List advertising agency(ies) used:

B. Please check the appropriate box for each of the following:

1) Does applicant operate an in-house advertising agency? Yes No

2) Does applicant engage in comparative advertising? Yes No

3) Are written hold harmless or indemnity agreements required from advertising agencies? Yes No

4) Are advertising agencies and the media required to provide evidence of insurance as respects such hold harmless or indemnity agreements? Yes No

5) If employees make creative contributions to advertising, are written releases obtained from them? Yes No

6) Has applicant been cited by any regulatory agency for violations arising out of its advertising activities? Yes No

If yes, please explain:

C. Provide the approximate percentage of advertising expenditures in the following media:

Radio	_____%	Magazines	_____%
Television	_____%	Catalog/mail order	_____%
Newspapers	_____%	Internet	_____%
Other	_____%		

(specify)

D. Annual revenue from all business activities: \$_____

E. Annual advertising expenditures: \$_____

9. ADVERTISING AGENCY:

A. List major clients and description of their business:

B. Do any of applicant's clients produce or manufacture: Tobacco Firearms Alcoholic beverages Pharmaceuticals

C. Provide the approximate percentage of gross revenues estimated for the coming year for the following activities:

Public relations	_____%	Mail order or catalog sales	_____%
Printing	_____%	Broadcasting	_____%
Production of films, radio or television programs	_____%	Package/display/product design	_____%
Production of commercials	_____%	Music service	_____%
Promotions/sweepstakes	_____%	Market research	_____%
Web site design	_____%	Media buying	_____%
Other:		TOTAL	100%

Please provide details:

D. Has applicant been cited by any regulatory agency for violations arising out of advertising activities? Yes No

If yes, please explain:

E. Is applicant a "full service" advertising agency? Yes No

If no, state area of specialization: _____

F. Does applicant obtain written releases with respect to creative material or talent from the following:

Employees?	<input type="checkbox"/> Yes <input type="checkbox"/> No
Models?	<input type="checkbox"/> Yes <input type="checkbox"/> No
Free-lance photographers, writers, composers, artists, musicians?	<input type="checkbox"/> Yes <input type="checkbox"/> No
Non-professional persons appearing in commercials or advertisements?	<input type="checkbox"/> Yes <input type="checkbox"/> No

G. Does applicant's contract always provide for client approval? Yes No

Attach a specimen copy of client contracts.

H. Does applicant develop product names? Yes No

I. Does applicant develop package design? Yes No

J. Does applicant develop display design? Yes No

K. Does applicant perform trademark searches? Yes No

If yes, describe procedures:

L. Number of trademarks developed per year: _____

M. Performs market research? Yes No

N. Engages in product testing? Yes No

O. Develops new products for clients? Yes No

P. Provides printing services or assumes liability for printing? Yes No

Q. Develops promotions, sweepstakes, contests or games for clients? Yes No

If yes, provide complete details:

R. Gross capitalized billings* and/or fees: Current Fiscal Year: \$_____ Estimated Next Fiscal Year: \$_____

"GROSS CAPITALIZED BILLINGS" means all agency fees and all of the pass through costs that an agency collects from clients and in turn uses to buy media time, pay models, producers and any other actual costs that are incurred in making the work. In summary, Gross Capitalized Billings are the total amount of income that an agency brings in even though the agency turns around and passes most of it through to other vendors.

10. AUTHORS OF BOOKS – BOOK, PLAY, JOURNAL OR ARTICLE:

- A. Title of work to be insured: _____
- B. Synopsis of publication: _____
- C. Scheduled or original date of publication: _____
- D. Type of work: (check appropriate box)

<input type="checkbox"/> Fiction/Drama <input type="checkbox"/> Current Autobiography <input type="checkbox"/> Technical <input type="checkbox"/> Investigative Reporting/Exposé <input type="checkbox"/> How-to-do-it	<input type="checkbox"/> Poetry <input type="checkbox"/> Historical/Biographical <input type="checkbox"/> Religious <input type="checkbox"/> Social/Political Commentary <input type="checkbox"/> Other (specify) - _____
--	---
- E. Number of copies (including reprints) to be printed/distributed during the proposed policy term (if none, state so):
 Hardback: _____ Paperback: _____
- F. Advance paid by publisher: \$_____
- G. If work is non-fiction or fiction incorporating living persons or events, have sources of information and material facts been documented? Yes No If no, please explain in detail: _____
- H. Have written releases been obtained from persons or organizations:
 - 1) Appearing in photographs or artistic representations? Yes No
 - 2) Contributing material to the work? Yes No
 - 3) Quoted or paraphrased? Yes No
 If no, explain in detail: _____
- I. Name, address and telephone number of publisher: _____
- J. Will "work" be self-published? Yes No
 If yes, how will work be distributed? _____
- K. Name, address and phone number of law firm consulted with respect to media law issues, including content review, editorial procedures and complaint handling:
 Years of experience in media law: _____
- L. 1) Will the work be serialized or published in a condensed version during the proposed policy term? Yes No
 If yes, specify publication(s) and attach a copy of contract(s) with the publisher(s): _____
 2) Estimated revenues: \$_____
- 3) Will a revised edition of the work be published or distributed during the proposed policy term? Yes No
 If yes, complete Question M. Attach copy of the revised work and a brief outline of revisions from the original work.
- 4) Describe any related materials or activities contemplated in conjunction with the work (i.e., tapes, cassettes, audio-visual aids, movie rights, advertising/promotional activities, etc.): _____
- M. Number of copies to be printed/distributed in: Hardback: _____ Paperback: _____

11. BOOK PUBLISHING:

- A. Types of books published: (please provide approximate percentage for each of the following categories)

_____ % Textbooks	_____ % "Managed textbooks"	_____ % Children's
_____ % How-to-do-it	_____ % Technical	_____ % History, biography
_____ % Current biography, autobiography	_____ % Religious	_____ % Investigative reporting, exposé
_____ % Social, political commentary	_____ % Classics	_____ % Celebrity
_____ % Fiction	_____ % Poetry	_____ % Other (specify)
		100% TOTAL
- B. For current fiscal year, specify number of: _____ Original titles _____ Reprints

12. BROADCASTING:

- | | |
|---|---------------------------------------|
| Call Letters: _____ | AM/FM/TV: _____ |
| Location (City & State): _____ | Percentage Simulcast: _____ |
| First Air Date: _____ | First Air Date: _____ |
| Radio Highest 60-Second Advertising Rate: _____ | TV Highest Hourly Program Rate: _____ |
| Format: _____ | Network Affiliation: _____ |

13. CABLE TV OPERATORS:

- A. Name of Cable System: _____
 Location (City & State): _____
 Number of Subscribers: _____
- B. Market classification: _____
- C. Does system originate any programming? Yes No If yes, please provide the following information:
 Type: _____
 Number of hours per week: _____
 Gross receipts derived from syndication: _____

14. CYBERLIABILITY – WEBSITE AND OTHER INTERNET ACTIVITIES:

- A. Provide a schedule of all website addresses for which coverage is desired (hereinafter "your websites");
- B. What are the gross revenues and percentage of activity derived from the operation of your website(s) and/or other cyber activities?

WEBSITE/CYBER ACTIVITY	REVENUE (and/or Budget for non-profits) Current Fiscal Year		REVENUE (and/or Budget for non-profits) Estimated Next Fiscal Year
	%	\$	\$
Website Owners (content only, no services)	_____ %	\$ _____	\$ _____
Website Owners (content & services)	_____ %	\$ _____	\$ _____
Describe services:			
Web Hosting	_____ %	\$ _____	\$ _____
Co-location Services	_____ %	\$ _____	\$ _____
E-commerce	_____ %	\$ _____	\$ _____
Auction Sites	_____ %	\$ _____	\$ _____
Website Developers	_____ %	\$ _____	\$ _____
Search Engine	_____ %	\$ _____	\$ _____
Other (describe below)	_____ %	\$ _____	\$ _____
TOTAL CYBER REVENUE:		\$ _____	\$ _____

WEBSITE CONTENT, FEATURES AND INTERACTIVE COMPONENTS

- C. Do any of your websites contain any of the following:
- | | | |
|---|------------------------------|-----------------------------|
| Adult-oriented content | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Streaming music or video | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Medical records or information pertaining to specific individuals | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Medical or legal advice or services | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Financial transactions | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Dating services | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
- D. Describe the primary purpose(s) of each of your websites:
- E. Advise percentage of the following:
- | | |
|--|---------|
| Original content created by applicant: | _____ % |
| Original content created by third parties for applicant: | _____ % |
| Content furnished by third parties to applicant via a licensing agreement or similar contractual agreement: | _____ % |
| Previously published, released or archived content that is republished by the applicant and/or retrievable through the website(s): | _____ % |
- F. Do your website(s) provide links to other websites not owned by the applicant? Yes No
 If yes, does applicant obtain permission to link to those sites? Yes No
- G. Do any of your websites "deep link" to other websites not owned by the applicant? Yes No
- H. Do any of your websites "frame" other websites not owned by the applicant? Yes No
- I. Do you provide any professional services to customers via any of your websites? Yes No
 If yes, identify the services provided and the safeguards utilized to prevent errors or omissions.

PRIVACY- INFORMATION GATHERING AND SHARING

- J. Do you collect personally identifiable material regarding visitors to your websites? Yes No
If yes, do you sell or otherwise distribute this material to third parties? Yes No
- K. Do all of your websites contain a privacy policy? Yes No
If no, please elaborate:
- L. Does your privacy policy contain information, which enables visitors to understand the website's practices concerning (check all that apply):
 - collection of user-specific information from site visitors
 - if user-specific information is shared, sold or given to third parties
 - obtaining permission from users regarding the collection and sharing of user-specific information
 - details on the type of information collected
 - details on how the information will be used
 - opt-in or opt-out feature – specify which:

SECURITY

- M. Describe the security measures used to prevent unauthorized access to:
 - 1) your websites:
 - 2) your premises and facilities:
 - 3) your computer systems/servers in custody of others:
 - 4) your computer systems/services located on your premises:
- N. Describe the security measures used to protect the confidentiality and integrity of data:
- O. Advise the technology you use for:
 - 1) Encryption -
 - 2) Authentication -
 - 3) Anti-virus -
- P. Are security audits performed? Yes No
If so, please advise:
 - 1) who performs the audits?
 - 2) how frequently are audits performed?
 - 3) what actions are taken to correct unfavorable results?
- Q. Do you have a formal documented security policy? Yes No
If so, do you document the fact that all of your employees have read and understand the policy? Yes No
Please attach a copy of your security policy.
- R. In the last two (2) years, have you experienced any security breaches to your websites, your computer systems or your premises? Yes No
If yes, please identify the corrective steps taken:

RISK MANAGEMENT

- S. Do you utilize in-house or outside counsel to review website content prior to posting? Yes No
If yes, please identify such counsel:
What, if any, additional safeguards do you use to avoid claims arising out of online content including defamation, invasion of privacy, intellectual property infringement (copyright and trademark) and errors & omissions?
- T. What steps are taken to ensure that the domain names of your websites do not infringe upon the intellectual property rights of others?
- U. Do your websites comply with the Children's Online Privacy Protection Act (COPPA)? Yes No
- V. Describe your "take-down" policy for complaints received concerning defamation, copyright or trademark infringement or other disputes.
- W. Do you pay fees to licensing organizations such as ASCAP, SESAC, BMI or other organizations with respect to music and/or other content on your websites? Yes No

X. With respect to matter furnished by third parties to the applicant, does applicant:

- 1) obtain rights to use such matter via a license agreement or other contractual agreement? Yes No
- 2) require an indemnification from third parties regarding claims arising from the matter they supply? Yes No
- 3) require that the indemnification be backed by an insurance policy? Yes No

15. FILM & PROGRAM PRODUCTION:

A. Describe types of productions to be insured or title(s) of productions to be insured:

Based on: Book Screenplay Original material Other (specify)

B. Anticipated air date: _____

C. Form of production:

(check appropriate description)

- Motion picture for theatrical release
- Motion picture for television/cable TV release
- Motion picture "straight to video" release
- Television pilot or special
- Television musical/variety/comedy
- Television drama
- Television series – Number of episodes: _____
- Television "mini-series"
- Radio program – Number of programs each week: _____ Number of weeks: _____
- Theatrical stage presentation
- DICE (describe)
- Other (describe)

D. Source of production:

- Entirely fictional
- Based on actual facts or events
- Combination of fact and fiction
- Based on another work – If so, please specify: _____
- Other (fully describe)

E. Program or running time of production: _____

F. Intended territory or distribution of production: _____

G. Have all licenses and consents been obtained

- 1) From copyright owners? Yes No
- 2) From "music owners"? Yes No
- 3) From performers or persons appearing in the film? Yes No
- 4) From writers and/or others? Yes No

H. Have musical rights been obtained:

- 1) Recording and synchronization rights? Yes No
- 2) Performing rights? Yes No

I. Will there be any merchandising related to the production? Yes No

If yes, and coverage is desired for this activity, please submit the following for review:

- 1) Anticipated gross annual revenues from merchandising:
- 2) Copies of contracts or license agreements with any distributors, suppliers, etc.
- 3) Brief description of the merchandising activities:

J. Has a title report (title search and opinion) been obtained on each of the productions listed in Question 15.A. above?
 Yes No

If yes, please submit a copy of each title report for the Company's review.

Please note that claims arising from the title of any scheduled production are not covered unless a title report is submitted to and approved by the Company and coverage is endorsed to the policy.

16. MAGAZINE PUBLISHING:

A. Name Location (City & State) Date First Published Average Circulation Frequency of Circulation If 2 or more, % of duplication

B. Check primary circulation area:

- International National Rural Suburban Metro Regional Campus Controlled Circulation
 Other – specify:

17. NEWSPAPER PUBLISHING:

A. Name Location (City & State) Date First Published Average Circulation Frequency of Circulation If 2 or more, % of duplication

B. Check primary circulation area:

- International National Rural Suburban Metro Regional Campus Controlled Circulation
 Other – specify:

18. PUBLIC APPEARANCE:

Complete applicable sections only:

A. **PUBLIC SPEAKING, SPEECHES, PRESS CONFERENCES, MEDIA INTERVIEWS, PANEL DISCUSSIONS, SEMINARS**

- 1) Number of appearances per year:
- 2) Type of content:
- 3) Format or description of participation:

B. **PERSONAL APPEARANCES ON RADIO, TELEVISION, CABLE TELEVISION OR THE INTERNET**

- 1) Number of appearances per year:
- 2) Type of content:
- 3) Format or description of participation:

C. **CONTRIBUTING TO ARTICLES, BOOKS OR OTHER PUBLICATIONS AS A GUEST OR FREE-LANCE WRITER, SUBJECT OR NAMED SOURCE**

- 1) Number of articles published per year as:
Editor: _____ Contributing editor/author: _____ Guest writer: _____ Free-lance writer: _____
- 2) What is applicant's general subject matter?

D. **ADVERTISEMENTS IN ANY MEDIUM IN WHICH APPLICANT APPEARS AS AN ACTOR, ANNOUNCER, SPOKESPERSON OR ENDORSER OF ANY PRODUCT OR SERVICE**

- 1) Number of appearances per year: _____
- 2) List clients:

E. **OTHER**

Describe:

	F. 1) Public speaking, speeches, press conferences, media interviews, panel discussions, seminars	Revenue – Current Fiscal Year \$ _____	Revenue – Next Fiscal Year \$ _____
	2) Appearances on radio, television, cable television or the Internet	\$ _____	\$ _____
	3) Contributing to articles, books or other publications as a guest or free-lance writer, subject or named source	\$ _____	\$ _____
	4) Appearances in advertisements through any medium as actor, announcer, spokesperson or endorser	\$ _____	\$ _____
	5) Other (specify)	\$ _____	\$ _____

19. MISCELLANEOUS

- A. Describe all other media for which coverage is sought:
- B. Are commercial printing services performed for others? Yes No
If yes, describe types of material printed:

III. EDITORIAL AND OPERATING PROCEDURES –

20. PUBLISHING:

- | | Yes | No |
|--|--------------------------|--------------------------|
| A. Are editors familiar with current libel law? | <input type="checkbox"/> | <input type="checkbox"/> |
| B. Are letters-to-the-editor edited? | <input type="checkbox"/> | <input type="checkbox"/> |
| C. Are written hold harmless or indemnity agreements executed with advertisers and advertising agencies? | <input type="checkbox"/> | <input type="checkbox"/> |
| D. Does applicant engage in "investigative" reporting or exposés?
If yes, describe methods for documenting sources of information: | <input type="checkbox"/> | <input type="checkbox"/> |
| E. Are written releases obtained from persons appearing in photographs or from photo agencies? | <input type="checkbox"/> | <input type="checkbox"/> |
| F. Do free-lance writers provide written warranties with respect to originality of content, libelous matter, and authenticity of sources?
If yes, please attach copy of warranty. | <input type="checkbox"/> | <input type="checkbox"/> |
| G. Is a disclaimer issued with respect to technical information or advice? | <input type="checkbox"/> | <input type="checkbox"/> |
| H. Have the titles of all publications been cleared? | <input type="checkbox"/> | <input type="checkbox"/> |
| I. Are unsolicited ideas, books, screenplays, articles or photographs accepted?
If yes, please describe procedures for processing: | <input type="checkbox"/> | <input type="checkbox"/> |
| J. Does applicant maintain written retraction or complaint procedure guidelines? | <input type="checkbox"/> | <input type="checkbox"/> |

21. BROADCASTING:

- | | | |
|---|--------------------------|--------------------------|
| A. Are news teams familiar with current libel law? | <input type="checkbox"/> | <input type="checkbox"/> |
| B. Are written hold harmless or indemnity agreements executed with sponsors and advertising agencies with respect to the content of commercials? | <input type="checkbox"/> | <input type="checkbox"/> |
| C. Do the news teams engage in "investigative reporting"?
If yes, provide description of methods for documenting sources of information. | <input type="checkbox"/> | <input type="checkbox"/> |
| D. Are "action reporter" or similar consumer programs broadcast, telecast or produced?
If yes, provide a description of such programming and procedures utilized to verify accuracy of information. | <input type="checkbox"/> | <input type="checkbox"/> |
| E. Do reporters participate in ride alongs with law enforcement, medical emergency services, or private investigators?
If yes, please provide description of activities and procedures. | <input type="checkbox"/> | <input type="checkbox"/> |
| F. Are talk shows and interview programs pre-taped or prerecorded? | <input type="checkbox"/> | <input type="checkbox"/> |
| G. Is a delay device used during "call-in", "hot-line" or other live audience participation programming over radio stations? | <input type="checkbox"/> | <input type="checkbox"/> |
| H. Do television news teams use "mini-cams" or hidden cameras? | <input type="checkbox"/> | <input type="checkbox"/> |
| I. Does any station produce programming used by stations which applicant does not own or operate?
If yes, provide details of programming provided to others: | <input type="checkbox"/> | <input type="checkbox"/> |
| J. Are independent producers required to provide applicant with written hold harmless or indemnity agreements with respect to the programming they offer?
If yes, please attach a copy of agreement. | <input type="checkbox"/> | <input type="checkbox"/> |
| K. Are independent producers required to provide evidence of insurance with respect to such hold harmless or indemnity agreements? | <input type="checkbox"/> | <input type="checkbox"/> |
| L. Does applicant pay licensing fees to ASCAP, SESAC, BMI or other music licensing society? | <input type="checkbox"/> | <input type="checkbox"/> |

22. A. Please indicate what percentage of applicant's content is:

- 1) Original content created by applicant: _____%
- 2) Original content created by others (non-employees) for applicant: _____%
- 3) Previously published, released or archived content to be republished, re-released or archived by applicant: _____%

- B. With regard to content referenced in 22.A.2) above, does applicant acquire from the author/content provider a written assignment of rights in the matter? Yes No

Please provide a copy of applicant's standard contract used to accomplish the assignment of such rights to applicant.

- C. With regard to content referenced in 22.A.3) above, do content providers agree, in writing, to hold applicant harmless for claims that might arise involving the ownership of rights in the content? Yes No

If yes, please provide a copy of a representative example of such an agreement applicant has received from such a content provider.

IV. LEGAL PROCEDURES –

23. A. Provide description of standard procedures for checking accuracy and originality of content:
 B. Provide description of procedures for processing unsolicited ideas, books, screenplays, articles, photographs, etc.:
 C. Does applicant have an in-house legal department? Yes No
 If yes, name of General Counsel:
 D. Name, address and phone number of law firm consulted with respect to media law issues, including content review, editorial procedures and complaint handling:
 Years of experience in media law: _____
 E. Approximate percentage of all media for which applicant is indemnified by another party: _____%
 F. Does applicant require indemnitor to carry similar media or Errors and Omissions insurance? Yes No

V. CLAIM EXPERIENCE –

24. A. Have any claims, suits or proceedings been made during the past five years against the applicant or any of the applicant's predecessors in business, subsidiaries or affiliates or against any of their past or present partners, owners, officers or employees? Yes No
 If yes, provide complete details. Include type of claims, gist of offending matter, name of claimant, amount of defense costs, judgment or settlement, status or final disposition of the claim.
 B. Is the applicant aware of any actual or alleged fact, circumstance, situation or error or omission arising out of the activities described in this application that may reasonably be expected to result in a claim being made against the applicant or any of the person or entities described in 24.A. above? Yes No
 If yes, please explain and provide details:

VI. FINANCIAL INFORMATION –

	REVENUE (and/or Budget for non-profits) Current Fiscal Year	REVENUE (and/or Budget for non-profits) Estimated Next Fiscal Year
Advertising Agency	\$ _____	\$ _____
Authors of Books	\$ _____	\$ _____
Broadcasting	\$ _____	\$ _____
Cable TV Operators	\$ _____	\$ _____
Commercial Printing for Others	\$ _____	\$ _____
Cyberliability – Websites and Internet	\$ _____	\$ _____
Film and Program Production	\$ _____	\$ _____
Magazine Publishing	\$ _____	\$ _____
Newspaper Publishing	\$ _____	\$ _____
Public Appearance	\$ _____	\$ _____
Other -	\$ _____	\$ _____
Total Media Revenue (Budget)	\$ _____	\$ _____
26. Domestic and Foreign Revenue (and/or budget for non-profits)		
United States	\$ _____	
Canada	\$ _____	
Other (specify)	\$ _____	
TOTAL	\$ _____	

VII. OTHER INSURANCE –

27. A. During the past three years, has any similar insurance been issued to applicant? Yes No

If yes, complete the following:

<u>Company</u>	<u>Policy Number</u>	<u>Limits</u>	<u>Deductible</u>	<u>Coverage Dates</u>	<u>Premium</u>
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B. Has any insurer declined, canceled or refused to renew any similar insurance issued to applicant? (Not applicable in Missouri.) Yes No If yes, give details:

C. Does applicant's comprehensive general liability policy provide coverage for personal injury (libel, invasion of privacy) arising out of business operations? Yes No

VIII. PROPOSAL REQUIREMENTS –

28. Policy limit required: \$ _____

Self-Insured Retention: \$ _____

IX. REPRESENTATIONS –

By signing this application, the applicant agrees that:

1. The statements and answers furnished to the Company in this application and any attachments to it are accurate and complete;
2. The statements and answers furnished to the Company are representations the applicant makes to the Company on behalf of all persons and entities proposed for coverage;
3. Those representations are a material inducement to the Company to provide a proposal for insurance;
4. Any policy the Company issues will be issued in reliance upon those representations;
5. The applicant will report to the Company immediately, in writing, any material change to the applicant's operations, conditions or answers provided in this application that occur or are discovered between the date of this application and the effective date of any policy, if issued; and
6. The Company reserves the right, upon receipt of any such notice, to modify or withdraw any proposal for insurance the Company has offered.

WARNING

ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE OR STATEMENT OF CLAIM CONTAINING ANY MATERIALLY FALSE INFORMATION, OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO, COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME AND MAY BE PUNISHABLE BY FINES AND CONFINEMENT IN PRISON.

Name _____
(please type or print)

Name _____
(signature of Authorized Representative)

Title _____

Date _____

FILM & ENTERTAINMENT DISTRIBUTOR LIABILITY COVERAGE

Application for Insurance

Submission of a completed application incurs no obligation to purchase or bind insurance.

NOTE: All questions must be answered. All requested attachments must accompany application.

To complete this application, please submit:

- List of all productions now owned or in distribution by applicant or attach complete catalog and sales sheet describing same
- Description of procedure for checking accuracy, infringements, etc.
- Description of procedure for processing unsolicited ideas, scripts, screenplays, etc.
- Standard forms of agreement utilized by applicant
- Completed, signed and dated Film & Entertainment Media/Cyber Liability Supplement if Internet coverage is desired

I. GENERAL INFORMATION –

1. First Named Insured (including DBAs):

NOTE: First Named Insured is responsible for premium payment, cancellation and changes – refer to specimen policy.

Street Address:

City, State, Zip Code:

Telephone Number:

Website Address(es):

2. Are there other Named Insureds and/or subsidiaries, affiliates, branch offices or other related entity(ies) (including DBAs) for which coverage is desired? Yes No If yes, please provide a list of entities for which coverage is desired.

All remaining questions on this application apply to all of the persons and entities described in Questions 1. and 2. above, collectively referred to as "Applicant".

3. A. Date applicant was established: _____

B. Geographic area in which applicant operates: Local Regional (multi-state) National International

C. Applicant is a: Corporation Individual Partnership Joint Venture Other – specify:

4. A. Is applicant wholly or partially owned by, affiliated with or controlled by any other entity(ies) not previously listed in Question 1. or 2.? Yes No

B. Does applicant wholly or partially own, operate, manage or control any other businesses or entity(ies) not previously listed in Question 1. or 2.? Yes No

If 4.A. or 4.B. are answered yes, provide complete details:

5. Within the past five years has applicant:

A. Changed name? Yes No

B. Changed ownership structure? Yes No

C. Purchased or acquired another entity? Yes No

D. Merged or consolidated with another entity? Yes No

If any of 5.A. – 5.D. are answered yes, please attach a summary of relevant transactions.

6. List professional societies and trade associations of which the applicant is a member or officer:

II. PROPOSAL REQUIREMENTS –

7. Desired effective date: _____

8. Desired policy limit: \$_____ Each Loss

\$_____ Total Limit of Insurance

9. Desired Self-Insured Retention: \$_____

***PLEASE NOTE: Film & Entertainment Liability coverage on a claims made basis is available for a three (3) year term only.**

III. FINANCIAL INFORMATION –

10. Estimated gross annual revenues from all sources:
Estimate for coming year:
Current 12 months:
Past 12 months:
-

IV. DISTRIBUTION INFORMATION –

11. Describe in detail the planned distribution and exhibition of productions to be insured:
12. Estimated number and types of productions to be distributed annually:
- | | | | |
|---------------------------------|-------|-----------------------------|-------|
| Features for theatrical release | _____ | Mini-series & docu-dramas | _____ |
| Features for television release | _____ | Documentaries | _____ |
| Television pilots and specials | _____ | Industrial & training films | _____ |
| Television series | _____ | Short subjects | _____ |
| Reality television series | _____ | Other – specify below: | _____ |
13. Territory in which product is to be distributed: _____
14. Have all necessary rights been acquired? Yes No
15. Have all productions been previously exhibited? Yes No
16. A. Number of productions presently on hand for distribution: _____
B. Average number of additional productions to be acquired per year: _____
-

V. PROCEDURES –

14. Is the name or likeness of any living person used or is any living person portrayed (with or without use of name or likeness) in any production? Yes No
15. Are actual events portrayed in any production? Yes No
16. Name, address and phone number of applicant's attorney who clears acquisitions, rights and contracts:
- Firm: _____
Individual: _____
Address: _____
Telephone: _____
17. Does applicant's attorney approve as adequate the steps taken for clearance procedures in connection with the acquisition of each production? Yes No
If no, please explain:
18. Does applicant obtain full indemnities from sellers or licensors against liability arising out of the distribution, exhibition or other use of the productions distributed? Yes No
19. Does applicant require seller or licensor to maintain current and continuous in-force producers Errors & Omissions liability insurance on each production acquired for distribution? Yes No
20. Does applicant generally finance or otherwise participate in production of films distributed? Yes No
-

V. CLAIM EXPERIENCE –

24. A. Have any claims, suits or proceedings been made during the past five years against the applicant or any of the applicant's predecessors in business, subsidiaries or affiliates or against any of their past or present partners, owners, officers or employees? Yes No

If yes, provide complete details. Include type of claims, gist of offending matter, name of claimant, amount of defense costs, judgment or settlement, status or final disposition of the claim.

The policy for which the applicant is applying, if issued, will not insure any claims, suits or proceedings made against the applicant before the Inception Date of the policy or any subsequent claims, suits or proceedings arising therefrom.

- B. Is the applicant aware of any actual or alleged fact, circumstance, situation or error or omission arising out of the activities described in this application that may reasonably be expected to result in a claim being made against the applicant or any of the person or entities described in 24.A. above? Yes No

If yes, please explain and provide details:

The policy for which the applicant is applying, if issued, will not insured any claims that can reasonably be expected to arise from ay actual or alleged fact, circumstance, situation, error or omission known to the applicant before the Inception Date of this policy.

VI. OTHER INSURANCE –

27. A. During the past three years, has any similar insurance been issued to applicant? Yes No

If yes, complete the following:

<u>Company</u>	<u>Policy Number</u>	<u>Limits</u>	<u>Deductible</u>	<u>Coverage Dates</u>	<u>Premium</u>
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- B. Has any insurer declined, canceled or refused to renew any similar insurance issued to applicant? (Not applicable in Missouri.) Yes No If yes, give details:

VII. REPRESENTATIONS –

By signing this application, the applicant agrees that:

1. The statements and answers furnished to the Company in this application and any attachments to it are accurate and complete;
2. The statements and answers furnished to the Company are representations the applicant makes to the Company on behalf of all persons and entities proposed for coverage;
3. Those representations are a material inducement to the Company to provide a proposal for insurance;
4. Any policy the Company issues will be issued in reliance upon those representations;
5. The applicant will report to the Company immediately, in writing, any material change to the applicant's operations, conditions or answers provided in this application that occur or are discovered between the date of this application and the effective date of any policy, if issued; and
6. The Company reserves the right, upon receipt of any such notice, to modify or withdraw any proposal for insurance the Company has offered.

WARNING

ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE OR STATEMENT OF CLAIM CONTAINING ANY MATERIALLY FALSE INFORMATION, OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO, COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME AND MAY BE PUNISHABLE BY FINES AND CONFINEMENT IN PRISON.