

You? The words **You, Your, Yours** in this application mean the person(s) and/or entity(ies) seeking coverage.

You, Your, Yours also mean subsidiary(ies), if the person(s) or entity(ies) has more than 50% ownership interest. Plus, **You, Your, Yours** also mean each individual who is an officer, director, owner, partner or employee of the person(s), entity(ies) or subsidiary(ies).

A. General Information

- ❶ Name? (use the name as it should appear on the policy)

- ❷ Where's **Your** home office? (provide mailing & physical address if they're not the same)

- ❸ Is **Your** entity Public or Private? Is it a Sole proprietorship
Corporation LLC Joint Venture Something else _____?
- ❹ How long have **You** been in business? (mm/dd/yyyy)_____?

HK 00 02 02 02
© 2001 The Hartford

There are no strings attached.

This application doesn't obligate **You** to buy or even consider buying a policy. It also doesn't obligate Us to sell or offer to sell a policy to **You**.

Please answer carefully.

Incorrect, incomplete, misleading or false answers will most likely result in a retracted offer or voided coverage. If **You** don't have enough space to answer a particular question, attach a sheet. If a question doesn't apply to **You**, write NA (not applicable). If **You** leave a question blank, We will assume **You** mean NA.

EXPENSE AND

CLAIMS MADE AND REPORTED DISCLOSURE

This application is for a claims first made and reported in writing policy. Please contact your agent or broker if you have any questions.

The policy, if issued, applies only to claims when the glitch occurs on or after the retroactive date and before the end of the policy period, and the claim is first made against any of You and reported in writing to us during the policy period. An extended reporting period may also be available.

Covered claim expenses and damages within the retention amount must be paid by You and do not reduce Limits of Liability. Covered claim expenses and damages above the retention amount are payable under the policy and reduce the Limits of Liability.

- ❺ Have **You** purchased, merged or consolidated with any companies in the last 3 years? Yes No
If yes, how many? _____ Did **You** purchase
Assets Liabilities?

- ❻ Have **You** sold or divested any companies? Yes No
If yes, did **You** retain any liability? Yes No

- ❼ List all of **Your** Websites. Include all URLs registered in **Your** name (subsidiaries too).

Please provide temporary login and password for restricted areas on **Your** Website(s).

- ❽ Does **Your** website(s) contain complete, accurate and up-to-date descriptions of **Your** services*? Yes No

***EVERY TIME We use the word "services" in this application, We mean services You perform AND products You manufacture or design.**

- ❾ Please list any association memberships.



801 West 47th Street
Suite 100
Kansas City, MO 64112
816.714.0700
fax 816.714.0701

San Francisco office
333 Market Street
Suite 2825
San Francisco, CA 94105
415.977.2072
fax 415.369.0208

e-mail
failsafe@thehartford.com

B. The Money

1 Total Revenues
(including **Your**
licensing and website
generated revenues)

Your website generated
revenues

% of Total Revenues
that is Business to
Business

% of Total Revenues
that is Business to
Consumer

	U.S.				
Projected Next Fiscal Year ____/____/____					
	Foreign				
	Total				
Projected Current Fiscal Year ____/____/____					
	Foreign				
	Total				
Prior Completed Fiscal Year ____/____/____					
	Foreign				
	Total				

2 List foreign countries **You** do business in, if any.

List foreign countries **You** have physical offices in,
if any.

3 What % of **Your** total current revenues apply to:

- _____ % Software/Hardware devices and components **You** create and distribute
- _____ % Software/Hardware devices and components **You** sell or distribute for others
- _____ % Fees for technology services **You** provide
- _____ % Subscriptions
- _____ % Referral or affiliate program fees
- _____ % Website ads for others
- _____ % Licensing fees/Royalties
- _____ % Maintenance/Service agreements
- _____ % Other _____

4 List total expenses for current and projected fiscal years:

Current _____

Projected _____

C. What Do You Do?

Use the grid on the following 2 pages to help describe **Your** business. **You** probably won't have an answer for every row on the grid. That's okay. If a particular service doesn't apply to **You**, write NA (not applicable) in that row. (If you leave a row blank, We'll assume **You** mean NA.) Of course if **You** offer a service not already included on the grid, add it.

[1] What do You do?	Where does the Money come from?			What purpose does it serve and who uses it?	
Service (Fill in description. Include # of current products and customers, if applicable.)	% of Total Revenues for Last Year	% of Total Revenues Current	% of Total Projected Revenues for Next Year	% of Service Attributable to Application/End Use for Next Year	% of Service Targeted to Industry for Next Year
				Select applicable letter(s) from Application/End Use Table below	Select applicable number(s) from Industry Table below
<i>Sample: billing & employee benefits customized software 3 core products, 20 customers</i>	25%	30%	35%	L. 10% M. 90%	4. 50% 5. 50%
Hardware Devices and Components Development/Sales:					
Hardware Devices and Components Installation/Integration/Maintenance:					
Packaged Software Development:					
Custom Software Development:					
Software Installation/Integration/ Maintenance:					

Grid continues on next page

Industry Table

1. Government (military)
2. Government (non-military)
3. Aerospace/Defense
4. Banking/Investment
5. Insurance
6. Transportation
7. Retail
8. Educational Institutions
9. Utilities
10. Medical/Healthcare
11. Entertainment
12. Construction
13. Manufacturing/Industrial
14. Agriculture/Mining
15. Consumer/Home
16. Technology/Telecommunications
17. All
18. Other _____

Application/End Use Table

- A. Medical Purposes (diagnostics, patient care, non-administrative)
- B. Aerospace/Defense Applications (guidance systems, tracking, etc.)
- C. Training/Education
- D. Fire/Security/Emergency Applications
- E. Systems Security Advice/Products
- F. Pollution/Environmental Testing & Remediation
- G. Utility/Natural Resource Processes (oil & gas/power/nuclear energy, etc.)
- H. Manufacturing Processes (robotics, automation, PLC, CAM, etc.)
- I. CAD (non-structural)
- J. Accounting/Financial Software (no funds transfer)
- K. Financial Transaction Software (funds transfer, trading, financial modeling)
- L. Administrative (billing, sales, marketing, etc.)
- M. Human Resources
- N. Scientific/Weather (seismology, etc.)
- O. Communications
- P. Other _____

Service (Fill in description. Include # of current products and customers, if applicable.)	% of Total Revenues for <i>Last</i> <i>Year</i>	% of Total Revenues <i>Current</i>	% of Total Projected Revenues for <i>Next Year</i>	% of Service Attributable to Application/End Use for <i>Next Year</i>	% of Service Targeted to Industry for <i>Next Year</i>
				Select applicable letter(s) from Application/End Use Table below	Select applicable number(s) from Industry Table below
Consulting Services:					
Internet Access:					
Website Design/Hosting:					
Systems Outsource/Systems Facilities Management/Admin:					
Application Services/Rentals/Leasing (ASP):					
E-commerce Applications:					
Additional Services (fill-in):	<i>This column should total 100%</i>	<i>This column should total 100%</i>	<i>This column should total 100%</i>		

Application/End Use Table

- A. Medical Purposes (diagnostics, patient care, non-administrative)
- B. Aerospace/Defense Applications (guidance systems, tracking, etc.)
- C. Training/Education
- D. Fire/Security/Emergency Applications
- E. Systems Security Advice/Products
- F. Pollution/Environmental Testing & Remediation
- G. Utility/Natural Resource Processes (oil & gas/power/nuclear energy, etc.)
- H. Manufacturing Processes (robotics, automation, PLC, CAM, etc.)
- I. CAD (non-structural)
- J. Accounting/Financial Software (no funds transfer)
- K. Financial Transaction Software (funds transfer, trading, financial modeling)
- L. Administrative (billing, sales, marketing, etc.)
- M. Human Resources
- N. Scientific/Weather (seismology, etc.)
- O. Communications
- P. Other _____

Industry Table

- 1. Government (military)
- 2. Government (non-military)
- 3. Aerospace/Defense
- 4. Banking/Investment
- 5. Insurance
- 6. Transportation
- 7. Retail
- 8. Educational Institutions
- 9. Utilities
- 10. Medical/Healthcare
- 11. Entertainment
- 12. Construction
- 13. Manufacturing/Industrial
- 14. Agriculture/Mining
- 15. Consumer/Home
- 16. Technology/Telecommunications
- 17. All
- 18. Other _____

C. What Do You Do? *cont.*

[2] What percentage of **Your** total current year's revenues are generated from services that have been on the market less than 1 year? ____% Over 1 year but less than 2? ____% Over 2 years but less than 5? ____% 5 years or longer? ____%

[3] Use the chart below to describe the new services **You** are developing.

Service			
Projected Release Date			
Projected Annual Revenues*			
% of Service Attributable to Application/End Use			
% of Service Targeted to Industry			

* Did **You** include the revenues from new services **You** plan to release this year or next year in **Your** answer to Part B. The Money? Yes No

[4] Composition of **Your** work force:

- ____ # of principals, partners, directors and officers
- ____ # of technical personnel
- ____ # of sales and marketing personnel
- ____ # of clerical/support personnel
- ____ # of independent contractors performing services on **Your** behalf
- ____ # of Other _____
- ____ Total #

b. **Your** reasons for the use of subcontractors

(check all that apply): as a regular supplement to staff as staff for a particular project for expertise that **You** do not have in-house another reason (please explain)

c. Do **You** let **Your** customers know **You** use subcontractors? Yes No If yes, are **Your** subcontractors identified as such to **Your** customers? Yes No

[5] Do **You** subcontract to others any of the services **You** perform for customers? For the purposes of this question, this includes all contractors, strategic partners, affiliates/alliances, co-venturers, etc. involved in the research, development, distribution and sale of **Your** services. Yes No

If yes, provide the following (if no, skip to Part D. Privacy):

a. ____ % of **Your** current revenues attributable to the work of subcontractors

d. Identify services **You** subcontract & how **You** ensure the quality of the services.

Your Service			
Role of Subcontractor			
Quality Control			

C. What Do You Do? *cont.*

- e. Do **You** require certificates of insurance from all subcontractors and vendors? Yes No If yes,
General Liability (including products, advertising injury, personal injury) at \$_____ limit of
liability Errors & Omissions/Professional Liability at \$_____ limit of liability
For the policies indicated, do **You** require that **You** are named as an additional insured? Yes No ■

D. Privacy

- 1) Do **You** have a formal privacy policy? Yes No
If yes, has it been reviewed by an attorney? Yes
No Do **You** have a legally reviewed privacy
statement posted on **Your** website? Yes No
- 2) Do **You** sell or share personal information gathered
from customers or others? (This includes info.
gathered from **Your** website or by other means.)
Yes No If yes, do **You** notify and obtain the
consent of these customers or others prior to
dissemination? Yes No If yes, on what basis?
- Opt-in Opt-out
- 3) Do **You** provide services where **You** are required to
care for confidential or personal material of others?
Yes No If yes, which of the following
materials are cared for?
Medical Intellectual Property
Financial Customer Data
Inventory Work History/Resume
Legal Criminal Records
Other_____■

E. Content

- ① Do **You** have formal intellectual property clearance
procedures? Yes No If yes, which of the
following are incorporated in **Your** intellectual
property clearance procedures? Check all that apply.
 The acquisition of all the necessary rights,
licenses, releases and consents applicable to
content or services created or provided by **You**
or by third parties
 Legal review of all content and services prior to
release or dissemination regardless of medium,
including updates or changes to the
functionality of **Your** website
 New hire and independent contractor
agreements which include signed statements
declaring that they will not disseminate or use a
previous employer's or client's trade secrets or
other intellectual property
 The contractual acquisition of all rights
(including electronic rights) to work done for
You by third parties including intellectual
property rights, hold harmless and
indemnification clauses which inure to **Your**
benefit pertaining to that work
 Permission of sites **You** hyperlink to or frame
 Legal review of sites **You** link to or frame
- Legal review of all Referral and Affiliate
Program agreements
 Disclaimers on **Your** website pertaining to any
content made available or disseminated
 Trademark/servicemark searches for:
 Your domain name product/service
designs, names and/or logos other content
 Trademark/servicemark searches performed by:
 professional search firm legal counsel
 computerized database search
 Legal review of content and services with
respect to intellectual property laws in foreign
jurisdictions in which **You** are providing services
 Permission to use and legal review of the
trademarks/servicemarks of others
 Legal review of all Licensing/Cross-Licensing
Agreements
- ② Do **You** advertise **Your** services: (a) as superior to
or use comparisons to, the services of others Yes
No, or (b) as similar to or a clone of services of
others? Yes No If yes to (a) or (b), is a legal
review performed prior to dissemination of the
advertising? Yes No

E. Content *cont.*

continued from previous page

- ③ Who does **Your** legal work? Law Firm Name and Phone _____
In-house Counsel Name and Phone _____
- ④ Do **You** have a formal policy on action steps necessary to address complaints of inaccurate, defamatory, infringing or troublesome content on **Your** website(s), or other content **You** have designed or have responsibility for?
 Yes No If yes, what is **Your** response time frame? Less than 1 day 1 to 7 days More than 1 week
- ⑤ Does **Your** website contain a chatroom, bulletin board or any other type of interactive exchange that can be viewed by others? Yes No If yes, who manages it, **You** or a subcontractor? **You** Subcontractor
If a subcontractor, do **You** make the subcontractor contractually responsible for liabilities arising out of the chatroom, bulletin board or other form of interactive exchange? Yes No Do **You** or **Your** subcontractor exercise editorial control over **Your** chatroom, bulletin board or other form of interactive exchange? Yes No If yes, are edits done before or after posting? Before After
- ⑥ Are any of the following types of content disseminated on **Your** website(s)? Check all that apply.
 Children's Interest Entertainment/Games Law/Legal Cultural(art/music) Insurance Software for downloading Financial Medical Travel Religious Commentary/Editorial Sports Adult News Instructional ■

F. Security

- 1) Check all items that are elements of **Your** security system plan.
- Security firewall
 - Protocols meeting x.509 standards
 - Routers
 - Secure remote dial-up or access
 - Proxy servers
 - Computerized intrusion detection
 - Secure remote maintenance
 - Mainframe data protocols
 - Firewall tunneling
 - Automated security scanner
 - Encryption devices
 - High speed Internet connections
 - Identification, authentication & integrity protocols
 - Password protection
 - Access restrictions
 - Anti-virus scanning
 - Load balancers
 - Hot site
 - Continuous monitoring of security alerts from organizations like CERT or _____
 - Procedures to address any suspected intrusion and/or respond to security alerts
 - Reassessment of security vulnerabilities upon system or website changes, software upgrades, etc.
 - Periodic security audits from third parties
- Storage of the data or content of others in an encrypted format
- 2) Do **You** have a written and formalized systems and physical security policy statement? Yes No
- 3) Do **You** have formal employee guidelines that address systems and Internet usage? Yes No
- 4) Do **You** have a Systems/Physical Security Manager? Yes No
- 5) Is **Your** disaster recovery program formalized and tested? Yes No
- 6) Do **You** ever warrant or guarantee that **Your** service has no security vulnerabilities or that **Your** service will prevent security breaches, denial of service attacks or the introduction of malicious code into the systems of others? Yes No
- 7) Have **You** experienced a security breach or been informed that **Your** service has security vulnerabilities? Yes No If yes, attach sheet providing details. Include number of occurrences and what **You** have done to prevent it from reoccurring. ■

G. Errors & Omissions

1. Check all items that are elements of **Your** quality control procedures.
 - Alpha testing
 - Beta testing
 - Formal customer acceptance procedures
 - Prototype development
 - Statistical process control
 - Vendor certification process
 - Total quality management
 - Written & formalized quality control program
 - Customer signature on each phase of project
2. Do **Your** services comply with widely accepted industry standards? Check all that apply.
 - UL/CSA ISO 9000 CE Mark ANSI
 - Other _____
3. Do **You** perform pre-release/pre-dissemination testing to protect customers from malicious code and/or other security vulnerabilities in **Your** services? Yes No
4. Do **You** have a document/contract retention plan? Yes No If yes, what is the retention period?
 - ___Weeks ___Months ___Years Unlimited
5. Do **You** maintain an error log for **Your** services? Yes No If yes, what is the retention period?
 - ___Weeks ___Months ___Years Life of service
6. Do **You** have formal customer complaint resolution procedures? Yes No
7. Do **You** have a customer notification plan in the event of **Your** discontinuance of a service or support? Yes No
8. Check all items that are included in **Your** customer or service support.
 - E-mail Website Customer site visitation
 - Fax In-house repairs Toll free numbers
 - Availability: M-F 24/7
9. Do **You** have a formal plan to address and to inform all customers of any bugs, anomalies, problems, etc. discovered in **Your** services? Yes No If yes, how do you notify **Your** customers? _____
10. Do **You** have a formal product recall plan? Yes No

What is the time frame from discovery to notification of all customers? Less than 1 day 1 to 7 days 1 to 4 weeks Over 1 month
11. How many users would be affected if **Your** service failed? 1-10 10-100 Over 100
12. What is the acceptable downtime for **Your** service according to **Your** average customer's needs?
 - None Less than 1 day Less than 2 days
 - More than 2 days
13. What % of **Your** services, upon delivery to **Your** customers, are returned or require fixes? _____%
14. Have **You** ever had to recall **Your** services? Yes No If yes, explain _____
15. Do **You** warrant or guarantee any standards of performance for **Your** services? (i.e. no service interruptions, delivery/completion time frames, volume of transactions, etc.) Yes No If yes, which standards? _____
16. Do **You** use a standard contract with customers specifying the services **You** will provide? Yes No If yes, what type? Executable contract Shrinkwrap Clickwrap/terms of service(TOS) Engagement letter If yes, with what % of **Your** customers are these contracts used? _____%
17. What is the size of **Your** average customer contract? \$ _____ What is the length of **Your** average customer contract? _____Weeks _____Months _____Years What is the size of **Your** largest customer contract? \$ _____ Name of largest customer _____
18. What % of **Your** customer contracts contain deviations or modifications from **Your** standard provisions? _____%

continued next page

G. Errors & Omissions *cont.*

continued from previous page

Are all customer contracts, including those with deviations or modifications, reviewed and approved by legal counsel prior to execution? Yes No

19. In the left-hand column, specify whether or not the following provisions are built into **Your** customer contracts/licensing agreements; **Your** vendor contracts; and/or **Your** largest Contract.

If you answer yes, use the right-hand columns to identify who the provision benefits: put a Y if the provision benefits **You**; put MB if the provision is mutually beneficial; put C if the provision benefits the customer/vendor.

Yes	No		Customer Contract	Vendor Contract	Largest Contract
<input type="checkbox"/>	<input type="checkbox"/>	Arbitration Clause	_____	_____	_____
<input type="checkbox"/>	<input type="checkbox"/>	Choice of Law	_____	_____	_____
<input type="checkbox"/>	<input type="checkbox"/>	Jurisdiction	_____	_____	_____
<input type="checkbox"/>	<input type="checkbox"/>	Force Majeure	_____	_____	_____
<input type="checkbox"/>	<input type="checkbox"/>	Guarantees	_____	_____	_____
<input type="checkbox"/>	<input type="checkbox"/>	Limitation of Liabilities	_____	_____	_____
<input type="checkbox"/>	<input type="checkbox"/>	Hold Harmless/Indemnification Agreements	_____	_____	_____
<input type="checkbox"/>	<input type="checkbox"/>	Performance Milestones including testing	_____	_____	_____
<input type="checkbox"/>	<input type="checkbox"/>	Warranty Disclaimers	_____	_____	_____

20. Check all of the following that are included in **Your** contractual management processes & protocols.

- All change orders are in writing and approved by **Your** legal counsel and signed off on by customer prior to implementation
- Legal review of all services and content prior to release or dissemination ■

H. Insurance

1 Desired limit of liability: (check all desired options)

- \$250,000 \$500,000 \$1,000,000
- \$5,000,000 \$_____

Desired Retention: (check all desired options)

- \$2,500 \$5,000 \$10,000 \$25,000
- \$_____

2 If **You** currently carry Errors & Omissions insurance, provide the following information:

Limit of Liability \$ _____
 Deductible/SIR \$ _____
 Expiration Date _____
 Retroactive Date _____
 Premium \$ _____
 Insurance Company _____

3 If **You** currently carry Commercial General Liability insurance, provide the following:

Limit of Liability \$ _____
 Deductible/SIR \$ _____

Insurance Company _____

Does **Your** Commercial General Liability insurance include coverage for

- Personal Injury? Yes No
- Advertising Injury? Yes No
- Products Liability? Yes No

Is **Your** Commercial General Liability insurance policy Claims Made? or Occurrence? ■

More info?

Check the box if **You** are interested in receiving or participating in any of the following.

- Notification of our new services
- Risk management/best practices:
 - Surveys Seminars Newsletters
 - Industry surveys
 - Surveys to determine **Your** insurance product/service preferences

I. History

Spill Your guts.

If **You** answer Yes to any of the questions in the History section, We will want to know more.

Please provide full details including any amounts sought or damages alleged; judgment/settlement amounts; defense expenses incurred; reserves; purchase or contract price involved; and a full description of the circumstances including what **You** are doing to make sure similar circumstances don't happen again.

- 1 Have any of **Your** customers complained about or alleged non-performance of **Your** services or that **Your** services failed to comply with **Your** promises, representations or warranties? Yes No
- 2 Have any of **Your** customers withheld or stopped paying **You** because of an issue with **Your** service? Yes No
- 3 Have any of **Your** customers requested a refund of their payment because of an issue with **Your** service? Yes No
- 4 Are **You** late in the delivery of any of **Your** services or delayed in the performance of any of **Your** contracts? Yes No
- 5 Are **You** aware of any actual or alleged fact, circumstance, situation, error or omission, or issue with **Your** content or services, including intellectual property, which may reasonably be expected to result in a claim being made against **You**? Yes No

- 6 Have **You** or any of **Your** predecessors in business, subsidiaries or affiliates or any of their past or present partners, owners, officers, sales persons or employees been investigated and/or cited by any regulatory agency for violations arising out of their activities? Yes No
- 7 Has any similar insurance for **You** been declined, cancelled or non-renewed? Yes No
- 8 Have any claims been made or suits or proceedings been brought during the past 5 years against **You**? Yes No
any of **Your** predecessors in business? Yes No
any of **Your** affiliates? Yes No
any of **Your** past or present partners, owners, officers, sales persons or employees? Yes No
- 9 Have **You** discontinued or ceased to support and/or maintain any services in the last 3 years?
Yes No If yes, have **You** had any complaints, disputes or threatened actions as a result?
Yes No ■

If **Your** brochures and financials are not available on **Your** website(s), please attach a brochure and financial information to this application when you submit it.

You are also welcome to attach any other information that **You** think may help Us better understand what **You** do.



Before **You** sign this application, read items 1-2 below and the applicable attached warning information. If **You** have any questions, please contact **Your** agent or broker.

1. By signing this application, **You** agree that the answers **You** give in this application and any other information **You** give to Us as part of **Your** application process are
 - (a) accurate and complete;
 - (b) given to Us to induce Us to issue **You** an insurance policy;
 - (c) material to Our decisions in issuing **You** an insurance policy;
 - (d) what We relied upon in making Our decisions in issuing **You** an insurance policy.
2. By signing this application, **You** agree to tell us immediately, in writing, if anything happens that would cause any of the information **You** gave Us in **Your** application process to no longer be complete and/or accurate. And, **You** will continue to tell us until the start date of any policy that we issue to **You** based on this application.

Application must be signed and dated by an owner, officer or partner.

Applicant Signature and Date (Month/Day/Year)

Applicant Name and Title (print)

Name of Entity and Phone Number

Done!

State Fraud Warnings

ARKANSAS APPLICANTS: ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN PRISON.

COLORADO APPLICANTS: IT IS UNLAWFUL TO KNOWINGLY PROVIDE FALSE, INCOMPLETE, OR MISLEADING FACTS OR INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING OR ATTEMPTING TO DEFRAUD THE COMPANY. PENALTIES MAY INCLUDE IMPRISONMENT, FINES, DENIAL OF INSURANCE, AND CIVIL DAMAGES. ANY INSURANCE COMPANY OR AGENT OF AN INSURANCE COMPANY WHO KNOWINGLY PROVIDES FALSE, INCOMPLETE, OR MISLEADING FACTS OR INFORMATION TO A POLICY HOLDER OR CLAIMANT FOR THE PURPOSE OF DEFRAUDING OR ATTEMPTING TO DEFRAUD THE POLICY HOLDER OR CLAIMANT WITH REGARD TO A SETTLEMENT OR AWARD PAYABLE FROM INSURANCE PROCEEDS SHALL BE REPORTED TO THE COLORADO DIVISION OF INSURANCE WITHIN THE DEPARTMENT OF REGULATORY AGENCIES.

DISTRICT OF COLUMBIA APPLICANTS: IT IS A CRIME TO PROVIDE FALSE OR MISLEADING INFORMATION TO AN INSURER FOR THE PURPOSE OF DEFRAUDING THE INSURER OR ANY OTHER PERSON. PENALTIES INCLUDE IMPRISONMENT AND/OR FINES. IN ADDITION, AN INSURER MAY DENY INSURANCE BENEFITS IF FALSE INFORMATION MATERIALLY RELATED TO A CLAIM WAS PROVIDED BY THE APPLICANT.

FLORIDA APPLICANTS: ANY PERSON WHO KNOWINGLY AND WITH INTENT TO INJURE, DEFRAUD OR DECEIVE ANY INSURER FILES A STATEMENT OF CLAIM OR AN APPLICATION CONTAINING ANY FALSE, INCOMPLETE, OR MISLEADING INFORMATION IS GUILTY OF A FELONY OF THE THIRD DEGREE.

HAWAII APPLICANTS: FOR YOUR PROTECTION, HAWAII LAW REQUIRES YOU

TO BE INFORMED THAT PRESENTING A FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT IS A CRIME PUNISHABLE BY FINES OR IMPRISONMENT, OR BOTH.

LOUISIANA APPLICANTS: ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN PRISON.

KENTUCKY APPLICANTS: ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE 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.

MAINE AND VIRGINIA APPLICANTS: IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING THE COMPANY. PENALTIES MAY INCLUDE IMPRISONMENT, FINES OR A DENIAL OF INSURANCE BENEFITS.

NEW JERSEY APPLICANTS: ANY PERSON WHO INCLUDES ANY FALSE OR MISLEADING INFORMATION ON AN APPLICATION FOR AN INSURANCE POLICY IS SUBJECT TO CRIMINAL AND CIVIL PENALTIES.

NEW MEXICO APPLICANTS: ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO CIVIL FINES AND CRIMINAL PENALTIES.

NEW YORK APPLICANTS: ANY PERSON WHO KNOWINGLY AND WITH INTENT TO

ANY PERSON WHO KNOWINGLY INCLUDES ANY FALSE OR MISLEADING INFORMATION ON AN APPLICATION FOR AN INSURANCE POLICY IS SUBJECT TO CRIMINAL AND CIVIL PENALTIES.

continued from previous page

DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE CONTAINING ANY MATERIALLY FALSE INFORMATION OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY MATERIAL FACT THERETO COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME, AND SHALL BE ALSO SUBJECT TO A CIVIL PENALTY NOT TO EXCEED FIVE THOUSAND DOLLARS AND THE STATED VALUE OF THE CLAIM FOR EACH SUCH VIOLATION.

OHIO APPLICANTS: ANY PERSON WHO, WITH INTENT TO DEFRAUD OR KNOWING THAT HE IS FACILITATING A FRAUD AGAINST AN INSURER, SUBMITS AN APPLICATION OR FILES A CLAIM CONTAINING A FALSE OR DECEPTIVE STATEMENT IS GUILTY OF INSURANCE FRAUD.

OKLAHOMA APPLICANTS: WARNING: ANY PERSON WHO KNOWINGLY, AND WITH INTENT TO INJURE, DEFRAUD OR DECEIVE ANY INSURER, MAKES ANY CLAIM FOR THE PROCEEDS OF AN INSURANCE POLICY CONTAINING ANY FALSE, INCOMPLETE OR MISLEADING INFORMATION IS GUILTY OF A FELONY.

OREGON APPLICANTS: ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD OR SOLICIT ANOTHER TO DEFRAUD AN INSURER: (1) BY SUBMITTING AN APPLICATION; OR (2) BY FILING A CLAIM CONTAINING A FALSE STATEMENT AS TO ANY MATERIAL FACT, MAY BE VIOLATING STATE LAW.

PENNSYLVANIA APPLICANTS: 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 SUBJECTS SUCH PERSON TO CRIMINAL AND CIVIL PENALTIES.

TENNESSEE APPLICANTS: IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING THE COMPANY. PENALTIES INCLUDE IMPRISONMENT, FINES AND DENIAL OF INSURANCE BENEFITS.

