

Application for Contractors Professional, Errors & Omissions and Pollution Incident Liability Coverage

NOTE: The insurance coverage for which you are applying is written on a **CLAIMS-MADE AND REPORTED** policy. Only claims which are first made against you and reported to us in writing during the policy period are covered, subject to policy provisions. The Limits of Liability stated in the Policy are reduced by the cost of defense. Legal defense costs also may be applied against your Self Insured Retention, if applicable to the Claim. Please consult your policy directly for specific coverage. If you have any questions about the coverage, please discuss them with your insurance agent or broker.

Please indicate the limits (000's) for quotes:

1000 1000/2000 2000 3000 4000 5000 Other:

Please indicate the SIR/deductible(s) (000's) for quotes:

5 10 15 25 50 75 100 150 200 Other:

COMPANY INFORMATION

If multiple companies are named please describe the relationship and ownership of all companies on a separate sheet. List addresses of all branch offices and all persons or entities for which you are seeking coverage in the space provide after question 26 of the application.

1. Company Name:

Website URL:

Contact Name:

Contact Name's e-mail:

Address:

City:

State:

Zip:

County:

Phone:

Fax:

Year Company Established:

2. Staff*

Full Time

Seasonal/PT

Total Number

Construction Personnel

Licensed Engineers

Licensed Architects

*Please provide resumes of key personnel

SERVICES

3. A. Please indicate the percentage of **PROFESSIONAL** services performed in-house and by sub-consultants.

Agency Construction Management	%	Landscape Architecture	%
Architecture	%	Land Surveying	%
At-Risk Construction Management	%	Mechanical Engineering	%
Civil Engineering	%	Soils/Geotechnical Engineering	%
Electrical Engineering	%	Structural Engineering	%
Other (Please specify)	%	Other (Please specify)	%

B. Please indicate the percentage of **CONTRACTING** services performed in-house and by sub-consultants.

Acoustical Contracting	%	Highway Contracting	%
Audio/Visual Contracting	%	Kitchen Contracting	%
Concrete Contracting	%	Landscape Contracting	%
Curtain Wall/Glazing Contractor	%	Masonry Contracting	%
Drywall Contracting	%	Mechanical/HVAC Contracting	%
Electrical Contracting	%	Painting Contracting	%
Elevator Contracting	%	Paving Contracting	%
Environmental Contracting	%	Roofing Contracting	%
Excavation Contracting	%	Soils/Geotechnical Contracting	%
Exhibit Contracting	%	Telecommunications/Cabling Contracting	%
Fire Sprinkler Contracting	%	Wastewater/Sewer Contracting	%
Flooring Contracting	%	Other (please specify)	%
Foundation Contracting	%	Other (please specify)	%

OPERATIONS AND ACCOUNTING YEAR INFORMATION

4. A. Is your company a General Contractor? Y N Is your company a Specialty Contractor? Y N

**** If your company is performing Design Only, Agency Construction Management or General Contracting services, your company will be considered on our Contractors Professional Liability Policy form. If your company is performing Specialty Contracting services, your company will be considered under our Contractors Errors & Omissions Policy form.**

B. If your company is a Specialty Contractor, are there separate projects where your company would perform services as a General Contractor? Y N If yes, please provide an explanation in the space provided.

5. Report all construction revenue generated by every entity to be listed as a Named Insured broken down by the following contract types/activities:

Reporting Periods	Past 12 Months		Estimate For Next 12 Months	
	From: / To: /		From: / To: /	
Types of Contracts/Activities	Construction Revenue	Professional Fees	Estimated Construction Revenue	Professional Fees
A. Design Only	\$	\$	\$	\$
B. Construction Only	\$		\$	
C. Agency CM	\$	\$	\$	\$
D. At-Risk CM	\$	\$	\$	\$
E. Design-Build w/In-House Design	\$	\$	\$	\$
F. Design-Build w/Subcontracted Design	\$	\$	\$	\$
G. Other	\$	\$	\$	\$
TOTALS:	\$	\$	\$	\$

6. A. Do you require professional liability or errors & omissions coverage of your sub-consultants? Y N

B. If yes, what are the minimum limits required? _____ per claim _____ per aggregate.

PROJECTS

7. Please provide a breakdown of your company's project types into the following categories.*

Airport Facilities (except terminals) %	Hospitals/Health Care %	Petro/Chemical %
Airport Terminals %	Hotels/Motels %	Potable/Storm Water Systems %
Amusement Rides %	Single Family Residential %	Recreation/Sports %
Apartments/Multi-family %	Jails/Justice %	Roads/Highways %
Assisted Living Facilities %	Landfills/Solid Waste Facilities %	Schools/Colleges %
Bridges/Dams/Tunnels %	Libraries %	Shopping Centers/Retail/ Restaurants %
Churches/Religious %	Manufacturing/Industrial %	Warehouses %
Condos/Co-ops %	Mass Transit %	Water/Sewer Pipelines %
Convention Centers/Arenas/Stadiums %	Nuclear/Atomic %	Water/Wastewater Treatment %
Dormitories %	Office Buildings/Banks %	Utilities (Gas, Electric, Steam) %
Environmental Remediation %	Parking Structures %	Other (specify) %
Harbors/Piers/Ports %	Parks/Playgrounds/ Pools %	Other (specify) %

*Total should equal 100%

8. Please provide total construction revenue for each of the past 3 years.

Total Construction Revenue	Year
\$	
\$	
\$	

RISK MANAGEMENT AND LOSS PREVENTION

9. Does your company have a written in-house quality management procedure? Y N
10. **A.** What percentage of your company's projects use a written contract? %
- B.** What percentage of your company's professional services are rendered under AGC, AIA, CMAA, Consensus Documents, DBIA or EJCDC documents? %
11. What percentage of your company's professional employees have participated in continuing education in the past 12 months? %

BUSINESS INFORMATION

If the response is "yes" to any question in this section, please provide details in the space provided after question 26 of the application.

12. **A.** Does your company or any principal, partner, officer, director or shareholder or an immediate family member of any such person have more than a 49% combined ownership interest or act as the managing partner in any entity or project for which professional services have been or are to be rendered? Y N
- B.** Does your company render services on behalf of any other entity in which any principal, partner, officer, director or shareholder or an immediate family member of such person is a partner, officer, director, shareholder or employee? Y N
- C.** Is your company controlled, owned by, or does your company control or own, any other entity not listed on this application? Y N
13. Is your company engaged in real estate development? Y N
14. **A.** Has your company ever held or do you now hold a patent for any product or process? Y N
- B.** Is your company engaged in the manufacture, sale or distribution of any product? Y N
15. Has your company or any predecessor ever declared bankruptcy? Y N

16. Please provide the following information for your current policies: (Applicants must carry General Liability and Umbrella Liability Limits equal to or greater than the Professional Liability or Errors/Omission limits being requested.)

Particulars	General Liability	Umbrella Liability
a. Insurer		
b. Policy Limits		
c. Policy Deductible		

Five year General Liability Loss Ratio: % Current Workers Compensation Modifier:
Please attach details regarding incurred or paid losses in excess of \$100,000 and/or open claims.

CONTRACTOR'S POLLUTION LIABILITY RISK INFORMATION

17. Does your company have written policies and procedures for complying with OSHA health, safety, training and medical monitoring requirements? Y N
18. Does your company have a written health and safety manual? Y N
When was it last updated? Y N
19. Does your company carry Contractor's Pollution Liability coverage? Y N
If yes, please provide the following information:
- A.** Name of Insurer:
- B.** Limit of Liability per claim: / aggregate
- C.** Deductible/SIR/per claim / aggregate
- D.** Retroactive date
- E.** Annual Premium
20. Is your company ever responsible for removing or transporting waste from job sites. If yes, please include how often and job types. Y N
21. Does your company subcontract the disposal and/or transportation of waste? Y N
If yes, do you require the subcontractor to name you as an additional insured on their pollution liability policy? Y N

NEW APPLICANT INFORMATION

Professional Liability, Faulty Workmanship, Defective Products Liability and/or Pollution Liability Claim Information

22. Have any claims been made or legal action been brought in the past ten years (or made earlier and still pending) against your company, its predecessor(s) or any past or present principal, partner, officer, director, shareholder or employee? *If yes, provide the following information for each claim in the space provided after question 26 of the application.* Y N

- | | |
|-------------------------------|---|
| A. Date of claim | E. Insurance company reserve, if any |
| B. Claimant or Plaintiff | F. Defense attorney's or insurance company's evaluation of exposure/potential liability |
| C. Allegations | G. Defense and indemnity paid to date and status (open/closed) |
| D. Demand or amount of claims | H. Deductible applicable |

23. After complete investigation and inquiry, do any of the principals, partners, officers, directors, members, shareholders, employees, or insurance managers have knowledge of any act, error, omission, fact, incident, situation, unresolved job dispute (including owner-contractor disputes), accident, or any other circumstance that is or could be the basis for a claim under the proposed insurance policy? Y N

If yes, please give details of this situation, including name of project and claimant, dates, nature of situation and amount of damages in the space provided after question 26 of the application.

Report knowledge of all such incidents to your current carrier prior to your current policy expiration.

The policy of insurance being applied for will not respond to incidents about which you had knowledge prior to the effective date of the policy nor will coverage apply to any claim or circumstance identified or that should have been identified in Questions 22 and 23 of this application.

24. Has any insurer declined, cancelled or refused to renew any similar insurance for your company or any predecessor firm? (N/A in Missouri) Y N

If yes, please give details.

25. Do you or any subsidiary or predecessor company have any current outstanding errors & omissions, professional liability or pollution liability SIR/deductible obligations? Y N

If yes, please give exact amount owed to insurance company and, if a payment schedule is in place, the amount and dates of repayments in the space provided after question 26 of the application.

26. Has any similar insurance been issued to any of the company(ies) named in Question 1. If yes, please complete the following for the last five years. Y N

Company	Policy #	Limit	Deductible/SIR	Dates	Premium
1.					
2.					
3.					
4.					
5.					

Retroactive coverage date on current policy (if applicable)

Explanations to questions above: (please specify the corresponding question number with the explanation)

FRAUD NOTICE—Where Applicable Under The Law of Your State

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 SUBJECT TO CIVIL FINES AND CRIMINAL PENALTIES (For DC residents only: 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 applicant.) (For FL residents only: 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.) (For LA residents only: 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.) (For ME residents only: 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.) (For NY residents only: and shall also be subject to a civil penalty not to exceed five thousand dollars and the stated value of the claim for each such violation.) (For PA residents only: 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.) (For TN & WA residents only: Penalties include imprisonment, fines and denial of insurance benefits.) (For VT residents only: 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 or incomplete information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which may be a crime and may be subject to civil fines and criminal penalties.)

REPRESENTATION

Applicant represents on its behalf and on behalf of each and every partner, officer, director, member, stockholder, employee and manager that the person completing this application has the authority to do so on behalf of the applicant, and that after full investigation and inquiry, the information contained herein and in any supplemental applications or forms required hereby is true, accurate and complete and that no material facts have been suppressed or misstated. Further, it is understood and agreed that the completion of this application does not bind the insurance company to sell nor the applicant to purchase the insurance.

Applicant further acknowledges on its behalf and on behalf of each and every partner, officer, director, member, stockholder, employee or insurance manager:

1. A continuing obligation to report to the Company immediately any material changes in all such information after signing the application and prior to issuance of the policy, and acknowledges that the Company shall have the right to withdraw or modify any outstanding quotations and/or authorization or agreement to bind the insurance based upon such changes;
2. If a policy is issued, the Company will have relied upon as representations: the application and any supplemental applications, and any other statements furnished to the Company in conjunction with this application, all of which are hereby incorporated by reference into this application and made a part hereof. This application will be the basis of the contract and will be incorporated by reference into and made part of such policy.

Name of Principal, Partner or Officer: Mr. Mrs. Ms.
(Please Type or Print)

Title:

Signature: (Principal, Partner or Officer) _____

Date:

NOTE: This application must be reviewed, signed and dated within a month of submission by a principal, partner or officer of the applicant firm.



Underwriting Managers and Program Administrators

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