

PT PRO PROFESSIONAL LIABILITY APPLICATION TECHNOLOGY SERVICES

(This is an Application for a Claims Made and Reported Policy)

1. APPLICANT INFORMATION

Name (First/Middle Initial/Last): _____

Street Address: _____

City: _____ State: _____ Zip Code: _____

Email: _____ Telephone: _____

Does the Applicant render professional services through a legal entity?..... Yes No

If "Yes," complete the following:

Legal Name of Entity: _____

Street Address: _____

City: _____ State: _____ Zip Code: _____

Entity Type: _____ Website: _____ FEIN: _____

Total employees (including the Applicant):..... _____

Is the entity one hundred percent (100%) owned by the Applicant?..... Yes No

2. PRACTICE PROFILE

Provide the following gross revenue figures and average weekly billable hours:

	Last Fiscal Year	Current/Next Fiscal Year (estimate)
Fiscal Year Ending (MM/DD/YYYY)		
Gross Revenue	\$	\$
Average Weekly Billable Hours	Hours:	Hours:

Provide the percentage of gross annual revenue derived from the Applicant's professional services:

PROFESSIONAL SERVICES/AREAS OF PRACTICE	PERCENTAGE
Application Service Provider (ASP)	%
Consulting	%
Custom Programming	%
Data Processing	%
Digital Publishing/Content Creation/Blog/Vlog	%
Disaster Recovery Services	%
Hardware/Component Design and Manufacturing	%
Internet Service Provider (ISP)	%
LAN/WAN Administration	%
Network/Communication Systems	%
Network Security/Authentication	%

PROFESSIONAL SERVICES/AREAS OF PRACTICE	PERCENTAGE
Packaged Software Design/Publishing	%
Sale of Hardware to Others	%
Sale of Software to Others	%
Software and Hardware Installation/Service	%
Systems Analysis/Design	%
Systems Integration	%
Tech Support/Maintenance	%
Temporary Help/Contract Work	%
Training/Education	%
Value Added Reselling	%
Web Hosting	%
Website Design and Content Creation Consulting/Maintenance	%
Other:	%
TOTAL	100%

Does any client account for fifty percent (50%) or more of the Applicant's gross annual revenue?..... Yes No

If "Yes," complete the following:

NAME OF CLIENT	PERCENTAGE OF GROSS REVENUE	SERVICES PERFORMED
	%	

Provide a breakdown of the percentage of total gross revenue for the Applicant's End Users/Applications:

END USER/APPLICATION	PERCENTAGE
Animation	%
Accounting	%
Billing Systems	%
CAD/CAM*	%
Conversion of Systems	%
Cost Estimates/Quotes	%
Credit Card Processing*	%
Database Info Retrieval	%
Database Management	%
Data Security	%
Defense Systems/Military*	%
Decision Support Systems	%
Education/Training	%
Facilities Management	%
Factory Floor Applications*	%
Financial Analysis*	%
Funds Transfer*	%

END USER/APPLICATION	PERCENTAGE
Games (Educational)*	%
Games (Non-Educational)*	%
Graphics/Charts	%
Image Processing	%
Inventory & Purchasing	%
Legal Processing	%
Multimedia	%
Office Automation	%
Operating Systems*	%
Payroll Processing	%
Programming Language	%
Speech Processing	%
Systems Testing	%
Other (describe):	%
TOTAL	100%

* Provide a detailed description of services: _____

Provide a breakdown of the percentage of total gross revenue the Applicant receives from the following industries and a detailed description of services for each:

INDUSTRY	PERCENTAGE	DETAILED DESCRIPTION OF SERVICES
Aerospace	%	
Financial Institution	%	
Gaming/Gambling	%	
Military	%	

Does the Applicant provide services or products that require downtime of one day or more? Yes No N/A

Does the Applicant have a written contingency plan in the event of a system failure?..... Yes No N/A

How many users would be affected if the Applicant's product or service failed?..... 1-10 11-100 100+

In the past five years, has the Applicant experienced a recall of any software or hardware that the Applicant made or sold? Yes No N/A

Is a standard test plan followed for all the Applicant's system and/or software design development work? Yes No N/A

If "Yes," does the test plan include procedures for detection and correction of bugs, viruses, intrusions, security flaws, malicious code or other anomalies?..... Yes No N/A

Does the Applicant require client sign-off on the final product prior to implementation? Yes No N/A

Does the Applicant retain design, development and testing documentation for the life of the systems and/or software? Yes No N/A

Does the Applicant provide remote access to the Applicant's systems? Yes No N/A

If "Yes," to how many users? _____

If "Yes," is remote access restricted to Virtual Private Networks (VPNs)?..... Yes No

Does the Applicant reassess security vulnerabilities after all system upgrades and changes? Yes No N/A

Does the Applicant have written procedures to address suspected intrusions or security alerts? Yes No N/A
 Has the Applicant experienced a breach of security or been informed of security vulnerabilities? Yes No N/A
 If "Yes," what has the Applicant done to prevent future security breaches? _____

Does the Applicant have a disaster recovery plan in place in order to protect client data or any work product that is within the Applicant's care, custody or control? Yes No N/A

3. PROFESSIONAL PROFILE

List the Applicant's active memberships in professional associations or organizations:

PROFESSIONAL ASSOCIATION/ORGANIZATION	YEAR JOINED

List the Applicant's professional qualifications:

INSTITUTION	DEGREE	YEAR QUALIFIED

How many years of professional experience does the Applicant have? _____

4. RISK MANAGEMENT

Does the Applicant use a written contract or agreement describing the services to be provided?..... Yes No
 If "Yes," complete the following:

Percentage of business/projects where contracts/agreements are used:..... _____ %

Has a law firm, experienced in the Applicant's field, reviewed the Applicant's contracts? Yes No

Does the Applicant use independent contractors or subcontractors for any of the professional services provided? Yes No

If "Yes," complete the following:

Estimate the percentage of revenue involving work subcontracted to others:..... _____ %

Does the Applicant obtain Certificates of Insurance for errors & omissions liability from subcontractors? Yes No

Would the Applicant like to purchase coverage for copyright or trademark infringement liability? Yes No N/A

If "Yes," please complete additional questions in the INTELLECTUAL PROPERTY section.

5. INSURANCE

Does the Applicant currently carry Professional Liability (Errors & Omissions) insurance? Yes No

If "Yes," complete the following:

Expiring Policy Expiration Date: _____

Expiring Policy Prior Acts Date: _____

If "No," complete the following:

Desired Effective Date of Coverage: _____

6. CLAIMS

In the past five years, have any professional liability claims or suits been made against the Applicant?..... Yes No
 If "Yes" is selected, please complete additional questions in the CLAIM/SUIT/CIRCUMSTANCE section.

Is the Applicant aware of any fact, circumstance or situation which may reasonably be expected to give rise to a professional liability claim or suit against the Applicant?..... Yes No

If "Yes" is selected, please complete additional questions in the CLAIM/SUIT/CIRCUMSTANCE section.

INTELLECTUAL PROPERTY

- 1. Does the Applicant manage any copyrights or trademarks?..... Yes No
If "Yes":
How many copyrights does the Applicant manage? _____
How many trademarks does the Applicant manage?..... _____
Does the Applicant use a dedicated law firm to manage intellectual property? Yes No

- 2. For any products, custom digital content or website content developed by the Applicant, does the Applicant conduct a search with respect to the potential infringement of the intellectual property rights of others? Yes No N/A
If "Yes":
Is the search performed on a worldwide basis? Yes No
What methods does the Applicant utilize to conduct this search?
Legal counsel:..... Yes No
Internet:..... Yes No
Professional search firm: Yes No
Other (describe): _____

- 3. Does the Applicant incorporate any software or products designed by others into the Applicant's designs? Yes No
If "Yes," provide details: _____

- 4. Has the Applicant ever received a complaint or cease and desist demand alleging infringement of copyright, trademark, trade dress, trade name, certification mark, service mark, domain name, service name, title or slogan? Yes No
If "Yes," please describe: _____

- 5. Has the Applicant ever filed a complaint or cease and desist demand or filed suit against another party alleging infringement of copyright, trademark, trade dress, trade name, certification mark, service mark, domain name, service name, title or slogan? Yes No
If "Yes," please describe: _____

- 6. After inquiry, have any claims been made by another party against the Applicant or anyone proposed for this insurance for potential infringement of their intellectual property rights, including, but not limited to, copyright, trademark, trade dress, trade name, certification mark, service mark, domain name, service name, title or slogan? Yes No
If "Yes," please describe: _____

CLAIM/SUIT/CIRCUMSTANCE

- 1. Name of Claimant or Potential Claimant: _____
- 2. Claim Status: Open Closed
- 3. Date Reported: _____
- 4. Describe the claim, suit and/or circumstances: _____

- 5. Provide the reserved and/or payment amounts made for this claim, suit or circumstance:

RESERVE AMOUNT BY INSURER	PAYMENT BY INSURER	DEDUCTIBLE PAYMENTS BY APPLICANT
\$	\$	\$

THE APPLICANT AND FIRM ACCEPT NOTICE THAT ANY POLICY WHICH MAY BE ISSUED WILL APPLY ON A "CLAIMS MADE AND REPORTED" BASIS.

The undersigned authorized person, on behalf of the applicant, attests that to the best of the his/her knowledge and belief the statements set forth herein are true. Although the signing of this Application Form does not bind the undersigned to effect insurance, the undersigned agrees that this application and the said statements shall be the basis of the policy of insurance and deemed incorporated therein, should the Company evidence its acceptance of this application by issuance of a policy.

The undersigned authorized person on behalf of the applicant declares that the above statements are true, that neither the undersigned person nor the applicant has suppressed or misstated facts and that at the present time the applicant has no reason to anticipate any claims being brought against the applicant or any representative of the applicant or knowledge of any negligent act, error, omission or offense on the applicant's part or any representative of the applicant except as stated herein, and agrees that this Application Form shall be the basis of the contract between the applicant and the Company and shall be deemed a part hereof.

Signing this form does not bind you to complete the insurance. Coverage will become effective upon approval of the application and issuance of the policy. It is agreed that this form will be the basis of the contract. Should a policy be issued, this form will be attached to and become a part of the policy.

The answers given to all questions in this application are complete and correct to the best of my knowledge.

FRAUD 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 subjects such person to criminal and civil penalties. (Not applicable in AL, AR, CO, DC, FL, KS, KY, LA, ME, MD, MN, NE, NJ, NY, OH, OK, OR, RI, TN, VA, VT or WA.)

NOTICE TO ALABAMA APPLICANTS: Any person who knowingly presents a false or fraudulent claim for payment of a loss or benefit or who knowingly presents false information in an application for insurance is guilty of a crime and may be subject to restitution fines or confinement in prison, or any combination thereof.

NOTICE TO 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.

WARNING TO 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.

NOTICE TO 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.

NOTICE TO KANSAS APPLICANTS: Any person who, knowingly and with intent to defraud, presents, causes to be presented or prepares with knowledge or belief that it will be presented to or by an insurer, purported insurer, broker or any agent thereof, any written, electronic, electronic impulse, facsimile, magnetic, oral, or telephonic communication or statement as part of, or in support of, an application for the issuance of, or the rating of an insurance policy for personal or commercial insurance, or a claim for payment or other benefit pursuant to an insurance policy for commercial or personal insurance which such person knows to contain materially false information concerning any fact material thereto; 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.

NOTICE TO 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.

NOTICE TO MAINE 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.

NOTICE TO MARYLAND APPLICANTS: Any person who knowingly or willfully presents a false or fraudulent claim for payment of a loss or benefit or who knowingly or willfully presents false information in an application for insurance is guilty of a crime and may be subject to fines and confinement in prison.

NOTICE TO MINNESOTA APPLICANTS: A person who files a claim with intent to defraud or helps commit a fraud against an insurer is guilty of a crime.

NOTICE TO 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.

NOTICE TO 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.

NOTICE TO OKLAHOMA APPLICANTS: 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.

FRAUD WARNING (APPLICABLE IN ARKANSAS, LOUISIANA AND RHODE ISLAND): 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.

FRAUD WARNING (APPLICABLE IN VERMONT, NEBRASKA AND OREGON): Any person who intentionally presents a materially false statement in an application for insurance may be guilty of a criminal offense and subject to penalties under state law.

FRAUD WARNING (APPLICABLE IN TENNESSEE, VIRGINIA AND WASHINGTON): 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.

NEW YORK FRAUD 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 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.

APPLICANT'S NAME AND TITLE: _____

APPLICANT'S SIGNATURE: _____ DATE: _____

PRODUCER'S SIGNATURE: _____ DATE: _____

AGENT NAME: _____ AGENT LICENSE NUMBER: _____