

TECHNOLOGY ERRORS & OMISSIONS LIABILITY INSURANCE INTELLECTUAL PROPERTY INFRINGEMENT INFORMATION SUPPLEMENTAL APPLICATION

If you desire coverage for Intellectual Property Infringement, please complete the following. Please note, coverage for patent or trade secret infringement is not available in our program.

1. Do your services include your performance as a "Service Provider," (OSPs, ISPs, search engines, intranets, interactive Web sites, etc.)?..... Yes No
If "Yes," have you complied with all the requirements of the Digital Millennium Copyright Act?..... Yes No
2. Do you have internal written procedures that are disseminated to all employees and independent contractors to safeguard against the infringement of the intellectual property rights of others?..... Yes No
If "Yes," please attach a copy of your written safeguards.
3. How many copyrights do you own or manage? _____
How many trademarks do you own or manage? _____
Do you use a dedicated law firm or internal legal counsel to manage your intellectual property?..... Yes No
4. For your products and Web site, do you conduct a search with respect to the potential infringement of the intellectual property rights of others? Yes No
If "Yes," is the search performed on a worldwide basis?..... Yes No
What methods do you utilize to conduct this search:
 - a. Legal counsel? Yes No
 - b. Internet? Yes No
 - c. Professional search firm?..... Yes No
 - d. Other (please describe): _____
5. Are any products or services sold or advertised as being the same as, compatible with, or exactly alike another product manufactured by others? Yes No
If "Yes," do you have a written agreement of clearance with the product's owner?..... Yes No
6. Are you, your employees and your independent contractors required to sign statements agreeing not to violate any previous employer's or client's intellectual property rights or use other proprietary information critical to the development of your products? Yes No
If "No," what controls do you have to prevent potential infringement of trade secrets or proprietary information of third parties? _____
7. Do you incorporate any software or products designed by others into your designs?..... Yes No
If "Yes," do you always obtain the necessary licenses, rights, releases or consents to do so?..... Yes No
8. Does your Web site provide an accurate description of your services and operations?..... Yes No
9. Have you 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: _____
10. Have you 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: _____



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

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

The undersigned being authorized by, and acting on behalf of, the applicant and all persons or concerns seeking insurance has read and understands this supplemental application, and declares all statements set forth herein are true, complete and accurate.

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 in the third degree.

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.

 Signature and Title of Applicant (must be President or CEO)

 Date

 Producer's Name

 Area Code

 Phone Number

Agent Name: _____

Agent License Number: _____

(Applicable to Florida Agents Only)

Iowa Licensed Agent: _____

(Applicable to Iowa Agents Only)

Producer's Signature: _____

Date: _____

(Applicable to New Hampshire Producers Only)