



Risk Placement Services, Inc.

PO Box 834

Poulsbo WA 98370

## APPLICATION FOR FIDUCIARY LIABILITY COVERAGE PART

THIS APPLICATION IS FOR A CLAIMS-MADE POLICY. "CLAIMS" MUST BE FIRST MADE AGAINST AN "INSURED PERSON" DURING THE "POLICY PERIOD" OR ANY APPLICABLE EXTENDED REPORTING PERIOD, AND REPORTED TO US AS SOON AS PRACTICABLE DURING THE "POLICY PERIOD", ANY SUBSEQUENT RENEWAL OF THE POLICY OR ANY APPLICABLE EXTENDED REPORTING PERIOD. THE INSURANCE FOR WHICH THIS APPLICATION IS MADE APPLIES ONLY IF THE "WRONGFUL ACT" OUT OF WHICH THE "CLAIM" AROSE OCCURRED ON OR AFTER THE RETROACTIVE DATE, IF ANY, SHOWN IN THE DECLARATIONS, AND BEFORE THE END OF THE "POLICY PERIOD". "DEFENSE EXPENSES" ARE PAYABLE WITHIN, NOT IN ADDITION TO, THE LIMIT OF LIABILITY.

SECTION I – GENERAL INFORMATION	
Named Organization (Applicant):	
Mailing Address:	
Phone Number:	Fax Number:
Web Site:	E-Mail Address:
State Of Incorporation (if applicable):	Date Of Incorporation (if applicable):
Federal Employer Identification Number (FEIN):	Nature Of Business:

SECTION II – FORM OF ORGANIZATION	
Type Of Business:	
<input type="checkbox"/> Individual <input type="checkbox"/> Partnership <input type="checkbox"/> Corporation <input type="checkbox"/> Joint Venture <input type="checkbox"/> LLC <input type="checkbox"/> Other (Please describe):	
Has the Applicant been involved in any merger, consolidation or acquisition with any other organization within the last three years?                      Yes <input type="checkbox"/> No <input type="checkbox"/>	

SECTION III – COVERAGE REQUESTED	
A. Limit Of Liability: \$	
B. Deductible Amount: \$	C. Policy Period From: To:

SECTION IV – LIST OF PLANS FOR WHICH COVERAGE IS REQUESTED				
Type*	Name Of Plan	Total Assets	Trustee/Plan Administrator	No. Of Participants
		\$		
		\$		
		\$		
		\$		
		\$		
		\$		
<b>Total Assets of all plans:</b>		\$	<b>Total no. of participants for all plans:</b>	
*Type: DB = Defined Benefit, DC = Defined Contribution, E = ESOP, P = Pension, W = Welfare, O = Other				
<p>1. Are all plans in compliance with regard to eligibility, participation, vesting and funding of the Employee Retirement Security Act of 1974 (ERISA) or any other similar law? <span style="float: right;">Yes <input type="checkbox"/> No <input type="checkbox"/></span></p> <p>If No, please explain:</p>				
<p>2. Does any plan currently have a funding deficiency? <span style="float: right;">Yes <input type="checkbox"/> No <input type="checkbox"/></span></p> <p>If Yes, please explain:</p>				
<p>3. Are the Defined Benefit plans adequately funded as attested to by an actuary? <span style="float: right;">Yes <input type="checkbox"/> No <input type="checkbox"/></span></p> <p>If No, please explain:</p>				

<p><b>4.</b> Is the Applicant delinquent in contributing to any plan? If Yes, please indicate which plans and provide details:</p>	<p>Yes <input type="checkbox"/> No <input type="checkbox"/></p>
<p><b>5.</b> Is any plan invested in employer securities? If Yes, please indicate which plans:</p>	<p>Yes <input type="checkbox"/> No <input type="checkbox"/></p>
<p><b>6.</b> Is any plan a multiple employer plan? If Yes, please indicate which plans:</p>	<p>Yes <input type="checkbox"/> No <input type="checkbox"/></p>
<p><b>7.</b> In the past three years, has any plan been consolidated or merged with another plan? If Yes, please indicate which plans:</p>	<p>Yes <input type="checkbox"/> No <input type="checkbox"/></p>
<p><b>8.</b> Has any plan or portion of any plan for which coverage is requested been sold, transferred or terminated? If Yes, please provide details:</p>	<p>Yes <input type="checkbox"/> No <input type="checkbox"/></p>
<p><b>9.</b> In the past three years, has any plan experienced a reduction in benefits? If Yes, please indicate which plans:</p>	<p>Yes <input type="checkbox"/> No <input type="checkbox"/></p>
<p><b>10.</b> In the past three years, has any plan applied for approval of a plan amendment? If Yes, please indicate which plans:</p>	<p>Yes <input type="checkbox"/> No <input type="checkbox"/></p>
<p><b>11.</b> Does the Applicant plan on terminating, suspending or merging any plans within the next 12 months? If Yes, please indicate which plans and provide details:</p>	<p>Yes <input type="checkbox"/> No <input type="checkbox"/></p>

12. Is there an ERISA fidelity bond coverage currently in force with another insurer for all the plans proposed for coverage? Yes  No

If Yes, please provide details below:

Insurer	Limit	Premium
	\$	\$

13. If any plan is an Employee Stock Ownership Plan, please provide the following information:

a. Plan Name:

b. Date that the Plan was established:

c. Percentage of the Employer Sponsor's common stock held by the Plan:

d. Is the stock publicly traded on an exchange? Yes  No

e. If the answer to d. is No, how is the stock valued and how often is it valued? Provide details below:

f. Is an acquisition loan currently being paid off? Yes  No

g. If the answer to f. is Yes, please provide the original amount of the loan and the loan's outstanding balance below:

(1) Original amount of loan: \$

(2) Outstanding balance of loan: \$

### SECTION V – PAST ACTIVITIES

1. Within the last three years, has the Applicant, any subsidiary of the Applicant, any past or present Director, Officer, Employee or Trustee, or any past or present person or entity acting as fiduciary, been involved in a claim or suit regarding the violation of ERISA or any similar law? Yes  No

If Yes, please explain:

2. Within the last three years, has the Applicant, any subsidiary of the Applicant, any past or present Director, Officer, Employee or Trustee, or any past or present person or entity acting as fiduciary, been involved in any inquiry or investigation or received a communication regarding the violation of ERISA or any similar law? Yes  No

If Yes, please explain:

3. Does the Director, Officer, or Trustee know of any fact, circumstance or situation involving the violation of ERISA or any similar law by the Applicant, any subsidiary of the Applicant, any past or present Director, Officer, Employee or Trustee, or any past or present person or entity acting as fiduciary that could give rise to a future claim or suit?

Yes  No

If Yes, please explain:

**It is understood and agreed that if any such claim exists, or any such facts or circumstances exist which could give rise to a claim, then those claims and any other claims arising from such facts or circumstances are excluded from the proposed coverage.**

**SECTION VI – PLAN MANAGEMENT**

1. Are any Directors, Officers or Employees of the Applicant trustees of any of the plans?

Yes  No

If Yes, please provide names of persons and plan(s):

Name Of Director, Officer Or Employee	Name Of Plan(s)

2. Does any plan employ outside consulting services such as investment, actuarial, accounting, legal or administrative services?

Yes  No

If Yes, please provide a complete description of the services, name of consultant and name of plan(s):

Description Of Services	Name Of Consultant	Name Of Plan(s)

**SECTION VII – PRIOR INSURANCE**

1. Has the Applicant previously held, or does it now have, any Fiduciary Liability coverage or any similar insurance?

Yes  No

If Yes, please provide the following details:

**Name Of Insurer:**

**Policy Period**

**From:**

**To:**

**Limit Of Liability: \$**

**Retention: \$**

**Premium: \$**

**Name Of Insurer:**

**Policy Period**

**From:**

**To:**

**Limit Of Liability: \$**

**Retention: \$**

**Premium: \$**

**Name Of Insurer:**

**Policy Period**

**From:**

**To:**

**Limit Of Liability: \$**

**Retention: \$**

**Premium: \$**

2. Has any insurance been cancelled or nonrenewed in the past 5 years?

(This questions is not applicable in Missouri)

If Yes, please provide the reason for cancellation or nonrenewal:

Yes  No

**SECTION VIII – ADDITIONAL REQUIRED APPLICATION MATERIALS**

As attachments to this Application, please include the following (where applicable):

- Most recent Form 5500(s), including Schedule B
- CPA-audited report for each plan
- Actuarial report for each plan
- Most recent Annual Report
- Latest available interim financial statements

**NOTICE TO APPLICANT – PLEASE READ CAREFULLY**

FOR THE PURPOSE OF THIS APPLICATION, THE UNDERSIGNED AUTHORIZED OFFICER OF THE NAMED ORGANIZATION DECLARES THAT TO THE BEST OF HIS/HER KNOWLEDGE THE STATEMENTS HEREIN ARE TRUE AND COMPLETE. THE INSURER IS AUTHORIZED TO MAKE ANY INQUIRY IN CONNECTION WITH THIS APPLICATION. SIGNING THIS APPLICATION DOES NOT BIND THE INSURER TO ISSUE, OR THE APPLICANT TO PURCHASE, ANY INSURANCE POLICY.

THE INFORMATION CONTAINED IN AND SUBMITTED WITH THIS APPLICATION IS ON FILE WITH THE INSURER. THIS APPLICATION WILL BECOME A PART OF SUCH POLICY IF ISSUED. THE INSURER WILL HAVE RELIED UPON THIS APPLICATION AND ATTACHMENTS IN ISSUING THIS COVERAGE PART.

IF THE INFORMATION IN THIS APPLICATION MATERIALLY CHANGES PRIOR TO THE EFFECTIVE DATE OF THE POLICY, THE APPLICANT WILL NOTIFY THE INSURER, WHO MAY MODIFY OR WITHDRAW THE QUOTATION.

THE UNDERSIGNED DECLARES THAT THE INDIVIDUALS AND ORGANIZATIONS PROPOSED FOR THIS INSURANCE HAVE BEEN NOTIFIED THAT:

- A. THIS POLICY APPLIES ONLY TO "CLAIMS" FIRST MADE OR DEEMED MADE AGAINST THE "INSURED" DURING THE "POLICY PERIOD" AND THE BASIC EXTENDED REPORTING PERIOD; AND
- B. THE LIMIT OF LIABILITY IS REDUCED BY AMOUNTS INCURRED AS "DEFENSE EXPENSES" AND SUCH EXPENSES WILL BE SUBJECT TO THE DEDUCTIBLE AMOUNT.

(WORDS WITHIN QUOTATION MARKS ARE DEFINED IN THE INSURANCE COVERAGE FORM.)

**FRAUD STATEMENT**

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 STATEMENT 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.

**FRAUD STATEMENT TO 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.

**FRAUD STATEMENT 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 policyholder or claimant for the purpose of defrauding or attempting to defraud the policyholder or claimant with regard to settlement or award payable from insurance proceeds shall be reported to the Colorado division of insurance within the department of regulatory agencies.

## **FRAUD STATEMENT TO DISTRICT OF COLUMBIA APPLICANTS**

**WARNING:** 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.

## **FRAUD STATEMENT 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.

## **FRAUD STATEMENT 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.

## **FRAUD STATEMENT TO 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.

## **FRAUD STATEMENT 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.

## **FRAUD STATEMENT TO MARYLAND APPLICANTS**

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

## **FRAUD STATEMENT 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.

## **FRAUD STATEMENT TO 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.

## **FRAUD STATEMENT TO NEW YORK 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 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.

## **FRAUD STATEMENT 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.

## **FRAUD STATEMENT TO 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.

## **FRAUD STATEMENT TO OREGON APPLICANTS**

Any person who knowingly presents a false or fraudulent claim for payment of a loss or benefit or knowingly presents materially false information in an application for insurance may be guilty of a crime and may be subject to fines and confinement in prison.



**FRAUD STATEMENT TO 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.

**FRAUD STATEMENT TO RHODE ISLAND 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, including failing to disclose whether the applicant or applicants have been convicted of any degree of the crime of arson, is guilty of a crime and may be subject to fines and confinement in prison.

**FRAUD STATEMENT TO 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.

**FRAUD STATEMENT TO VERMONT 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 may be a crime and subjects such person to criminal and civil penalties.

**FRAUD STATEMENT TO 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 include imprisonment, fines and denial of insurance benefits.

**FRAUD STATEMENT TO WASHINGTON 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.

**FRAUD STATEMENT TO WEST VIRGINIA 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.

**NOTE:**

**This Application must be signed by the Chairman and/or President of the Named Organization acting as the authorized Agent of the Applicant applying for this insurance.**

<p><b>Printed Name of Chairman and/or President:</b></p> <p><b>Signature of Chairman and/or President:</b></p> <p><b>Title:</b></p> <p><b>Date:</b></p>
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