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Commercial Umbrella / Excess Liability Product Warranty Application

Name insured: _____

Mailing address: _____ Web site address: _____

City: _____ State: _____ Zip: _____

E-mail address: _____

Form of business: ☐ Individual ☐ Corporation ☐ Partnership ☐ LLC ☐ Other _____

Years in business: _____

Location(s) of operations: _____

Description of operations: _____

Annual gross receipts: \$ _____ Annual payroll: \$ _____

I. GENERAL INFORMATION

Limit requested: ☐ \$1,000,000 ☐ \$2,000,000 ☐ \$3,000,000 ☐ \$4,000,000 ☐ \$5,000,000

If the higher limits are the requirement of a contract or project, please provide complete details of duties the applicant will perform, the duration, and the total cost: _____

Previous carrier: _____ Policy number: _____ Premium: \$ _____ Effective dates: _____

Describe any losses greater than \$10,000 in the past three years for the primary coverages this policy will cover over? ☐ None

Year	Incurred Amount	Description of Loss
_____	\$ _____	_____
_____	\$ _____	_____
_____	\$ _____	_____
_____	\$ _____	_____

II. SCHEDULE OF UNDERLYING

Type of Insurance	Underlying Carrier	Policy #	Eff. Dates	Limits of Liability	Premium
☐ General Liability ☐ ISO Form ☐ Manuscript form	A.M. Best Rating _____			General Aggregate \$ Products Aggregate \$ Personal & Advertising Injury \$ Occurrence \$ Damage to Premises Rented \$ Medical Payments \$	\$
☐ Auto Liability	A.M. Best Rating _____			☐ C.S.L. \$ ☐ Split Limits \$ /\$ /\$	\$
☐ Employers Liability	A.M. Best Rating _____			Bod. Inj. by Accident (ea. accident) \$ Bod. Inj. by Disease (policy limit) \$ Bod. Inj. by Disease (ea. employee) \$	\$
☐ Professional Liability ☐ Occurrence Form ☐ Claims-Made Form	A.M. Best Rating _____			Occurrence \$ Aggregate \$	\$

If the account is not concurrent with underlying coverages or is being marketed mid-term, please provide details:

III. GENERAL LIABILITY (GL) INFORMATION

Please provide the Classification(s) on the Underlying GL policy or attach GL application

Attach our completed Contractors Supplemental Application (CSA) for artisan and general contractor accounts



Habitational Information

☐ Not Applicable

Class Code	Classification	Underlying Premium
		\$
		\$
		\$
		\$
		\$

1. Number of units: _____ Number of stories: _____
2. Any aluminum wiring? ☐ Yes ☐ No
3. Is all wiring connected to circuit breakers? ☐ Yes ☐ No
4. Are all units and common areas equipped with smoke detectors and fire extinguishers? ☐ Yes ☐ No
5. If three or more stories, does the building have a fire escape or fire tower? ☐ N/A ☐ Yes ☐ No
6. If seven or more stories, is the building 100% sprinklered? ☐ N/A ☐ Yes ☐ No
7. Percentage of student renters? _____ %
8. Percentage of residents over 55 years old? _____ %

Swimming Pool Information

☐ Not Applicable

1. Number of pools: _____
2. Any diving boards or slides? ☐ Yes ☐ No
3. Are the rules clearly posted? ☐ Yes ☐ No
4. Are the depths clearly marked? ☐ Yes ☐ No
5. Is there a self-closing/locking mechanism to the entrance to the pool area? ☐ Yes ☐ No
6. Is life-saving equipment within the pool area? ☐ Yes ☐ No

Bars/Tavern/Restaurant Information

☐ Not Applicable

1. Total receipts \$ _____
2. Food Receipts \$ _____
3. Alcohol Receipts \$ _____
4. Other \$ _____

If "Other", describe source: _____

5. Is there entertainment? ☐ Yes ☐ No
If "Yes", how often? ☐ 1-2 times per week ☐ 3 or more times per week
☐ 0-12 times per year ☐ 13-51 times per year
☐ Banquets only
6. Is the electrical system connected to circuit breakers? ☐ Yes ☐ No
7. Does the electrical system have aluminum wiring or knob and tube wiring? ☐ Yes ☐ No
8. Does the applicant have or sponsor any "teen" or "under 21" nights, or permit patrons under the age of 21 in a bar area after 10 p.m.? ☐ Yes ☐ No
9. Any firearms kept or permitted on premises or are off-duty police officers or armed guards employed? ☐ Yes ☐ No
10. Is a secondary means of egress provided for each floor (including basement) having public access? ☐ Yes ☐ No
11. Are there smoke or heat detectors used in all public areas and, if building owner, all habitational units? ☐ Yes ☐ No
12. Is there a swimming pool or beach on premises that applicant is responsible for? ☐ Yes ☐ No
13. Does applicant have any of the following exposures: mechanical rides, moon bounces, trampolines, rock walls, pyrotechnics or foam machines? ☐ Yes ☐ No
14. If there is another occupancy in the building, are all deep fat frying appliances protected per NFPA 96 (Automatic Fire Extinguishing System)? ☐ Yes ☐ No
16. What is the average age of clientele? ☐ Under 21 ☐ 21-25 ☐ Over 25

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IV. AUTO LIABILITY INFORMATION ☐ Not Applicable

1. Is hired and non-owned auto provided by the underlying? ☐ Yes ☐ No
2. Are any drivers under 21 years of age? ☐ Yes ☐ No
3. Does any vehicle travel an average daily radius greater than 200 miles? ☐ Yes ☐ No
4. Does risk own any heavy trucks, extra heavy trucks or truck tractors, livery units or tow trucks? ☐ Yes ☐ No

Number	Type A Units
	Private Passenger
	Light Trucks (up to 10,000 GVW)
	Medium Trucks (10,001 - 20,000)

5. Are any vehicles authorized to transport any of the following:
- Any corrosive, explosive, flammable (i.e. fuel), or radioactive materials? ☐ Yes ☐ No
- Any type of refuse, waste or trash (including recyclables)? ☐ Yes ☐ No
- Any livestock? ☐ Yes ☐ No
6. Are motor vehicle records reviewed for acceptability at least once every three years? ☐ Yes ☐ No
7. For any driver over the age of 69, is a Statement of Fitness required to be signed by a physician? ☐ Yes ☐ No

FRAUD STATEMENTS

Alabama, Arkansas, District of Columbia, New Mexico, Rhode Island and West Virginia: 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.

California: For your protection California law requires the following to appear on this application. Fraud Statement: Any person who knowingly presents false or fraudulent information to obtain or amend insurance coverage or to make a claim for the payment of a loss is guilty of a crime and may be subject to fines and confinement in state prison.

Colorado Fraud Statement: 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 a settlement or award payable from insurance proceeds shall be reported to the Colorado division of insurance within the department of regulatory agencies.

Florida Fraud Statement: 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.

Kansas Fraud Statement: 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; or conceals, for the purpose of misleading, information concerning any fact material thereto may be guilty of a crime and may be subject to fines and confinement in prison.

Maine Fraud Statement: 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

Maryland Fraud Statement: 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.

New Jersey Fraud Statement: Any person who includes any false or misleading information on an application for an insurance policy is subject to criminal and civil penalties.

Ohio Fraud Statement: 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 Fraud Statement: 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 Fraud Statement: Notice to Oregon applicants: Any person who, with intent to defraud or knowing that he is facilitation a fraud against an insurer, submits an application or files a claim containing a false or deceptive statement may be guilty of insurance fraud.

Kentucky and Pennsylvania Fraud Statement: 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, Virginia and Washington Fraud Statement: 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 (All Other States): 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 may be guilty of a crime and may be subject to fines and confinement in prison.

STATE NOTICES

Arizona Notice: Misrepresentations, omissions, concealment of facts and incorrect statements shall prevent recovery under the policy only if the misrepresentations, omissions, concealment of facts or incorrect statements are; fraudulent or material either to the acceptance of the risk, or to the hazard assumed by the insurer or the insurer in good faith would either not have issued the policy, or would not have issued a policy in as large an amount, or would not have provided coverage with respect to the hazard resulting in the loss, if the true facts had been made known to the insurer as required either by the application for the policy or otherwise.

Florida Surplus Lines Notice: (Applies only if policy is non-admitted) You are agreeing to place coverage in the surplus lines market. Superior coverage may be available in the admitted market and at a lesser cost. Persons insured by surplus lines carriers are not protected under the Florida Insurance Guaranty Act with respect to any right of recovery for the obligation of an insolvent unlicensed insurer.

Florida and Illinois Punitive Damage Notice: I understand that there is no coverage for punitive damages assessed directly against an insured under Florida and Illinois law. However, I also understand that punitive damages that are not assessed directly against an insured, also known as "vicariously assessed punitive damages", are insurable under Florida and Illinois law. Therefore, if any Policy is issued to the Applicant as a result of this Application and such Policy provides coverage for punitive damages, I understand and acknowledge that the coverage for Claims brought in the State of Florida and Illinois is limited to "vicariously assessed punitive damages" and that there is no coverage for directly assessed punitive damages.

Maine Notice: The insurer is not permitted to withdraw any binder once issued, but a prospective notice of cancellation may be sent and coverage denied for fraud or material misrepresentation in obtaining coverage. A policy may not be unilaterally rescinded or voided.

Ohio Representation Statement: By acceptance of this policy, the Insured agrees the statements in the application (new or renewal) submitted to the company are true and correct. It is understood and agreed that, to the extent permitted by law, the Company reserves the right to rescind this policy, or any coverage provided herein, for material misrepresentations made by the Insured. It is understood and agreed that the statements made in the insurance applications are incorporated into, and shall form part of, this policy. **THE INSURED UNDERSTANDS AND AGREES THAT ANY MATERIAL MISREPRESENTATION OR OMISSION ON THIS APPLICATION WILL ACT TO RENDER ANY CONTRACT OF INSURANCE NULL AND WITHOUT EFFECT OR PROVIDE THE COMPANY THE RIGHT TO RESCIND IT.**

Utah Punitive Damages Notice: I understand that Punitive Damages are not insurable in the state of Utah. There will be no coverage afforded for Punitive Damages for any Claim brought in the State of Utah. Any coverage for Punitive Damages will only apply if a Claim is filed in a state which allows punitive or exemplary damages to be insurable. This may apply if a Claim is brought in another state by a subsidiary or additional location(s) of the Named Insured, outside the state of Utah, for which coverage is sought under the same policy.

If your state requires that we have information regarding your Authorized Retail Agent or Broker, please provide below.

Retail agency name: **KELLYINSURANCE GROUP, INC.** License #: **NPN 8275484**

Agent's signature:  Main agency phone number: **(412) 325-1650**

(Required in New Hampshire)

Agency mailing address: **700 RIVER AVENUE
SUITE 433**

City: **PITTSBURGH, PA 15212** State: Zip:

The signer of this Application acknowledges and understands that the information provided herein is material to the Company's acceptance of the risk and issuance of the requested policy. The signer of this Application represents that the information provided herein is true and correct in all matters. Any changes in the information represented in this Application occurring prior to the effective date of a policy shall be promptly reported to the Company in which case, the Company has the right to modify or withdraw any quote or binder issued based on such changes. The Company has the right but not the obligation to investigate any representation(s) in this Application. A decision by the Company not to investigate shall not estop the Company from relying on this Application in issuing a policy. It is agreed that this Application and any material submitted therewith, including but not limited to any supplemental Application(s), shall be the basis of any policy that is issued.

New York Fraud Statement: 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. **signature not required for quotes**

Applicant's signature: Title:

President, Chairperson of the Board, Managing Member, or Executive Director

Date:

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**KELLY
INSURANCE**

