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Media Advantage Policy[®] Insurance Application

All Questions Must Be Answered Completely.
 Attach Additional Sheet If Necessary.

The Coverage Supplement And All Attachments Must Be Included With This Application.

NOTE: Unless the policy form provides coverage for Defense Costs In Addition to the Limits of Liability, the Limits of Liability shall be reduced by defense costs. Please read the entire policy carefully. Execution of this Application does not bind the company to issue a policy.

1. Applicant Information — This entity will be identified as the **Named Insured**.

Name of **Applicant**: _____

Street Address _____

City _____ State/Province _____ Zip/Postal Code _____

Telephone _____ Fax _____ Web Address _____

Year Established _____

Corporation

Partnership

Individual

Joint Venture

Please identify memberships in any trade or professional organizations _____

Gross Annual Revenues from "media" activities: United States: \$ _____

Canada: \$ _____

International: \$ _____

Identify international media activities, by country, outside the United States and Canada. _____

2. Coverage Information (Note: The Retention applies to loss and defense costs)

Limits of Liability \$ _____ Retention \$ _____

3. **Loss Prevention**

A. Media Counsel

Name of in-house counsel _____ Telephone _____

Name of local firm _____ Address _____

City _____ State/Province _____ Zip/Postal Code _____

Telephone _____ Fax _____ E-Mail _____

Firm contact _____

Is counsel consulted regarding complaints, editorial procedures, retraction requests, newsgathering or other sensitive issues? Yes No

Does counsel conduct a review of the content of scheduled media? Yes No

Is counsel consulted regarding intellectual property issues? Yes No

Is counsel on retainer? Yes No

B. Operations

Do employees have access to information or training about intellectual property rights, defamation, newsgathering issues, confidential sources and privacy rights? Yes No

Does the **Applicant** engage in any online activities? Yes No

If "yes," please advise _____

Are employees with responsibility for website content and development trained in respect to intellectual property rights, defamation, newsgathering and privacy rights? Yes No

Does the **Applicant** require advertisers and/or advertising agencies to execute hold-harmless agreements regarding the content of advertising? Yes No

Does the **Applicant** utilize third parties to create content for scheduled media? Yes No

Are third parties required to execute hold-harmless agreements? Yes No

Are third parties required to provide proof of insurance? Yes No

Do licenses, consents or releases used with freelance writers or other independent contractors extend to the publication or re-publication of articles, photographs or other content on the Internet? Yes No

4. Insurance and Claim Information

Has the **Applicant** or any subsidiary been involved in a media liability claim or law suit in the past five years? Yes No

If “yes,” please attach complete details including the amount of defense costs, any applicable retention, judgment or settlement. If the claim has not yet been resolved, please provide the amounts for which the claim has been reserved.

Provide details on an attachment regarding any open claims or litigation resulting from media activities occurring more than five years ago.

Does the **Applicant** know of any situation that could give rise to a claim? Yes No

If “yes,” please attach complete details and advise whether the claim has been reported.

(In the State of Missouri, the following question does not apply.)
Have any media liability insurers ever canceled or non-renewed coverage? Yes No

If “yes,” please advise _____

If the **Applicant** is seeking Subpoena Defense Coverage, please identify how many subpoenas have been served in the past three years involving scheduled media _____ .

Was counsel retained to answer, object or otherwise respond to the subpoena? Yes No

Has the **Applicant** had media liability insurance in the past three years? Yes No

If “yes,” please identify the following or attach Declarations:

	<u>Insurer</u>	<u>Policy Limits</u>	<u>Retention</u>	<u>Policy Term</u>	<u>Premium</u>
1.	_____	_____	_____	_____	_____
2.	_____	_____	_____	_____	_____
3.	_____	_____	_____	_____	_____

Fraud Warning

Any person who knowingly and with intent to defraud any insurance company or another person files an application of 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 and subjects the person to criminal and (NY: substantial) civil penalties. In Maine and Virginia, insurance benefits may also be denied.

PLEASE NOTE: THIS FRAUD WARNING DOES NOT APPLY TO INSURANCE GOVERNED BY THE LAWS OF CANADA.

The statements made in this Application for insurance, the Coverage Supplement and in any attachments are true and correct to the best of my knowledge.

Applicant _____ Title _____
(Director, Partner or Principal)

Signature _____ Date _____

Media Advantage Policy[®]

Author Supplement

1. Name of Applicant _____

2. **Scheduled Book, Article, Monograph or Play (“work”)**

Title _____ Marketing Budget \$ _____

Publisher _____ Address _____

Phone _____ Geographic Distribution _____

Fiction Non-Fiction Advance Paid by Publisher \$ _____

Projected publication or production date _____

Had the work been scheduled for earlier publication or production? Yes No

If “yes,” please advise as to the reason(s) for the delay _____

Have galley copies of the work been distributed? Yes No

If “yes,” please advise of date _____

Number of copies to be published or distributed during policy term:

Hardback _____ Paperback _____

Is merchandising planned in connection with the work? Yes No

If “yes,” please advise _____

3. Briefly describe type of work, i.e. poetry, current autobiography, etc. _____

Please advise as to the genesis or inspiration for the work _____

4. Has the work been listed in a publisher's book catalog or in other promotional materials? Yes No

If “yes,” please advise _____

5. **Revisions to the Work**

Will the work be revised or republished during the policy term? Yes No

If “yes,” please advise if the work will be condensed, serialized or revised and the number of copies to be published and the estimated revenues _____

6. Loss Prevention

Has the work been reviewed by counsel? Yes No

Have consents been procured for unoriginal material contained in the work? Yes No

If “no,” please advise _____

If the work is non-fiction or based upon factual events, have efforts been made to verify the accuracy of information provided by sources? Yes No

If the work is fictional, but based upon actual events, persons or circumstances, please advise what precautions have been made to conceal or protect the true identities of those involved.

Has counsel reviewed the precautions taken to protect identities? Yes No

Does any aspect of the work rely upon statements made by confidential sources? Yes No

If “yes,” please describe the efforts made to corroborate such statements _____

Will the publisher fact-check the work? Yes No

7. Attachments

Please submit the following information to complete your Application:

- ✓ Resume of author’s literary experience;
- ✓ Copy of the publishing contract;
- ✓ An opinion letter from counsel regarding content of manuscript and legal exposure; and
- ✓ Copy of manuscript or description outlining storyline and background setting.