

P. O. Box 17008
Richmond, VA 23226
(804) 289-1300
www.kinsaleins.com

## FINANCIAL PLANNERS PROFESSIONAL LIABILITY INSURANCE APPLICATION

<u>AP</u>	APPLICANT'S INFORMATION						
1.	Legal name of the business who is the primary applicant and will be the first named insured listed on the policy:						
2.	Please list all other business/dba names for which you are seeking coverage under this policy:						
3.	Corporation Individual Other:	Partnership Muni	cipality	t 🗌 Join	t Venture		
4.	Please list any names of other entities requesting coverage under this policy				ies are not		
5.	Primary location address:						
6.	County of primary location:	Date business or					
7.	Total number of branches?	List all addresses for addit	ional branches:				
8.	What is your web-site address? www.						
9.	What is your phone number?						
10.	Has the name or ownership of the ent		business been purchase	ed,	Yes 🔲 No 🗌		
	merged or consolidated with the entit	•		_			
	Does any entity own or control your b			-	Yes   No		
12.	During the past five years, has your na	ame been changed or has an	y other business purchas	sea,	Yes No No		
	merged or consolidated with you? For questions 9-11, please fully explain	n any "ves" response includi	ing the names dates an	d revenue imn	act involved:		
	roi questions 9-11, please fully explain	irany yes response, includi	ing the names, dates, an	u revenue imp	act involved.		
	-						
13.	Please list any associations of which ye	ou are a member:					
-							
<u>GE</u>	NERAL INFORMATION						
1. F	Firm Staff (include contract and per die	m employees who work 500	or more hours per year)	:			
		Registered	Non-Registered	Other	Total		
		Investment Advisor	Advisor				
	Owners, Partners, Officers						
	All Other Financial Planners						
	Other Consulting Professionals						
	(not included above)						
	Administrative Staff						
	TOTAL						
	2. Does any member of the Applicant Firm hold any professional license other than as a Certified Yes No Financial Planner or Investment advisor? Please list:						

3. Provide gross annual revenues derived from financial planning, advisory activities, commissions and/or product sales.

	Annual Total Gross Revenues (100%)	% Fee Only Revenues	% Commission Revenues	No. of Financial Advisors
Last Fiscal Year	\$	%	%	
Current Fiscal Year (Estimated)	\$	%	%	
Next Fiscal Year (Projected)	\$	%	%	

%
•

4. Provide professional services by approximate percentage. Must equal 100%.

%	NATURE OF PRACTICE			
	Asset Monitoring (No LPOA to Direct Trades)			
	Discretionary Asset Management (LPOA)			
	Divorce Financial Consulting			
	Investment Management Consulting (No LPOA)			
	Modular/Comprehensive Financial Plan			
	Preparation/Advice			
	Non-Discretionary Asset Management (LPOA With			
	Prior Consent)			
	Product Sales Based on Financial Plan			
	Product Sales Not Based on Financial Plan			

%	NATURE OF PRACTICE		
	Accounting Services Other Than Tax		
	Preparation		
	Hourly Advice		
	Referral to Third Party Managers		
	Tax Preparation		
	Third Party Pension Administration		
	Timing Services		
	Wrap Accounts		
	Other (please describe):		

5.	As an advisor, does the	Applicant provide advice on, recommended or use alternative investments?	Yes 🗌 No 🗌
	If yes, please describe:		

If Yes, provide the percentage of the Applicant's total practice advice and/or portfolio use that the following alternative investments represent to the total advice and/or assets managed. Do not include investments that are used within a mutual fund.

%	Type of Investment		
	Commodity Futures		
	Hedge Funds/Fund of Hedge Funds		
	Investment Related Real Estate		
	Mortgages, mortgage pools, mortgage backed		
	securities		
	Options Contracts		
	Private Placements		
	Unrated Bonds		
	Unregistered Securities		

%	Type of Investment		
	Derivative Instruments		
	Foreign Securities Excluding ADR's		
	General or Limited Partnerships		
	Promissory Notes		
	REITS Privately Traded		
	Tangibles (gold, silver, collectibles, coins, etc.)		
	Other:		

%	Т	ype of Produ	ct		%		Type of Produ	·+	
Investment Grade			CL .		/0	Foreign	Securities/ADR's	<u> </u>	
	Junk Bonds	BUIIUS						ins	
	Life/Health/Disability/Accident Sales/Long Term	General or Limited Partnerships  Hedge Funds or Fund of Hedge Funds							
Care			<u>"</u>		Options/Futures/Tangibles/CMO's/ Derivatives				
				Listed Stocks					
Mutual Funds Unlisted Stocks					Private f	Placements			
					Promiss	ory Notes/Leases/Re	ceivables		
	Variable Annuities	S				REITS other than REIT Mutual Funds			
	Viatical Agreemer Settlements	nts/Senior Set	tlements/Life			Unregist	tered Securities		
						Other –	Please Describe		
7. Please	provide the following	ng:					T	1	
А	ccounts	Total # of Accounts	Total Asset Value (current year)	Total Asset Value (prior year)	of	et Value Largest ccount	Percentage Non- Discretionary	Percentage Discretionary	
SA Fiducia	ary Plans								
n-ERISA P	ension and								
ployee Be	enefits Plans								
ulti-Employer (Taft Hartley),									
on or gov	rernmental								
-	enefit plans								
itual Fund									
	counts (individual,								
-	es and estates)								
	nstitutional								
ounts	se specify)								
iers (piea	GRAND TOTAL								
(b) Tota	nber of accounts los	agement for a	ccounts lost in t	he last twe	lve (12)	months:	\$		
-	lient a Mutual Fund, explain:	_	-	-	-	-		Yes No No	
0. Does th	ne Applicant direct tr	rades in client	s custodial acco	ounts?				Yes No No	

If Yes, complete the following:

	(a)	Use a written Investment Policy Statement for other than ERISA accounts?	Yes No
	(b)	Have Limited Power of Attorney to direct trades in the client's account?	Yes No
		If Yes, please answer:	
		The Applicant uses full discretion to trade without prior consent of the client.	
		The Applicant uses discretion to trade within an Investment Policy Statement or written	
		parameters.	
		The Applicant declines to exercise discretion and obtains prior consent for each and every	
		trade.	
	(c)	Excluding advisory fees and authorized disbursement to an account with the same registration	Yes No No
		or the client, does the Applicant have power to withdraw/disburse funds in the account?	
	(d)	Custodians: Fidelity TD Ameritrade Schwab Pershing FISERV Assetmank	
		NATC SSG Other:	
	(e)	Are any assets under management invested in Exchange Traded Funds?	Yes No
		If Yes, what percentage of:	
		(i) Total assets under management are invested in Exchange Traded Funds?%	
Į		(ii) Exchange Traded Funds are leveraged?%	
11.	Has t	he Firm or any Firm member within the past five (5) years:	
	(a)	Advised clients to invest in any entity in which any firm member or family member	Yes No No
		has more than a 5% ownership interest in?	
	(b)	Held an equity interest in, operated or managed any entity (excluding the Firm) for	Yes  No  No
		whom the Firm provided professional services.	
	(c)	Acted as a director, offer or exercised any form of managerial control over any entity	Yes  No  No
		(excluding the Firm), for whom the Firm provided professional services?	
	If ves	s to any of the above, please explain.	
	,		
12.	Com	pliance:	
	(a)	Is an "approved" list of securities maintained?	Yes 🗌 No 🗌
		Are exceptions allowed and if so, how are they handled?	Yes No No
	(b)	Identify the name, title and years of experience of the person in charge of risk management	Yes No No
		and/or compliance.	
	(c)	Are any risk management and/or compliance activities provided by outside service providers?	Yes No
		If yes, Please explain:	
	(d)	How often is compliance with investment and/or ERISA guidelines monitored?	Yes No
	` '	Thow offer is compliance with investment and/or Enis/(galacimes monitorea.	ies 🗀 ino 🗀
			163 <u>  110  </u>
13.		the firm or any member of the firm who coverage is sought ever:	res No
13.	Has t	the firm or any member of the firm who coverage is sought ever:	
13.		the firm or any member of the firm who coverage is sought ever:  Had a professional license or registration denied, suspended, revoked, nonrenewed or	Yes No No
13.	Has t	the firm or any member of the firm who coverage is sought ever:  Had a professional license or registration denied, suspended, revoked, nonrenewed or restricted?	Yes No No
13.	(a)	the firm or any member of the firm who coverage is sought ever:  Had a professional license or registration denied, suspended, revoked, nonrenewed or restricted?  Been formally reprimanded by any court, administrative or regulatory agency?	Yes No
13.	Has t	the firm or any member of the firm who coverage is sought ever:  Had a professional license or registration denied, suspended, revoked, nonrenewed or restricted?  Been formally reprimanded by any court, administrative or regulatory agency?  Had a complaint filed with any consumer agency, state securities department, insurance	Yes No No
13.	(a)	Had a professional license or registration denied, suspended, revoked, nonrenewed or restricted?  Been formally reprimanded by any court, administrative or regulatory agency?  Had a complaint filed with any consumer agency, state securities department, insurance department or the Applicant's broker-dealer, SEC, NASD, or other regulatory agency?	Yes No
13.	(a) (b) (c)	Had a professional license or registration denied, suspended, revoked, nonrenewed or restricted?  Been formally reprimanded by any court, administrative or regulatory agency?  Had a complaint filed with any consumer agency, state securities department, insurance department or the Applicant's broker-dealer, SEC, NASD, or other regulatory agency?  If yes, please provide a copy of the complaint, response, and final ruling.	Yes No Yes No No Yes No No
13.	(a)	the firm or any member of the firm who coverage is sought ever:  Had a professional license or registration denied, suspended, revoked, nonrenewed or restricted?  Been formally reprimanded by any court, administrative or regulatory agency?  Had a complaint filed with any consumer agency, state securities department, insurance department or the Applicant's broker-dealer, SEC, NASD, or other regulatory agency?  If yes, please provide a copy of the complaint, response, and final ruling.  Been audited by the SEC, NASD, any state securities department, or other licensing or	Yes No Yes No
13.	(a) (b) (c)	Had a professional license or registration denied, suspended, revoked, nonrenewed or restricted?  Been formally reprimanded by any court, administrative or regulatory agency?  Had a complaint filed with any consumer agency, state securities department, insurance department or the Applicant's broker-dealer, SEC, NASD, or other regulatory agency?  If yes, please provide a copy of the complaint, response, and final ruling.	Yes No Yes No No Yes No No

(f) Been cor	nvicted of a felony?				Yes No
If yes, ple	(g) Been involved in or is aware of any fee disputes including suits?  If yes, please list the total number in the past 12 months, the amount in dispute, and the status of litigation.				
(h) Ever had	a trading error loss in e and by whom the loss v		es, provide details incl	uding dates,	Yes No
Provide details to	any question that is an	swered "Yes".			
CLIBANCE AND	LOCS HISTORY				
SURANCE AND					
Provide your firm	n's recent insurance hist	ory below:			
	Insurance Company	Limits Per Claim/Aggregate	Policy Period (Month/Day/Year)	Deductible	Annual Premium
Current Year					
Previous Year 1					
Previous Year 2					
Previous Year 3					
Previous Year 4					
If requesting pri	tly insured for professio  If there is no retro- or acts coverage you we documenting the expi rent retroactive covera	active date, please ch ill be asked upon bin ring retroactive date	neck here.   ding coverage to prove and limits. Prior acts	ide a copy of you	ur current insurance ot be available if the
Are you being canceled or non-renewed by your current professional liability carrier?  Yes No I					
Requested Limits: \$\begin{array}{c} \$100,000/\\$300,000 & \$500,000/\\$500,000 & \$1,000,000/\\$1,000,000 & \$\\ \$2,000,000/\\$2,000,000 & Other \$\\ \end{array}\$					
Requested Dedu	ctible (Per Claim):	]\$5,000	00	Other	
claim or suit eve	h each person as appro r been made against the Firm or predecessor firm	Firm or any predece		-	Yes No No

If "Yes," how many?	Please complete a separate Supplemental Claim Form	
for each claim or suit and incl	ude a currently valued loss run for each claim.	
• • •	as appropriate, do you, or any of your partners, officers, of any circumstances, acts, errors, omissions, or any allegations that could result in a claim?	Yes No No
· · · · · · · · · · · · · · · · · · ·	If "Yes," please complete a separate Supplemental claim and provide as much details as possible.	

## Please attach the most recent form of the following:

- (1) Form ADV Part I
- (2) Form ADV Part II
- (3) A sample contract for all professional services provided.
- (4) A copy of any written SEC or other regulatory audits performed in the last three years and the Applicant's written response.
- (5) Financial Statements

## FRAUD WARNING

NOTICE TO ALABAMA, ALASKA, ARIZONA, ARKANSAS, CALIFORNIA, CONNECTICUT, DELAWARE, GEORGIA, IDAHO, ILLINOIS, INDIANA, IOWA, KANSAS, MARYLAND, MASSACHUSETTS, MICHIGAN, MINNESOTA, MISSISSIPPI, MISSOURI, MONTANA, NEBRASKA, NEVADA, NEW HAMPSHIRE, NORTH CAROLINA, NORTH DAKOTA, OREGON, RHODE ISLAND, SOUTH CAROLINA, SOUTH DAKOTA, TEXAS, UTAH, VERMONT, WASHINGTON, WEST VIRGINIA, WISCONSIN, AND WYOMING APPLICANTS: In some states, 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, for the purpose of misleading, conceals information concerning any fact material thereto, may commit a fraudulent insurance act which is a crime in many states.

**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 policyholder or claiming with regard to a settlement or award payable for insurance proceeds shall be reported to the Colorado Division of Insurance within the Department of Regulatory Agencies.

**NOTICE 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.

**NOTICE TO FLORIDA APPLICANTS**: Any person who knowingly and with intent to injure, defraud or deceive any insurance company files a statement of claim containing any false, incomplete or misleading information is guilty of a felony of the third degree.

**NOTICE TO HAWAII APPLICANTS:** For your protection, Hawaii law requires you to be informed that presenting a fraudulent claim for payment of a loss or benefit is a crime punishable by fines or imprisonment, or both.

**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 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.

**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 denial of insurance benefits.

**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 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.



**NOTICE TO NEW YORK APPLICANTS:** Any person who knowingly and with intent to defraud an 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 \$5,000 and the stated value of the claim for each such violation.

**NOTICE TO OHIO APPLICANTS**: Any person who, with intent to defraud or knowing that he/she 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: WARNING:** Any person who knowingly, and with intent to injure, defraud or deceive any insurer, makes a any claim for the proceeds of an insurance policy containing any false, incomplete or misleading information is guilty of a felony.

**NOTICE 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 a 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 the person to criminal and civil penalties.

**NOTICE 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.

**NOTICE 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.

The Applicant acknowledges that the answers provided herein are based on a reasonable inquiry and/or investigation. The Applicant warrants that the above statements and particulars together with any attached or appended documents are true and complete and do not misrepresent, misstate or omit any material facts.

The Applicant agrees to notify us of any material changes in the answers to the questions on this questionnaire which may arise prior to the effective date of any policy issued pursuant to this questionnaire and the Applicant understands that any outstanding quotations may be modified or withdrawn based upon such changes at our sole discretion.

Completion of this form does not bind coverage. Applicant's acceptance of the company's quotation is required prior to binding coverage and policy issuance.

All written statements and materials furnished to the company in conjunction with this application are hereby incorporated by reference into this application and made a part of this application.

Applicant:	Title:	
(Must be signed by a Principal, Partner	, or Officer of the Firm)	
Applicant's Signature:	Date:	
Agent/Broker Name		





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## PROFESSIONAL LIABILITY SUPPLEMENTAL CLAIM APPLICATION

- This form is to be completed when the Applicant has been involved in any claim or is aware of an incident which may give rise to a claim. COMPLETE ONE FORM FOR EACH CLAIM OR INCIDENT.
- If space is insufficient to answer any questions fully, attach a separate sheet.
- In lieu of attaching suit papers, please provide a complete narrative description of the allegations involved

<u>AP</u>	APPLICANT'S INFORMATION				
1.	Full Name of Applicant:				
2.	Full Name of Individual(s) or entity involved in the claim:				
3.	Additional defendants				
4.	. Full Name of Claimant:				
5.	Indicate whether:   CLAIM  SUIT  Incident/Circumstance Only (no claim or suit)				
6.	6. Date and location of alleged act, error or omission:				
7.	7. Date of claim: Date reported to Insurance Company:				
8.	What is the status of the claim? Closed/Settled Open/Pending Incident/Circumstance				
9.	9. IF CLOSED:  Total paid including deductible(s)? Responses such as "unknown" or "unavailable" are insufficient.				
	Defense costs Loss/compensatory damages				
	Paid by you-out of pocket \$ \$				
	Insurance Company \$ \$				
	Date Resolved:/ Trial Out of Court				
10. IF PENDING:					
	(a) Claimant's settlement demand? \$ Defendant's settlement offer (if any): \$				
	(b) Insurer's reserve amounts? Loss \$ Defense \$ By the insurer? \$ By the insurer? \$ By the insurer?				
	(c) Amounts already spent defending the claim? By you? \$ By the insurer? \$				
	(d) What is your best estimate of the likely settlement amount for this matter? \$				
	(e) What is your best estimate of the date when you expect this claim to be resolved?				
	Note: Answering "unknown" or "unavailable" to the above questions is an insufficient response.				
11. Name(s) of Insurer(s) responding to this claim or incident					
	Policy Number:				

2.	Provide narrative description of suit, claim or inciand your response:	ident, including the allegations involved, the potential size of injury	
.3.	Explain what action(s) have been taken to prever	nt reoccurrence of a similar claim:	
	I declare that the information submitted herein is true to the best of my knowledge and becomes a part of my Professional Liability Application. I understand that an incorrect or incomplete statement could void my protection.		
	Signature of Applicant/Title/Date	(Must be signed by a Principal, Partner or Officer of the Firm)	