

Aircraft Products Liability Insurance Application



PRODUCER: _____
 ADDRESS: _____
 CITY: _____ STATE: _____ ZIP _____
 PHONE: _____ FAX: _____

1. Named Insured: _____

2. Address: _____

3. Is the applicant a subsidiary of another organization? Yes No If Yes, provide name and address: _____

4. Does the applicant own or control any subsidiary corporation(s)? Yes No If Yes, provide names & addresses of all subsidiaries: _____

5. Sales Information	Estimated Sales Next <u>12 Months</u>	Actual Sales Previous <u>12 Months</u>
<u>Non-Military Aircraft Products:</u>		
Fixed Wing - Piston Aircraft:	_____	_____
Fixed Wing - Turbine Aircraft:	_____	_____
Helicopter:	_____	_____
Other:	_____	_____
TOTALS:	_____	_____
 <u>Military Aircraft Products:</u>		
Missiles & Spacecraft (exclude Space Shuttle):	_____	_____
Helicopter:	_____	_____
Space Shuttle:	_____	_____
All Others:	_____	_____
TOTALS:	_____	_____
GRAND TOTAL:	_____	_____

6. Policy Period:
 Effective Date: 12:01 A.M. _____, 20 _____ standard time at the address of the Named Insured.

7. Limits of Liability:
 Products (BI) & (PD): \$ _____ Aggregate
 Grounding: \$ _____ Aggregate

8. Describe the aircraft products manufactured or sold by the Named Insured or its subsidiaries (submit brochures or other similar material, if available), and specify the AIRCRAFT AND AIRCRAFT SYSTEMS in which products are used. _____

9. How many years have you operated under your present business name? _____
10. Describe the terms of any basic or extended warranties provided for the aircraft products that you manufacture. Submit samples copies if available. _____

11. Names of key customers to whom your aircraft products are sold: _____

12. Describe testing and engineering controls used to maintain quality control of aircraft products: _____

13. Do you manufacture the entire product? Yes No If No, describe component part(s) sourced from others.

14. Do you fully assemble the product? Yes No If No, describe assembly services sourced from others. _____

15. Do you maintain and/or service your products? Yes No If Yes, attach full details including copy of your standard written service contract and receipts from this source. _____

16. Are any of your aircraft products flammable, explosive, toxic or otherwise hazardous? Yes No If Yes, attach details.

17. Have you ever been sued or has any claim ever been made against you in connection with any of your aircraft products, whether or not such products are subject of this application? Yes No If Yes, provide the details and status such of claim or suit whether pending or resolved. If resolved, explain manner of such resolution. _____

18. Are you aware of any incident, occurrence or circumstance involving any of the products described on this application which is likely to result in a claim against you? Yes No If Yes, provide details _____

19. Have any of your aircraft products ever been subject to any inquiry or investigation by any Government Agency concerning their operation, use, adequacy of labeling, hazardous contents or safety? Yes No If Yes, set forth full details and results of such inquiry. _____

20. Have any of your aircraft products ever been withdrawn from the market either voluntarily by you or by order of any Government Authority? Yes No If Yes, provide full details. _____

21. Did you discontinue the manufacture of any aircraft product during the past 5 years? Yes No If Yes, attach explanation and sales for such products by year. _____

22. Are you planning to manufacture or market any new aircraft products during the next 12 months? Yes No If Yes, provide full details. _____

23. Have you carried Products Liability insurance in the past? Yes No If Yes, provide the insurer name, policy number and limits for coverage carried during the past 2 years. _____

24. Has any insurer cancelled, declined or refused to renew your Products Liability insurance? Yes No If Yes, provide details: _____

25. Attach your most recent Annual Report. If not available, please state reason: _____

The applicant warrants and agrees that the above answers, including attachments are in all respect true and shall be deemed material and made to induce the company to issue a policy; that the company will reply on the same when issuing a policy and that all pertinent information has been fully disclosed. Applicant understands that submission of this information creates no obligation on the part of the company to provide insurance either on the basis requested or on any other basis. **FRAUD WARNING:** 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 and subjects such person to criminal and civil penalties.

Applicant's Signature: _____ **Date:** _____

This Application does not commit the Company to any liability nor make the Applicant liable for any premium unless the Company agrees to bind this insurance.

FRAUD NOTICE

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.

STATE SPECIFIC PROVISIONS

Arkansas	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.
Colorado	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 for insurance proceeds shall be reported to the Colorado Division of Insurance within the Department of Regulatory Agencies.
District of Columbia	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.
Florida	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.
Hawaii	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.
Kentucky	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.
Louisiana	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.
Maine	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.
Maryland	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.
New Jersey	Any person who includes any false or misleading information on an application for an insurance policy is subject to criminal and civil penalties.
New Mexico	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.

New York

All commercial insurance forms, except as provided for automobile insurance: 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.

Automobile insurance forms: Any person who knowingly makes or knowingly assists, abets, solicits or conspires with another to make a false report of the theft, destruction, damage or conversion of any motor vehicle to a law enforcement agency, the department of motor vehicles or an insurance company, 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 value of the subject motor vehicle or stated claim for each violation.

Fire Insurance: Any person who knowingly and with intent to defraud any insurance company or other person files an application for insurance containing any false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime. The proposed insured affirms that the foregoing information is true and agrees that these applications shall constitute a part of any policy issued whether attached or not and that any willful concealment or misrepresentation of a material fact or circumstances shall be grounds to rescind the insurance policy.

Ohio 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 **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 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.

In order for us to deny a claim on the basis of misstatements, misrepresentations, omissions or concealments on your part, we must show that:

- A. The misinformation is material to the content of the policy;
- B. We relied upon the misinformation; and
- C. The information was either:
 - 1. Material to the risk assumed by us; or
 - 2. Provided fraudulently.

For remedies other than the denial of a claim, misstatements, misrepresentations, omissions or concealments on your part must either be fraudulent or material to our interests.

With regard to fire insurance, in order to trigger the right to remedy, material misrepresentations must be willful or intentional.

Misstatements, misrepresentations, omissions or concealments on your part are not fraudulent unless they are made with the intent to knowingly defraud.

Pennsylvania

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.

Auto: Any person who knowingly and with intent to injure or defraud any insurer files an application or claim containing any false, incomplete or misleading information shall, upon conviction, be subject to imprisonment for up to seven years and the payment of a fine of up to \$15,000.

Puerto Rico	Any person who knowingly and with the intention to defraud includes false information in an application for insurance or file, assist or abet in the filing of a fraudulent claim to obtain payment of a loss or other benefit, or files more than one claim for the same loss or damage, commits a felony and if found guilty shall be punished for each violation with a fine of no less than five thousands dollars (\$5,000), not to exceed ten thousands dollars (\$10,000); or imprisoned for a fixed term of three (3) years, or both. If aggravating circumstances exist, the fixed jail term may be increased to a maximum of five (5) years; and if mitigating circumstances are present, the jail term may be reduced to a minimum of two (2) years.
Rhode Island	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.
Tennessee	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.
Virginia	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.
Washington	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.
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.