



ProductionInsurance.com

A Service of Supple-Merrill &amp; Driscoll, Inc.

Home | Client Services | Claims | Contact Us

Friday, June 3, 2011

**Multimedia Production E&O (Occurrence Basis) Application Instructions**

1. Please complete and submit this online application for a free, no-obligation quote.
2. Please be sure to provide all required information in order to receive a quotation.

 This is a secure application. Strong cryptography is implemented via the Secure Sockets Layer protocol. Our [Privacy Policy](#).



Program Information  
Paper Application (Optional)

(\* indicates required information, ? will describe coverage in a new window)

**Applicant Information**

Name of Company / Organization:

Entity:\*

&lt; select &gt;

Full Name of Contact:\*

&lt; select &gt; Number:\*

Fax:

Street Address:\*

City, State:\*

&lt; select state &gt;

Zip/Postal Code:\*

Email:\*

We will never rent, sell, or share your email address.

Website:

Referer:

**Insurance Agents/Brokers** (Skip If None)

Name of Agency/Brokerage:

Name of Agent/Broker:

Agency/Broker License Number:

Email of Agent/Broker:

**General**

1. Does the production involve any of the following: animation, pornographic materials, ride alongs, hidden cameras, pranks and consumer voting?\*

 Yes  No

2. Will you be using a clearance attorney with at least 5 years of relevant media law experience?\*

 Yes  No**Prior Details**

Operations:\*

&lt; select &gt;

Description of Operations:\*

Number of Employees:\*

**Insurance History**

1. Any insurance declined, cancelled or non-renewed that provided the same or similar coverage as the insurance sought?\*

(Not applicable in MO)

 Yes  No

2. Any prior coverage?\*

If Yes, please provide explain.

 Yes  No

3. Are You aware of any claims or legal proceedings made or commenced against You or any of Your officers, members, or partners within the last five (5) years for: (1) invasion of privacy or false light; (2) IP Infringement; (3) defamation; or (4) breach of contract arising out of the alleged submission of any ideas, story line, or script?\*

If Yes, please provide Policy Type, Carrier, Policy #, Expiration and Premium above.

 Yes  No

### Clearance Procedures

1. Have you obtained a title report from a recognized agency?\*

 Yes  No

2. Is the name or likeness of any actual living person used, portrayed or identifiable in the Named Production?\*

 Yes  No

- a. If Yes, will necessary permissions be obtained prior to first airing, distribution or public display of the production?

 Yes  No

3. Is the name or likeness of any actual deceased person used, portrayed or identifiable in the Named Production?\*

 Yes  No

- a. If Yes, will necessary permissions be obtained from personal representatives, heirs or estates prior to first airing, distribution, or public display of the production?

 Yes  No

4. Is the production based on an underlying work?\*

 Yes  No**If Yes:**

- a. Have copyright reports been obtained?
- b. Are there any ambiguities, gaps or problems in the chain of title?
- c. Has the chain of title of all works on which the production is based been thoroughly investigated and cleared back to the original copyright owners to determine that all grants or transfers in the chain of title permit you to assign or sublicense the material as incorporated in your production?

 Yes  No

- i. Has your attorney confirmed that they are satisfied you can safely proceed with your exploitation of the work?
- b. Has any similar format or similar material been submitted to you at any time?

 Yes  No Yes  No Yes  No

### Licenses, Releases, Consents

1. Have you obtained from all writers and other content providers to the production, written warranties that the content with which they provide you does not infringe the rights of any third party and have you obtained an indemnity for any breach of this warranty?\*

 Yes  No

2. Have you obtained a written agreement from all performers or persons appearing in your production consenting to their appearance?\*

 Yes  No

3. Will film clips, TV clips or photographs be used in the production?\*

 Yes  No**If Yes:**

- a. Have all licenses and consents been obtained from the copyright owner without restriction and are you authorized to assign or sublicense the licensed materials as incorporated in your production?
- b. Do you have the authorization of any person or entity depicted in the film clip, TV clip or photograph to use their depiction in your production and to assign or sublicense that depiction in your production?

 Yes  No Yes  No Yes  No Yes  No

4. Have the following musical rights been obtained from the composer and/or performers of specially commissioned music and/or cleared with the owners of pre-existing music and/or recordings:\*

- Recording and synchronization
- Performing rights?
- Right to distribute for all forms of distribution contemplated (home video, etc.)

Yes  No

5. Have you or any of your agents been unable to obtain or been refused an agreement or release after having:\*

- Negotiated for any rights in literary, musical or other materials?
- Negotiated for release from any persons in respect of any material incorporated in the production?

Yes  No

### Merchandising

1. Is coverage desired for Merchandising for this Production?\*

Yes:

Yes  No

- a. Have all necessary consents and licenses been obtained in respect of any associated merchandising?
- b. Will appropriate trademark or other searches be made before merchandising characters or other matter that might be subject to trademark, unfair competition or similar claims?

Yes  No

Yes  No

### Legal Procedures

1. Have you suffered any loss or has any claim, whether successful or not, ever been made against you that would be covered by this insurance?\*

Yes  No

If Yes, please provide details below including the date of each claim or loss, the amount of the claim and any remedial action taken.

2. Are you aware of any problem which is likely to lead to you suffering a loss or a claim being made against you that would be covered by this insurance?\*

Yes  No

If Yes, please provide details of each problem above.

3. It is understood and agreed that with respect to the above questions if such knowledge of information exists, any claim or action arising there from is excluded from this proposed coverage.\*

Yes  No

### Production Title and Type

Title:\*

Production Type:\*

< select production type >

Nature of Production:\*

< select nature of production >

Synopsis:\*

Input a brief description of the content.

### Type of Work

Type of Work:\*

< select type of work >

### Details of the Production

Total Budget:\*

Running Time:\*

minutes

Number of Episodes and Length (series):\*

episodes of

None

each

Number of Weeks (series):\*

Initial Release or Air Date:\*



**Distribution Territory**

Local	90% of distribution within <b>local area</b> (population less than 100,000).
Metro	90% of distribution within <b>larger metro area</b> (population 100,000 or greater).
Regional	90% of distribution within <b>2 to 6 states</b> .
National	90% of distribution within the <b>nation</b> .
International	Greater than 10% of distribution <b>outside the nation</b> .

**Release Medium**

How will the production be released?\*  
Select all that apply

Cable/Satellite/Wireless

DVD/Videotape

Will there be bonus material?  Yes  No

Will bonus material use same clearance procedures as the rest of the production?  Yes  No

Internet

Radio

Television

Theatrical Release

Theatrical Stage

Other

Please Explain:

**Production Personnel****Executive Producer**

First Name:\*

Last Name:\*

**Producer**

First Name:\*

Last Name:\*

**Script Writer**

First Name:\*

Last Name:\*

**Legal Information**

Do you utilize a media attorney?\*

Yes  No

Firm Name:

Attorney Name:

Street:

City:

Country:

City, State:

Zip:

Phone:

Fax:

Email:

Have you and your attorney read and agreed to exercise due diligence to insure that the 'Clearance Procedures' attached are followed?\*  
View Clearance Procedures

Yes  No

**Additional Insureds**

The Additional Insureds is used to capture the distributors, broadcasters, investors, talent and other entities required to be named as additional insured under the policy. Certificates of insurance can be issued for the additional interests scheduled. Please note that the policy holder should not

be scheduled as an additional interest.

Please include complete name and address for each Additional Insured:

## Coverage Options

Effective Date:\*

Policy Term 1 Year

Per Claim / Aggregate:\*

1,000,000 / 1,000,000

Retention:\*

10,000

Coverage Basis:\*

The Coverage Basis may be selected as either occurrence or claims made (depending on the program and state jurisdiction). In addition, certain programs may allow for Rights Period Endorsement (availability would be indicated inside the coverage dropdown).

< select coverage basis below >

Title Coverage:

Title coverage may be included if a title search report is provided and approved by the insurance company.

Excluded

Additional Insured Endorsement:\*

Excluded

Worldwide Coverage Territory:

Included

## Notes

### Terms and Conditions

Please carefully review the Terms and Conditions below:

- The terms specified herein are only an indication of coverage.
- Please read all exclusions indicated on quotation.
- The quotation received is not binding on the Insurer in any way.
- By clicking 'Submit Application' you are *not* agreeing to purchase coverage. Via email, you will receive a free, no-obligation insurance quotation.
- Any person who knowingly and with intent to defraud any insurance company or another 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 the person to criminal and (NY: substantial) civil penalties. (Not applicable in CO, HI, NE, OH, OK, OR, VT). In DC, LA, ME, TN and VA, insurance benefits may also be denied.
- Please note that once coverage is bound, the policy cannot be cancelled.

Type your name below, to indicate that you have read and accepted the Terms and Conditions above:

Submit Application

[Home](#) | [About Us](#) | [Client Services](#) | [Sitemap](#) | [Claims](#) | [Blog](#) | [Contact Us](#)  
[Productions](#) | [Entertainment Services](#) | [Events](#) | [Floaters](#) | [Errors & Omissions](#) | [Instant Quotes](#)

ProductionInsurance.com is the entertainment division of Supple-Merrill & Driscoll, Inc. California License 0517777.  
 Copyright © 1999-2011. All rights reserved. [Terms of Use](#) | [Privacy Policy](#)

