

# **Professional Liability Application**

This application must be completed by the licensed broker or designee on behalf of the firm and signed by an owner, officer or principal of the firm.

#### 858.618.1648 | cresinsurance.com

# **Named Insured Information**

Named Insured:	License Number:		
Address, if Changed:	City:	State:	ZIP:
Mailing Address, if Changed:	City:	State:	ZIP:
Staff Size (both licensed and unlicensed): Full Time:	Part Time/Inactive (less the second seco	nan \$20K annual inco	me):

# **Underwriting Questions**

#### Consider You or Any of Your Staff to Whom This Insurance Would Apply

🗌 Yes 🗌 No	Do you have any claims made during the past five years that have not been reported to CRES? ( <b>If yes, provide details.</b> )
🗌 Yes 🗌 No	Are you aware of any subpoena, request for records, complaint or demand, whether verbal or written, where you/your firm provided professional services? ( <b>If yes, provide details.</b> )
🗌 Yes 🗌 No	Have you had your license revoked, been investigated or been subject to any disciplinary action by any licensing board or other regulatory body during the past five years?

# **Professional Services Questions**

#### Consider You or Any of Your Staff to Whom This Insurance Would Apply

🗌 Yes	🗌 No	Have you had any material changes to your business in the past or projected 12 months? (If yes, provide details.)
🗌 Yes	🗌 No	Has your gross revenue or total transaction count fluctuated more than 15% in the past 12 months?
🗌 Yes	🗌 No	Do you anticipate a fluctuation in your gross revenue or total transaction count of more than 15% in the coming 12 months?
🗌 Yes	🗌 No	Does more than 25% of your total revenue come from a single client?
🗌 Yes	🗌 No	Have you been involved in, or are you considering getting involved in, wholesale real estate transactions? ( <b>If yes, provide details.</b> )

# **Professional Services Information**

#### Select the Activities for Which You Desire Coverage

Select all activities for which you desire coverage — activities you have done in the past, are currently doing or plan to be active in for the coming 12 months. Coverage will not extend to activities not selected. Provide the gross revenue breakdown of the past and future activities you would like to cover. Gross revenues are defined as all fees and commissions **before** expenses.

Activity	Past 12	Months	Projected Next 12 Months		
Desired Coverage Selection	Gross Revenue	Total Transaction Count dual as two	Projected Gross Revenue	Total Transaction Count dual as two	
Real Estate Sales					
One to Four Residential Units <sup>1</sup> Includes Broker Held Escrow, Broker Price Opinions and Referrals	\$		\$		
☐ Five or More Residential Units <sup>2</sup>	\$		\$		
☐ Office, Warehouse, Non-Anchor Retail <sup>2</sup>	\$		\$		
☐ Raw, Vacant or Partially Developed Land <sup>3</sup>	\$		\$		
Property Management					
□ One to Four Residential Units <sup>4*</sup>	\$		\$		
☐ Five or More Residential Units <sup>4*</sup>	\$		\$		
☐ Commercial <sup>5</sup>	\$		\$		
Seasonal/Vacation Units	\$		\$		
☐ HOA/Community Management <sup>6</sup>	\$		\$		
Leasing					
One to Four Residential Units	\$		\$		
☐ Five or More Residential Units <sup>4*</sup>	\$		\$		
☐ Commercial <sup>5</sup>	\$		\$		
Miscellaneous		•			
Residential Mortgage Brokering**	\$		\$		
Residential Mortgage Banking***	\$		\$		
☐ Third-Party Escrow <sup>7****</sup> (License Number:)	\$		\$		
Real Estate Counseling/Consulting (Describe:)	\$		\$		
□ Residential Real Estate Appraisal <sup>8</sup>	\$		\$		
Business Brokerage/Opportunities <sup>9</sup>	\$		\$		
☐ Auctioneering of Real Property <sup>10</sup>	\$		\$		
Transaction Coordination	\$		\$		
Other (Describe:)	\$		\$		
Other (Describe:)	\$		\$		

#### <sup>1-10</sup> Complete the appropriate sections with additional information for all applicable activities.

\* Property management coverage requires an approved property management agreement (executed document detailing scope of services and landlord/owner indemnity and defense provision).

- \*\* Mortgage brokering does **not** provide coverage for underwriting duties, servicing loans, commercial, reverse mortgages, soliciting/using own capital, loans funded without prior commitment.
- \*\*\* Mortgage banking does **not** provide coverage for loans held longer than nine months.
- \*\*\*\* Third-party escrow is strictly limited to real property escrow for residential property.

## <sup>1</sup>Residential Real Estate Details

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One to	Four	Residential	Units
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Average	Resident	al Sales Price in the Past 12 Months: \$
Top Thre	e Reside	ntial Sales Prices in the Past 12 Months: \$\$\$
Highest S	Sales Pric	e in the Past 12 Months (if no sales, projected top deal): 🗌 Less than \$1M 🔲 \$1M–\$5M 🔲 Greater than \$5M
Percent of	of Closing	s Utilizing a Home Warranty:% Utilizing a Transaction Coordinator ( <i>someone other than the broker</i> ):%
Conside	r You or	Any of Your Staff to Whom This Insurance Would Apply
🗌 Yes	🗌 No	Do you represent both sides of a single transaction (same person <b>or</b> different persons within your agency) more than 25%?
🗌 Yes	🗌 No	Are more than 25% of your real estate services for properties owned by an agent or direct relative?
🗌 Yes	🗌 No	Are you engaged in flipping properties (flipping refers to buying, rehabbing and reselling within a short amount of time)?
		If yes, how many in the past 12 months?
🗌 Yes	🗌 No	Do you have ownership interest and/or a relationship with any developer, builder or construction company? (If yes,

#### <sup>2</sup>Commercial Real Estate Details

provide details.)

Office, Warehouse, Non-Anchor Retail, Mixed-Use and Five or More Unit Residential

Average Commercial Sales Price in the Past 12 Months:

Top Three Commercial Sales Prices and Descriptions in the Past 12 Months:

\$ Description:
\$ Description:
\$ Description:

Consider You or Any of Your Staff to Whom This Insurance Would Apply

Yes No Do you sell or anticipate selling apartment buildings that exceed 30 units, industrial/manufacturing, anchor retail, entitlement operations, research and development? (**If yes, provide details.**)

#### <sup>3</sup> Land Details | Raw, Vacant or Partially Developed

Consider You or Any of Your Staff to Whom This Insurance Would Apply

Yes No Did you have any transaction of raw/vacant land greater than 50 acres in the past 12 months?

Yes No Did you have any transaction of raw/vacant land with cost per acre greater than \$50K in the past 12 months?

If Either Answer Is  $\boldsymbol{Yes},$  Provide Top Land Sales Price, Type and Acreage:

\$	_ Туре:	_ Acreage:
APN/Address:		

## <sup>4</sup> Property Management/Leasing Details

Years of Property Management Experience: \_\_\_\_\_ Property Management Designations Held: \_\_\_\_\_

If average years of experience for all staff handling property management services is less than three years, what oversight and training is provided to staff with less experience?

Total Number of Units Managed: \_\_\_\_\_\_ Of units managed, how many tenants are over 30 days past due on rent? \_\_\_\_\_

#### Consider You or Any of Your Staff to Whom This Insurance Would Apply

🗌 Yes	🗌 No	Are any leased or managed properties owned (in part or full) by an insured?
🗌 Yes	🗌 No	Where applicable, are all managed properties in full compliance for persons with a physical handicap?
🗌 Yes	🗌 No	Is proof of liability insurance obtained from owner of all units managed?
☐ Yes	🗌 No	Other than standard cosmetic changes for the purpose of tenant turnover, do you/your firm manage or implement construction, renovation or reconstruction projects on the properties managed?
🗌 Yes	🗌 No	Is more than 25% of your property management income from units financed by Housing and Urban Development (HUD) or any government-subsidized housing program?
🗌 Yes	🗌 No	In the last five years, has any claim, suit, inquiry, complaint, notice of charge or notice of hearing related to the coverage applied for been made or brought against the applicant or any entity or person proposed for this insurance? These include, but are not limited to, actions involving errors and omissions, discrimination or harassment, Fair Housing Act violations or wrongful eviction/personal injury.
🗌 Yes	🗌 No	Do you manage/lease buildings that exceed 30 units?

## <sup>5</sup> Commercial Property Management/Leasing Details

Consider You or Any of Your Staff to Whom This Insurance Would Apply

□ Yes □ No Do you manage/lease industrial/manufacturing, anchor retail, entitlement operations or research and development?

## <sup>6</sup> HOA/Community Management Details

Consider You or Any of Your Staff to Whom This Insurance Would Apply

- Yes □ No Do you manage any community or home owners associations with greater than 30 units or associations less than 10 vears old?
- □ Yes □ No Are any of you on a HOA or community association that's being managed?

#### <sup>7</sup> Third-Party Real Property Escrow Details

#### Consider You or Any of Your Staff to Whom This Insurance Would Apply

🗌 Yes	🗌 No	Do you have a fidelity bond in place to match the average earnest money deposit? (Required)
🗌 Yes	🗌 No	Do you utilize a "mobile app" to electronically communicate the status of your escrow to the buyer and seller?
🗌 Yes	🗌 No	Are you SOC I or SOC II complaint? (If yes, skip the remaining escrow questions.)
🗌 Yes	🗌 No	Do you require written contract/instruction for each closing?
🗌 Yes	🗌 No	Do you require and document signatures on any changes to standard instruction?
🗌 Yes	🗌 No	Do you require verbal communication on any changes to standard instruction?
🗌 Yes	🗌 No	Do you have a regular audit conducted by an independent CPA firm?
🗌 Yes	🗌 No	Do you have your records audited by a title underwriter?
🗌 Yes	🗌 No	Do you require "good funds" (direct wire, cashier's check or certified check) for each closing?

## <sup>8</sup> Appraisal Details

One to Four Residential Units				
🗌 Yes 🔲 No	Do you provide appraisals in states where you <b>do not</b> hold a valid license?			
🗌 Yes 🔲 No	Are you currently blacklisted or subject to 100% review with any GSE (i.e., Fannie Mae, Freddie Mac), AMC or financial institution?			
🗌 Yes 🔲 No	Is your desk review income greater than 10% of your appraisal income?			

# <sup>9</sup>Business Brokerage/Opportunity Details

Top Thre	e Sales	Prices and Type of Business in the Past 12 Montl	ns:			
\$		Туре:		Building Included:	🗌 Yes	🗌 No
\$ <u></u>		Туре:		Building Included:	🗌 Yes	🗌 No
\$		Туре:		Building Included:	🗌 Yes	🗌 No
What typ	e(s) of b	isiness brokerage do you anticipate in the coming	g 12 months?			
🗌 Yes	🗌 No	Do you have dedicated agents for business bro	kerage activities?			
		If Yes: Who?		License Numbe	er:	
		Years of Experience:	Number of Deals in Past	Five Years:		
				(specific	to busines:	s brokerage)
<sup>10</sup> Auctio	oneerir	g of Real Property Details				
🗌 Yes	🗌 No	Do you have at least five years of auctioneering	experience? (Required)			

**Note:** Early cancellations are subject to minimum earned premium as stated on your proposal and/or a short rate charge of 10%. Per transaction policies are subject to a service charge for late payments up to \$15.

This application is for quotation purposes only and does not bind the company to issue insurance.

Name:	Title:			
Signature:	Date:	1	1	