

Patent/Copyright/Trademark – Supplemental Application For Lawyers Professional Liability Insurance Policy



AMERICAN ZURICH INSURANCE COMPANY

**THIS APPLICATION IS FOR A CLAIMS-MADE AND REPORTED POLICY.
IF ISSUED, PLEASE READ YOUR POLICY CAREFULLY.**

Name of Applicant: _____

This document is part of the application for Lawyers Professional Liability Insurance Policy. Answer all questions. If space is insufficient to answer any question fully, attach a separate sheet.

Please provide a breakdown of your firm's Patent/Copyright/Trademark practice by indicating the percentage of billable hours to each area listed in the chart below.

| AREAS OF PRACTICE | | | |
|--|---|--|----------|
| Intellectual Property Litigation | % | Patent Searches/Patent Applications | % |
| Patent Infringement Counseling | % | Domestic Trademark Registration & Prosecution | % |
| Domestic Intellectual Property Licensing | % | Foreign Trademark Registration & Prosecution | % |
| Foreign Intellectual Property Licensing | % | Copyright Registration | % |
| Domestic Patent Prosecution | % | Expert Testimony in Intellectual Property Litigation | % |
| Foreign Patent Prosecution | % | | |
| Validity & Infringement / Non-Infringement Opinions/Counseling | % | Other – Please describe on a separate sheet of paper (must not include above areas). | % |
| TOTAL (must equal 100%) | | | % |

RECENT EXPERIENCE OF THE APPLICANT'S INTELLECTUAL PROPERTY LAWYERS

Please complete the schedule below for all lawyers of your firm who practice in the areas indicated in the chart above. Attach a separate sheet, if necessary.

| Attorney Name | # of Years Experience | % of Time Devoted to Patent | % of Time Devoted to Copyright | % of Time Devoted to Trademark |
|---------------|-----------------------|-----------------------------|--------------------------------|--------------------------------|
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TECHNICAL AREAS OF SPECIALIZATION

1. Please indicate the estimated percentage of your firm's clients with patent/copyright/trademark in the following areas:

| | |
|---|---|
| Chemical | % |
| Electronics/Computers/Semiconductors/Software | % |
| Pharmaceuticals/Biotechnology | % |
| Mechanical/Industrial | % |

2. Does your firm represent any corporate clients having annual sales in excess of \$5 million? Yes No
If YES, please provide the name of each client and the length of time represented (in years) on a separate sheet.

PATENT SEARCHES

3. Is it the policy and practice of the firm to memorialize an agreement with a client to conduct a patent search? Yes No
4. When undertaking a patent search, is it the policy and practice of the firm to set forth in an agreement letter the nature, scope and limitations of a proposed patent search? Yes No
5. Does the firm engage the services of third parties to carry out patent searches? Yes No
If YES, attach a separate sheet indicating how frequently and under what circumstances?
6. Is it the policy and practice of the firm to memorialize the results of a patent search in a written opinion letter? Yes No
7. Does the firm in lieu of money accept an equity interest in a client's invention? Yes No

PATENT SEARCHES cont'd...

- 8. Does the firm specialize in prosecuting patents and/or providing an opinion to third parties regarding the validity of, or non-infringement of, its client's patent? Yes No

- 9. If the firm only specializes in prosecuting patents or providing an opinion, do its retainer agreements clearly identify this limitation? (scope of retention) Yes No

- 10. Are all opinions provided in writing? Yes No

- 11. Does the firm have any external oversight? Yes No

- 12. Does the firm represent clients filing or prosecuting patents within the same industry?
If YES, on a separate sheet, indicate what practices and procedures does the firm implement to ensure that Rule 56 disclosures for one client do not impinge upon the confidences and secrets of the other client and what steps are taken to eliminate the possibility that one client's patent is not adversely impacted by another? Yes No

- 13. Do any members of the firm have a special license for practicing patent law?
If YES, please list the special license(s): Yes No

The applicant represents that the above statements are true and correct to the best of his or her knowledge and that no material or relevant facts have been suppressed or misstated and agree that the policy, if issued, will be issued on the reliance of such representations.

Applicant acknowledges a continuing obligation to report to us as soon as practicable any material changes in the facts or statements above, and in each supplementary application, which applicant becomes aware after signing the application.

Notice to Applicants: **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 false information or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime in certain jurisdictions.**

Completion of this form does not bind coverage. Applicant's acceptance of company's quotation is required prior to binding coverage and policy issuance. It is agreed that this application shall be the basis of the contract of insurance should a policy be issued and it will be attached to the policy.

Signature: _____ Date: _____
Principal, Partner or President

Print Name: _____ Title: _____

Signature: _____ Date: _____
Agent