

**APPLICATION FOR TRUCK BROKER INSURANCE**

Proposed Effective Date: \_\_\_\_\_

**I. APPLICATION INFORMATION**

Full Legal Name & DBA if any: \_\_\_\_\_  
 Mailing Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Physical Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Phone: \_\_\_\_\_ Email: \_\_\_\_\_ Website: www. \_\_\_\_\_  
 Contact Name: \_\_\_\_\_ Title: \_\_\_\_\_ Phone: \_\_\_\_\_ Email: \_\_\_\_\_  
 # Years in Business Under Current Authority: \_\_\_\_\_ DOT # \_\_\_\_\_ MC # \_\_\_\_\_

*(If under 1 year in operation, explain experience in truck brokerage):*

Type of Entity:  Corporation  LLC  Sole Proprietorship  Other (Specify): \_\_\_\_\_

Broker Bond Provider: \_\_\_\_\_ Bond Renewal Date: \_\_\_\_\_

Are you affiliated with any specific trucking entity(s)?  Yes  No *(If "Yes," please identify Trucking Operation):*

Name: \_\_\_\_\_  
 Physical Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 DOT #: \_\_\_\_\_ MC#: \_\_\_\_\_

Do you ever broker loads to a trucking company affiliated with your brokerage?  Yes  No  
*(If "Yes," what % of revenue was brokered to the affiliated carriers):* \_\_\_\_\_ %

Do you have other affiliated entities involved in Freight Forwarding, Distribution, Manufacturing, or Warehousing?  Yes  No  
*(If "Yes," please identify the affiliate(s) below):*

Name: \_\_\_\_\_  
 Physical Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Phone: \_\_\_\_\_ Website: www. \_\_\_\_\_ DOT #: \_\_\_\_\_ MC#: \_\_\_\_\_

**II. EXPOSURE HISTORY & TERRITORY**

	<u>Last Year</u>	<u>Current Year</u>	<u>Next Year (Estimated)</u>
\$ Revenue (Total Gross Billed to Shippers)	\$ _____	\$ _____	\$ _____
# of Loads	# _____	# _____	# _____
Territory Served (check applicable)	<input type="checkbox"/> USA & Canada <input type="checkbox"/> Other (Specify): _____		

**III. COMMODITIES, CONVEYANCE MODE & OPERATIONAL INFORMATION**

Full description of commodities brokered (Be specific. "General Commodities" or "Freight-All-Kinds" are vague and not acceptable.)

Do you broker Flatbed Freight?  Yes  No *If "Yes," provide: \_\_\_\_\_ % of shipments \_\_\_\_\_ %*  
 Do you broker Refrigerated Freight?  Yes  No *If "Yes," provide: \_\_\_\_\_ % of shipments \_\_\_\_\_ %*  
 Do you broker any oversize/overweight loads?  Yes  No *If "Yes," provide: \_\_\_\_\_ % of shipments \_\_\_\_\_ %*  
 Percentage of revenue for truckload \_\_\_\_\_ %  
 Percentage of revenue for LTL \_\_\_\_\_ %  
 Do you broker any freight by air, sea, or rail?  Yes  No *If "Yes," provide: \_\_\_\_\_ % Air \_\_\_\_\_ % Sea \_\_\_\_\_ % Rail*

**IV. INSURANCE COVERAGE AND LIMITS REQUESTED** (Check All Coverages Requested.)

Coverage	<u>Limits</u>	<u>Other</u>
<b>A. Third Party Legal Liability Options</b>		
<input type="checkbox"/> 1. Trucker Broker Automobile Legal Liability (TBL)	\$1MM	_____
<input type="checkbox"/> 2. Contingent Truck Broker Legal Liability (CAL)	\$1MM	_____
<input type="checkbox"/> 3. Third Party Liability (TPL)	\$1MM	_____
<b>B. Contingent Cargo Legal Liability</b>		
<input type="checkbox"/> 1. Contingent Cargo Legal Liability (CCG)	\$100K	_____
<input type="checkbox"/> 2. Refrigeration Breakdown Coverage ( <i>minimum \$2500 deductible</i> )	\$100K	_____
<input type="checkbox"/> <b>C. Professional Liability / Errors &amp; Omissions</b>	\$100K	_____
<input type="checkbox"/> <b>D. General Liability</b>	\$1MM	_____
<input type="checkbox"/> <b>E. Freight Brokers Bond</b>	\$75K	_____
<input type="checkbox"/> <b>F. Other (describe)</b> _____	\$1MM	_____

**V. CURRENT INSURANCE AND CLAIMS HISTORY**

1) Please provide details for applicable insurance

	<u>Insurer</u>	<u>Limit</u>	<u>Premium</u>	<u>Rate</u>	<u>X-Date</u>
<input type="checkbox"/> <b>A. Truck Broker/Contingent Auto Liability</b>	_____	_____	_____	_____	_____
<input type="checkbox"/> <b>B. Contingent Cargo</b>	_____	_____	_____	_____	_____
<input type="checkbox"/> <b>C. Professional Liability/E&amp;O</b>	_____	_____	_____	_____	_____
<input type="checkbox"/> <b>D. General Liability</b>	_____	_____	_____	_____	_____

2) Has any insurer cancelled, non-renewed, or declined any similar insurance for you in the past 5 years?  Yes  No

3) For all coverages requested, have you had any covered or non-covered losses in the last 5 years? *If the answer to question is "Yes," please use a separate sheet and provide full details of all losses.*  Yes  No

Please attach **5 years of loss runs** for the coverages requested. (*This is **required** if you have had prior coverage.*)

**VI. RISK MANAGEMENT AND BEST PRACTICES**

- A. Do you require a written broker carrier agreement with all carriers before they are able to haul for you without exception? *If the answer is "Yes," please provide copy of the agreement.*  Yes  No
- B. Does your broker carrier agreement require the carrier to haul under their own authority?  Yes  No
- C. Does your broker carrier agreement mandate no double brokering is allowed?  Yes  No
- D. Does your broker carrier agreement require full indemnification from the carrier for loss irrespective of whether there is insurance in place to pay that loss?  Yes  No
- E. Does your broker carrier agreement require the carrier to have the bill of lading in the carrier's name as required by DOT and not in the broker's name, **and** do you reject any carrier that lists your brokerage on the bill of lading?  Yes  No
- F. Do you or your dispatchers use only authorized or pre-qualified motor carriers?  Yes  No
- G. Do you keep and annually update a file or electronic file for each motor carrier utilized that contains a copy of:
  - 1. The motor carrier's operating authority?  Yes  No
  - 2. The broker carrier agreement?  Yes  No
  - 3. A certificate of insurance for all coverages per the broker carrier agreement?  Yes  No
- H. Do you reject carriers with an insurer with less than an "A-rating" from AM Best?  Yes  No

**VII. COVERAGE SECTIONS** (Complete this section for only those coverages requested in Section IV.)

**A. Truck Broker Liability/Contingent Auto Liability/Third-Party Liability** Please provide a carrier list with MC#s in an Excel

spreadsheet if requesting TBL.

1. Do you use Interstate Carriers? Yes No  
*(If "Yes," answer the following questions a. – c.)*
  - a. Do you review DOT carrier safety ratings and only load carriers which have "Satisfactory" (or "Unrated") ratings and reject carriers with "Conditional" or "Unsatisfactory" ratings? Yes No
  - b. Do you reject carriers with more than 1 "BASIC Alert"? Yes No
  - c. Do you reject carriers with auto liability limits less than \$1,000,000? Yes No
2. Do you use Intrastate Carriers? Yes No
3. Do any carriers work exclusively for the insured? Yes No
4. Do you broker Hazardous Materials? *(If "Yes," answer the following questions a. & b.)* Yes No
  - a. Do you require your carriers which haul hazardous materials to have the required \$1,000,000 or \$5,000,000 of limits in their commercial auto liability insurance? Yes No
  - b. Do you verify adequate limits for "Hazard Commodities" and "CA 9948" by certificate of insurance? Yes No
5. Do you use carrier risk management software like SAFERWATCH? Yes No  
*(If "Yes," name of software.) \_\_\_\_\_*
6. Does your load confirmation sheet confirm that you do not authorize any FMCSA violations (e.g. hours of service violations, etc.)? Yes No
7. Do you fine carriers for any reason? Yes No

**B. Contingent Cargo**

Do you arrange shipments of any of the following: Yes No

*(If "Yes," provide the estimated annual number of loads and revenue)*

	<u>#Loads</u>	<u>% Rev.</u>		<u># Loads</u>	<u>% Rev</u>
Acetylene or Acids	_____	%	Live Poultry	_____	%
Alcoholic Beverages	_____	%	Livestock	_____	%
Ammunition	_____	%	Mobile Homes	_____	%
Boats	_____	%	Motor Vehicles	_____	%
Clothing	_____	%	Narcotics	_____	%
Copper	_____	%	Oriental Rugs	_____	%
Cotton	_____	%	Pharmaceuticals	_____	%
Electronics	_____	%	Portable Buildings	_____	%
Explosives	_____	%	Precious Metals	_____	%
Fresh Seafood	_____	%	Swinging Beef	_____	%
Furs	_____	%	Tires	_____	%
Ivory or Jade Goods	_____	%	Tobacco	_____	%
Jewelry	_____	%	Watches	_____	%
Liquid Petroleum Products	_____	%			

1. What minimum cargo limit do you require from all truckers used? \$ \_\_\_\_\_
2. Does your contract require insurance without exclusion for unattended or unlocked vehicles? Yes No
3. Does your contract require carriers to have broad-form/all-risk cargo insurance? Yes No
4. Do you arrange shipments of refrigerated products? Yes No  
*(If "Yes," answer the following questions a. – b.)*
  - a. Do you confirm that carriers have refrigeration units on a regular service contract? Yes No
  - b. Do you require that carriers have refrigeration breakdown insurance coverage? Yes No
5. Do you arrange shipments of cargo hauled on flatbed trailers? Yes No  
*(If "Yes," answer the following questions a. & b.)*
  - a. Do you require that carriers tarp all loads if required by shipper? Yes No
  - b. Do you require that carriers have wetness, dampness insurance coverage if required by shipper? Yes No

**C. Professional Liability**

1. Have any governmental or regulatory proceedings or fines been made against you?  Yes  No
2. Do you broker the commodities of coal, chemicals, LPG, explosives, flammables, medical, toxic, or hazardous materials?  Yes  No

**D. General Liability**

1. Square footage of your operations \_\_\_\_\_ sq. ft.
2. Do you own the property where you conduct business?  Yes  No
3. Do you share the location with another entity?  Yes  No  
*(If "Yes," explain and advise other entity's GL insurer.)* \_\_\_\_\_
4. Do you have any trucking, freight forwarding, or warehousing exposures?  Yes  No  
*(If "Yes," provide the # of power units.)* \_\_\_\_\_ Units
5. Do you broker loads to or from job sites?  Yes  No
6. Do you broker out of your home?  Yes  No

**E. Freight Broker Bond**

1. Do you factor your receivables?  Yes  No
2. Have you ever declared bankruptcy?  Yes  No
3. Have you ever been party to a lawsuit?  Yes  No
4. Net Worth \$ \_\_\_\_\_
5. Ownership Information

**Name:** \_\_\_\_\_

**Residential Address:** \_\_\_\_\_

**Social Security Number:** \_\_\_\_\_

6. Are there multiple owners (more than 5% ownership)?  Yes  No  
*(If "Yes," provide information on a separate sheet of paper, including name, address, social security number, and percentage of ownership.)*

**Fair Credit Report Act Notice:** PERSONAL INFORMATION ABOUT THE APPLICANT, INCLUDING INFORMATION FROM A CREDIT OR OTHER INVESTIGATIVE REPORT, MAY BE COLLECTED FROM PERSONS OTHER THAN THE APPLICANT IN CONNECTION WITH THIS APPLICATION FOR INSURANCE AND SUBSEQUENT AMENDMENTS AND RENEWALS. SUCH INFORMATION AS WELL AS OTHER PERSONAL AND PRIVILEGED INFORMATION COLLECTED BY THE INSURER OR THE INSURER'S AGENTS MAY IN CERTAIN CIRCUMSTANCES BE DISCLOSED TO THIRD PARTIES WITHOUT THE APPLICANT'S AUTHORIZATION. CREDIT SCORING INFORMATION MAY BE USED TO HELP DETERMINE EITHER THE APPLICANT'S ELIGIBILITY FOR INSURANCE OR THE PREMIUM THE APPLICANT WILL BE CHARGED. THE INSURER MAY USE A THIRD PARTY IN CONNECTION WITH THE DEVELOPMENT OF THE APPLICANT'S SCORE. THE APPLICANT HAS THE RIGHT TO REVIEW THE APPLICANT'S PERSONAL INFORMATION IN THE INSURER'S FILE AND CAN REQUEST CORRECTION OF ANY INACCURACIES. A MORE DETAILED DESCRIPTION OF THE APPLICANT'S RIGHTS AND THE INSURER'S PRACTICES REGARDING SUCH INFORMATION IS AVAILABLE UPON REQUEST. CONTACT THE APPLICANT'S AGENT OR BROKER FOR INSTRUCTIONS ON HOW TO SUBMIT A REQUEST TO THE INSURER.

**Fraud Warning:** ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR ANOTHER 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 THE PERSON TO CRIMINAL AND [NY: SUBSTANTIAL] CIVIL PENALTIES. (NOT APPLICABLE IN CO, DC, FL, HI, MA, NE, OH, OK, OR, VT OR WA) (INSURANCE BENEFITS MAY ALSO BE DENIED IN LA, ME, TN, AND VA).

*(Continued on next page--STATE FRAUD STATEMENTS)*

## STATE FRAUD STATEMENTS – THIS NOTICE IS PART OF YOUR APPLICATION

### APPLICABLE IN 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 POLICY HOLDER OR CLAIMANT FOR THE PURPOSE OF DEFRAUDING OR ATTEMPTING TO DEFRAUD THE POLICY HOLDER OR CLAIMANT WITH REGARD TO A SETTLEMENT OF AWARD PAYABLE FROM INSURANCE PROCEEDS SHALL BE REPORTED TO THE COLORADO DIVISION OF INSURANCE WITHIN THE DEPARTMENT OF REGULATORY AGENCIES.

### APPLICABLE IN FLORIDA

ANY PERSON WHO KNOWINGLY AND WITH INTENT TO INJURE, DEFRAUD, OR DECEIVE ANY INSURER FILES A STATEMENT OF CLAIM OR ANY APPLICATION CONTAINING ANY FALSE, INCOMPLETE, OR MISLEADING INFORMATION IS GUILTY OF A FELONY OF THE THIRD DEGREE.

### APPLICABLE IN MASSACHUSETTS, NEBRASKA, OREGON AND VERMONT

ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR ANOTHER PERSON FILES AN APPLICATION FOR INSURANCE OR STATEMENT OF CLAIM CONTAINING MATERIALLY FALSE INFORMATION, OR CONCEALS FOR THE PURPOSE OF MISLEADING INFORMATION CONCERNING ANY FACT MATERIAL THERETO, MAY BE COMMITTING A FRAUDULENT INSURANCE ACT, WHICH MAY BE A CRIME AND MAY SUBJECT THE PERSON TO CRIMINAL AND CIVIL PENALTIES.

### APPLICABLE IN OHIO

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 DECEPTION STATEMENT IS GUILTY OF INSURANCE FRAUD.

### APPLICABLE IN OKLAHOMA

WARNING: ANY PERSON WHO KNOWINGLY, AND WITH INTENT TO INJURE, DEFRAUD OR DECEIVE AN INSURER, MAKES ANY CLAIM FOR THE PROCEEDS OF AN INSURANCE POLICY CONTAINING ANY FALSE, INCOMPLETE OR MISLEADING INFORMATION IS GUILTY OF A FELONY.

### APPLICABLE IN WASHINGTON

IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DERAUDING THE COMPANY. PENALTIES INCLUDE IMPRISONMENT, FINES, AND DENIAL OF INSURANCE BENEFITS.

## THIS APPLICATION CANNOT BE PROCESSED UNLESS SIGNED BY AN AUTHORIZED OFFICER OF THE APPLICANT ORGANIZATION

### Warranty

The Applicant hereby applies to the Company for a policy of insurance as set forth in this application on the basis of statements contained here. Applicant agrees that such policy shall be null and void if such information is materially false or misleading so that the Company would have rejected the risk, prior to inception. Applicant understands that an inquiry may be made which will provide applicable information concerning character, general reputation, financial stability and other pertinent financial data, personal characteristics, mode of living or other background information the Company deems necessary in order to determine whether the Company will accept or reject applicant for coverage. The undersigned authorizes the release of claim information from any prior insurer to the underwriting manager, Company and/or affiliates thereof. Upon written request, additional information as to the nature and scope, if one is made, will be provided.

The undersigned authorized officer of the Applicant declares that the statements set forth herein are true. The undersigned authorized officer agrees that if the information supplied on this application changes between the date of this application and the effective date of the insurance, he/she (undersigned) will, in order for the information to be accurate on the effective date of the insurance, immediately notify the Company of such changes, and the Company may withdraw or modify any outstanding quotations and/or authorizations or agreements to bind the insurance.

The Applicant understands this application is a request for quotation and no information provided herein shall be construed by either party as creating a binding contract for insurance, but it is agreed that this application shall be the basis of the contract should a policy be issued, and it will be attached to and become part of the policy. 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 hereof.

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**Name of Applicant (Please print)**

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**Title**

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**Signature of Applicant**

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**Date**