



The Ohio Casualty Insurance Company
APPLICATION FOR AN ERISA BOND EXCEEDING \$500,000



The Employee Retirement Income Security Act of 1974 (ERISA) requires a bond equal to 10% of the funds handled by a Plan Official or Fiduciary with a maximum Bond Limit of \$1,000,000. If the plan contains "non-qualifying assets" (as defined under 29 C.F.R. subsection 2520) the bond amount should reflect 100% of the non-qualifying assets or the aforementioned requirement whichever is higher.

New [ ] Renewal [ ] Bond No. \_\_\_\_\_

Agency: \_\_\_\_\_ Agency Code: \_\_\_\_\_
Name City/State

Legal Name of Plan (as it appears on IRS Form 5500):

Plan Address: \_\_\_\_\_

Effective Date: \_\_\_\_\_ Bond Amount: \$ \_\_\_\_\_

Bond Amount Requirement Due to: Employer Securities [ ] Non-Qualifying Assets [ ]

Total Plan Assets: \_\_\_\_\_ Total Non-Qualifying Assets: \$ \_\_\_\_\_ Total Qualifying Assets: \$ \_\_\_\_\_

Breakdown of Non-Qualified Assets: \_\_\_\_\_

\_\_\_\_\_ Number of Trustees \_\_\_\_\_ Number of Plan participants

Please answer the following questions:

1. Has any insurer or surety declined or canceled your bond or policy? Yes [ ] No [ ]

2. Have there been any losses in the past? Yes [ ] No [ ]

3. The present officers, employees, agents and partners of the Applicant have to the best of the Applicant's knowledge and belief, while in the service of the Applicant always performed their respective duties honestly. There has never come to its notice or knowledge any information which in the judgment of the Applicant indicated that any of the said officers, employees, agents or partners is dishonest. Such knowledge that any official or officer signing for the Applicant may now have in respect to his or her own personal acts or conduct unknown to the Applicant is not imputable to the Applicant. Is this statement true? Yes [ ] No [ ]

Signed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

(Applicant/Sponsor): \_\_\_\_\_

By: \_\_\_\_\_

Note: The Liberty Mutual Surety ERISA bond contains Inflation Guard feature which automatically provides a bond amount equal to that required by ERISA, provided the Plan purchases an amount at least equal to the required ERISA bond amount at the inception date of the Bond/Rider.

**THIS WARNING IS PART OF YOUR APPLICATION, READ IT CAREFULLY**

**GENERAL FRAUD AND STATE SPECIFIC FRAUD STATEMENTS**

The General Fraud Statement is applicable to all states except Alabama, Colorado, District of Columbia, Florida, Hawaii, Kansas, Maryland, Massachusetts, Minnesota, Nebraska, Ohio, Oklahoma, Oregon, Utah, Vermont and Washington. The State Specific Fraud Statements are also listed. Please read the Fraud Statement that is applicable for your State, and acknowledge receipt by signing below it (if required). Consult your agent if you have any questions about your application for the ERISA or Business Service Bond.

**GENERAL FRAUD STATEMENT**

(Applicable in all states except as listed below)

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 AL, CO, DC, FL, HI, KS, MD, MA, MN, NE, OH, OK, OR, UT, VT or WA; in LA, ME, TN and VA, insurance benefits may also be denied.

**APPLICABLE IN ALABAMA - FRAUD STATEMENT**

Any person who knowingly presents a false or fraudulent claim for payment of a loss or benefit or who knowingly presents false information in an application for insurance is guilty of a crime and may be subject to restitution, fines, or confinement in prison, or any combination thereof.

**APPLICABLE IN COLORADO - FRAUD STATEMENT**

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 or award payable from insurance proceeds shall be reported to the Colorado Division of Insurance within the Department of Regulatory Agencies.

**APPLICABLE IN DISTRICT OF COLUMBIA - FRAUD STATEMENT**

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.

**APPLICABLE IN FLORIDA - FRAUD STATEMENT**

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.

**APPLICABLE IN HAWAII - FRAUD STATEMENT**

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.

**APPLICABLE IN KANSAS - FRAUD STATEMENT**

Any person who, knowingly and with intent to defraud, presents, causes to be presented or prepares with knowledge or belief that it will be presented to or by an insurer, purported insurer, broker or any agent thereof, any written statement as part of, or in support of, an application for the issuance of, or the rating of an insurance policy for personal or commercial insurance, or a claim for payment or other benefit pursuant to an insurance policy for commercial or personal insurance which such person knows to contain materially false information concerning any fact material thereto; or conceals, for the purpose of misleading, information concerning any fact material thereto commits a fraudulent insurance act.

### **APPLICABLE IN MARYLAND - FRAUD STATEMENT**

Any person who knowingly or willfully presents a false or fraudulent claim for payment of a loss or benefit or who knowingly or willfully presents false information in an application for insurance is guilty of a crime and may be subject to fines and confinement in prison.

### **APPLICABLE IN MASSACHUSETTS, NEBRASKA, OREGON AND VERMONT - FRAUD STATEMENT**

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, may be committing a fraudulent insurance act, which may be a crime and may subject the person to criminal and civil penalties.

### **APPLICABLE IN MINNESOTA - FRAUD STATEMENT**

Any person who files a claim with intent to defraud or helps commit a fraud against an insurer is guilty of a crime.

### **APPLICABLE IN OHIO - FRAUD STATEMENT**

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 deceptive statement is guilty of insurance fraud.

### **APPLICABLE IN OKLAHOMA - FRAUD STATEMENT**

**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.

### **APPLICABLE IN UTAH - FRAUD STATEMENT**

For your protection, Utah law requires the following to be included in this application: "Any person who knowingly presents false or fraudulent underwriting information, files or causes to be filed a false or fraudulent claim for disability compensation or medical benefits, or submits a false or fraudulent report or billing for health care fees or other professional services is guilty of a crime and may be subject to fines and confinement in state prison.

### **APPLICABLE IN WASHINGTON - FRAUD STATEMENT**

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.