



## Energy Insurance Mutual Limited

### Excess Directors and Officers Liability Insurance Renewal Application

THE COMPLETION AND SUBMISSION TO ENERGY INSURANCE MUTUAL LIMITED OF THIS APPLICATION FOR THE RENEWAL OF EXCESS DIRECTORS AND OFFICERS LIABILITY INSURANCE DOES NOT CONSTITUTE A BINDING CONTRACT OF INSURANCE NOR ANY INSURANCE COVERAGE WHATSOEVER, NOR DOES IT COMMIT ENERGY INSURANCE MUTUAL LIMITED TO OFFER OR THE APPLICANT TO PURCHASE ANY COVERAGE.

THIS APPLICATION IS FOR THE RENEWAL OF AN EXCESS DIRECTORS AND OFFICERS LIABILITY CLAIMS FIRST MADE INSURANCE POLICY. THE POLICY PROVIDES COVERAGE WHICH IS DIFFERENT FROM THAT PROVIDED BY OTHER POLICIES. THE POLICY ALSO PROVIDES FOR ALTERNATE DISPUTE RESOLUTION FOLLOWED, IF NECESSARY, BY MANDATORY ARBITRATION OF ALL DISPUTES WHICH MAY ARISE UNDER THE POLICY.

AS PART OF THIS APPLICATION, IT IS NECESSARY TO ATTACH THE ITEMS LISTED ON PAGE 3 SECTION 6, WHICH SHALL BE INCORPORATED INTO AND CONSTITUTE A PART OF THIS APPLICATION:

Please Return To:

Energy Insurance Mutual Limited  
3600 Midtown Drive, Suite 1100  
Tampa, Florida 33607-4907

#### 1. Applicant

Company Name:	
Street Address:	
City, State Zipcode:	

#### 2. (a) Contact Person

Name:	
Title:	
Street Address:	
City, State Zipcode:	
Phone Number:	
Fax Number:	
E-Mail Address:	

## 2. (b) Person Authorized to accept Service of Process

Name:	
Title:	
Street Address:	
City, State Zipcode:	

## 3. Insurance Proposals Requested

Please state limits to be quoted if different from current limits.  
 Note: Minimum attachment point is \$35 million.

Option 1	Limit:	
	Attachment Point:	
Option 2	Limit:	
	Attachment Point:	
Option 3	Limit:	
	Attachment Point:	

## 4. Outside Director or Officer Positions

Is coverage requested for outside director or officer positions in for-profit organizations held by the directors and officers of the Applicant and/or subsidiaries at its specific request?

Yes                  No

If Yes, please provide the following information, attaching a separate sheet if necessary:

	Officer/Director	Corporation	Position Held	Business Type	Applicant's Interest
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					
15.					

## 5. Sale of Securities

Has Applicant publicly announced any new public offering of common stock, convertible securities, or equity warrants pursuant to the Securities Act of 1933 or qualification of securities under Regulation A within the past or next 12 months?

Yes                  No

If Yes, please provide details:

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## 6. Required Attachments

Please attach to submission or provide the website link for each document.

- |    |  |  |
|----|--|--|
| a) | Applicant's latest annual report   |  |
| b) | Applicant's latest 10-K and all 10-Q and 8-K reports subsequently filed with the Securities and Exchange Commission if publicly traded |  |
| c) | Latest interim financial statement   |  |
| d) | Latest notice of annual shareholders meeting including proxy statement   |  |
| e) | Copy of indemnification provision of corporate bylaws of applicant (if changed)  |  |
| f) | List of directors and officers of applicant corporation and each subsidiary to be insured (if changed)                                 |  |

## 7. Renewal Representations and Warranties

IT IS AGREED THAT THIS RENEWAL APPLICATION TOGETHER WITH ANY OTHER UNDERLYING APPLICATION CONSTITUTE THE COMPLETE APPLICATION WHICH SHALL BE THE BASIS OF THE POLICY AND WILL BE ATTACHED TO AND BECOME A PART OF THE POLICY. "UNDERLYING APPLICATION" SHALL MEAN ANY APPLICATION SUBMITTED IN CONJUNCTION WITH THIS APPLICATION.

IT IS AGREED THAT THIS APPLICATION SHALL BE CONSTRUED AS A SEPARATE APPLICATION BY EACH OF THE PERSONS FOR WHOM COVERAGE IS BEING SOUGHT. NO STATEMENT MADE HEREIN OR KNOWLEDGE POSSESSED BY ANY PERSON(S) FOR WHOM COVERAGE IS BEING SOUGHT SHALL BE IMPUTED TO ANY OTHER PERSON(S) FOR THE PURPOSE OF DETERMINING THE AVAILABILITY OF COVERAGE UNDER THE PROPOSED POLICY.

BASED ON REASONABLE INQUIRY, THE APPLICANT ON BEHALF OF ALL PROPOSED INSURED, WARRANTS AND REPRESENTS TO THE BEST OF ITS KNOWLEDGE AND BELIEF THAT THE STATEMENTS SET FORTH IN THIS APPLICATION AND THE UNDERLYING APPLICATION ARE TRUE AND COMPLETE:

By signing this application, the undersigned acknowledges and agrees as follows:

- (a) He has reviewed the mandatory Governing Law and Interpretation and Dispute Resolution provisions contained in the current Policy Provisions and agrees on behalf of all proposed Insureds to be bound by such mandatory provisions should a renewal policy be issued;
- (b) If the information supplied in this application (including the attachments hereto) or publicly available documents deemed to be part of this application changes materially between the date of this application and the inception date of the Policy Period, the Applicant will immediately notify the Energy Insurance Mutual Limited and Energy Insurance Mutual Limited may withdraw or modify any outstanding quotations or agreements to bind coverage.

**THIS APPLICATION MUST BE SIGNED BY THE CEO, PRESIDENT OR CHAIRMAN OF THE BOARD.**

Signature:	
Title:	
Company:	
Date:	