

Important

Commercial Surety Application

If you prefer a fillable PDF of this application, please email larry@triestagency.com .

Court Bonds

Instruction Sheet

We have created an instruction sheet to assist you in completing this application. Please refer to this sheet before sending the Commercial Surety Application back to The Hartford. It will help avoid any delays in processing your application due to missing information.

1. Please complete page 1 in its entirety. (Some commonly overlooked items include producer code, year established, date of bond, and obligee information)
2. The final page is the *Indemnity Agreement*. A checklist of 4 questions will help remind you of the key items that need to be addressed:
 - **Did you date the form (directly above the signatures)?**
 - **If the applicant is a Corporation, Partnership or LLC, is the respective name entered with the corresponding signature of the President (or authorized officer) immediately below? (Seals should be used, as appropriate)**
 - **If the applicant is an individual, did he/she sign the form and provide his/her Social Security Number?**
 - Did a witness sign the form attesting to the authenticity of the Indemnitors' signature?

Please note that a properly executed app (signed, witnessed and dated) will be needed for bond issuance. Signed application can be faxed to: 843-556-0909

You can also send original application with signatures to the following address for filing:

Triest Agency
1052 Gardner Road
Charleston, SC 29407

Court Bonds

Commercial Surety Application



- Fiduciary (Probate)** – Complete Section 2
- Receiver or Bankruptcy Trustee** – Complete Section 3
- Court: Judicial** – Complete Section 4

Application must be SIGNED, WITNESSED and DATED.

General Information Questions

Type of Bond (describe purpose) _____ (Attach a copy of the bond form, if available)

Agency Name: _____

RO/Agency Code: _____ Sub Producer Code: _____ Bond Number: _____

Agency City: _____ Agency State: _____

Bond Amount: \$ _____ **Effective Date of Bond:** _____ **Bond Term, if known:** _____ # of years

Applicant is: (select one) Individual Partnership C-Corp S-Corp LLC _____

Applicant (Principal): _____

Name to appear on Bond, if different from Applicant: _____

Applicant's Address: _____

Applicant's Business Description or Latest Occupation: _____

Number of Years in Business: _____

SS#: _____ - _____ - _____ Fed Tax ID: _____ U.S. Citizen? No Yes

Business Phone: _____ Fax No.: _____ Email: _____

Obligee – party requiring the bond (required): _____

Obligee Address: _____

Billing Method: Agency Bill Direct Billed – full payment Direct Bill TABS Account
TABs Account No.: _____

Billing Address, if different from Applicant's Address: _____

1 General Underwriting Questions

(Required for all Applicants)

| | | |
|---|-----------------------------|------------------------------|
| Does the Applicant have any other Surety bonds in force? | <input type="checkbox"/> No | <input type="checkbox"/> Yes |
| Has another Surety company declined to write this or any previous bond? | <input type="checkbox"/> No | <input type="checkbox"/> Yes |
| Have you ever had a bond involuntarily terminated or cancelled | <input type="checkbox"/> No | <input type="checkbox"/> Yes |
| Has there ever been a claim or legal action against any bond executed on your behalf? | <input type="checkbox"/> No | <input type="checkbox"/> Yes |
| Do you or any of your companies have any pending lawsuits, unsatisfied judgments or liens? | <input type="checkbox"/> No | <input type="checkbox"/> Yes |
| Have you or any of your companies declared bankruptcy or become insolvent? | <input type="checkbox"/> No | <input type="checkbox"/> Yes |
| Have you or any of your companies been the subject of any legal or administrative proceedings resulting in disciplinary action? | <input type="checkbox"/> No | <input type="checkbox"/> Yes |
| Have you ever been convicted of a felony? | <input type="checkbox"/> No | <input type="checkbox"/> Yes |

(If you answered Yes to any of the above questions, please attach a detailed explanation.)

2 Fiduciary Bonds

Applicant's Age: _____ **Applicant's Net Worth:** _____

How long have you been with your current employer? _____ Active or retired? _____

Date of your appointment: _____ Name of Estate: _____

What is your relationship (personal and/or financial) with the deceased/incompetent/minor/beneficiary? _____

Are you indebted to the estate of the deceased/incompetent/minor/beneficiary? No Yes

If Yes, in what amount and what are the terms of repayment: _____

Attorney's name and address: _____

Court jurisdiction (Obligee) in which bond will be filed: _____

Is there an ongoing business? No Yes

If Yes, provide details: _____

Inventory of the Assets: Cash: _____ Securities: _____ Real Estate: _____ Other: _____

| Name of Heirs/Beneficiaries | Age | Relationship to the deceased | Share of the Estate | Residence (state) |
|-----------------------------|-----|------------------------------|---------------------|-------------------|
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Attach a copy of the Will, Trust or Court Order for ALL bonds greater than or equal to \$100,000.

| | |
|---|---|
| 2a | Complete for Administrator, Executor, Personal Representatives, etc. |
| Date of Death: _____ | |
| Is the estate insolvent? <input type="checkbox"/> No <input type="checkbox"/> Yes | |
| Are there any disputes among the heirs? <input type="checkbox"/> No <input type="checkbox"/> Yes | |

| | |
|---|--|
| 2b | Complete for Guardianship, Conservatorship, Trustee, etc. |
| This is in regard to a: <input type="checkbox"/> Minor <i>and/or</i> <input type="checkbox"/> Incompetent <input type="checkbox"/> Beneficiary Age: _____ | |
| Where does minor/incompetent reside? _____ | |
| Will any assets be under court restrictions? <input type="checkbox"/> No <input type="checkbox"/> Yes | |
| If Yes, provide details: _____ | |
| Will joint control be used to restrict expenditures or distributions of assets? <input type="checkbox"/> No <input type="checkbox"/> Yes | |
| Will professional accounting, investment or legal services be provided on an ongoing basis? <input type="checkbox"/> No <input type="checkbox"/> Yes | |
| Does the presiding court require that an annual accounting be filed? <input type="checkbox"/> No <input type="checkbox"/> Yes | |
| Is the estimated duration of the bond anticipated to be longer than 3 years? <input type="checkbox"/> No <input type="checkbox"/> Yes | |

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| 3 | Receiver, Bankruptcy Trustee, Assignee Bonds |
| Debtor: _____ | |
| Address: _____ | |
| Type of Action: <input type="checkbox"/> Liquidation <input type="checkbox"/> Reorganization <input type="checkbox"/> Receiver of Rents <input type="checkbox"/> Other | |
| Do you carry Fidelity coverage? <input type="checkbox"/> No <input type="checkbox"/> Yes | |
| If Yes, in what amount? _____ Carrier: _____ | |
| Do you carry Professional Liability or E & O coverage? <input type="checkbox"/> No <input type="checkbox"/> Yes | |
| If Yes, in what amount? _____ Carrier: _____ | |
| Attach copy of Court Order, Judgment and/or other documents <input type="checkbox"/> Copies attached | |

| | |
|---|------------------------------|
| 4 | Court: Judicial Bonds |
| Judgment / Claim Amount: _____ | |
| Type of Action: _____ | |
| Case Number: _____ Court Jurisdiction: _____ | |
| Attorney's name and address: _____ | |
| Summary of the Action: _____ | |
| Does the case involve a domestic dispute? <input type="checkbox"/> No <input type="checkbox"/> Yes | |

Indemnity Agreement

The undersigned Applicant and Indemnitor(s), (all hereinafter called the Indemnitor(s)) hereby certify that the foregoing declarations made and answers given are the truth without reservation, and are made for the purpose of inducing the Surety to execute a certain bond or undertaking herein applied for, and any renewal, procurement, assumption, continuation or increase of the same, or any bond of similar nature given in substitution or renewal thereof (all comprehended in the word "bond" or "undertaking" as herein used).

Indemnitor(s) hereby expressly authorize Hartford to access its credit records and to make such pertinent inquiries as may be necessary from third party sources for the following purposes: (a) To verify information supplied to Hartford; (b) For underwriting purposes; and (c) Upon receipt of a notice of claim or potential claim, for debt collection. Hartford may furnish copies of any and all statements, agreements, and financial statements and any information, which it now has or may hereafter obtain concerning each of the Indemnitors, to other persons or companies for the purpose of procuring co-suretyship or reinsurance.

If Hartford Fire Insurance Company, Hartford Plaza, Hartford, CT 06115, itself or any of its affiliates, parent, subsidiaries, co-sureties, or re-insurers, (individually and collectively called "Hartford"), as Surety, shall execute or procure the execution of the bond or undertaking hereinbefore applied for, which bond and application are hereby referred to and made a part of this agreement, the undersigned, in consideration thereof, jointly and severally covenant and agree with Hartford as follows:

Indemnitor(s) shall pay the premiums and renewal premiums for each bond issued hereunder, until Hartford has received written legal evidence, satisfactory to Hartford, in its sole discretion, of its discharge from all such bonds and all liability related thereto.

Indemnitor(s) agree to indemnify Hartford and save it harmless from any and all loss and expense of whatsoever kind or nature, including, but not limited to interest, court costs, attorney fees, incurred by Hartford in connection with or by reason of furnishing any bond hereunder. The undersigned Indemnitor(s) hereby agree to deposit upon demand with Hartford an amount sufficient to discharge any claim or any such bond, which deposit may be held by Hartford as collateral security against any loss or cost on this bond.

Indemnitors agree that any Obligee on any bond written pursuant to this Agreement is specifically authorized and requested to disclose any and all information, including providing copies of documents, whether deemed confidential or not, requested by the Surety in its investigation of any claim. The indemnitors irrevocably appoint Hartford as their Attorney in Fact with the right but not the obligation to exercise its rights and execute or deliver any document in the name of the indemnitor deemed necessary to carry out the intent and purpose of this paragraph.

A facsimile signature of this document shall be deemed an original signature for any and all purposes.

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

WITNESS the following signature(s) and seal(s) this _____ day of _____, 20 .

If Indemnitor is a PARTNERSHIP , CORPORATION or LLC:

| | | |
|------------------------------|---------------------------------|---------------|
| | Name of Firm/Corporation | (Seal) |
| Witness: _____ | By: _____ | _____ |
| <i>Print Above Name Here</i> | Print Above Name Here | _____ |
| | Title (Print) | _____ |

| | | |
|--|--|---|
| If Indemnitor is: Individual <i>(need Social Security)</i> | 3rd-Party Individual <i>(need Social Security)</i> | 3rd-Party Company <i>(need FEIN)</i> |
| Witness: _____ | Indemnitor < _____ | |
| <i>Print Name Above</i> | <i>Print Name, Title, Social Security or FEIN # of above</i> | |

| | | |
|--|--|---|
| If Indemnitor is: Individual <i>(need Social Security)</i> | 3rd-Party Individual <i>(need Social Security)</i> | 3rd-Party Company <i>(need FEIN)</i> |
| Witness: _____ | Indemnitor < _____ | |
| <i>Print Name Above</i> | <i>Print Name, Title, Social Security or FEIN # of above</i> | |

| | | |
|--|--|---|
| If Indemnitor is: Individual <i>(need Social Security)</i> | 3rd-Party Individual <i>(need Social Security)</i> | 3rd-Party Company <i>(need FEIN)</i> |
| Witness: _____ | Indemnitor < _____ | |
| <i>Print Name Above</i> | <i>Print Name, Title, Social Security or FEIN # of above</i> | |

Reminder – Please make sure the application has been SIGNED, WITNESSED and DATED in the appropriate areas.