



1st Class Legal (IS) Ltd – ATE Litigation Insurance and Funding

Proposal for: (please tick) Insurance only Funding only Insurance and Funding

The solicitor handling the case, in conjunction with the client, should complete this form. It needs to be signed by both the solicitor and the client. No insurance will be in place until we have confirmed in writing acceptance of the risk, the premium has been paid and a valid policy and schedule of insurance has been issued by the authorised insurers. No funding will be in place until a funding agreement has been issued by the authorised funders and signed by all relevant parties.

The non-disclosure of any material fact may invalidate this insurance and/or funding. If you are in doubt if any fact is material it should be disclosed. No policy of insurance from the underwriters shall be in force until the proposal has been accepted in writing and policy issued and the premium has been paid

When completed this form should be returned to 1st Class Legal (IS) Ltd together with copies of correspondence with the opponent, experts reports, counsel's opinion, witness statements and particulars of claim and defence if applicable. A cheque for the underwriting assessment fee of £117.50 (inc. VAT) made payable to 1st Class Legal (IS) Ltd should accompany this form.

Section 1 – Client information (hereinafter referred to as the proposer)

1. Full name:

2. Address:

3. Telephone Number:

4. Date of birth or date business established:

5. Occupation/Profession/Nature of business:

6. National Insurance No (if applicable):

7. Is the proposer aware of any other legal expenses or related insurances that may be relevant to or potentially useable in relation to this dispute?

YES/NO

If Yes provide full details

Section 2 – Opponent details

1. Full name of opponent:

2. Address of opponent:

3. What is the legal entity of the opponent – individual, limited company etc?

4. Do you have any reason to suspect that the opponent will be unable to meet any award obtained in relation to this dispute? YES/NO If YES, give details.

Section 3 – The dispute

1. Please confirm which of the following categories the dispute falls into:

General Contract Dispute	
Professional Negligence	
Wills & Probate	
Director/Partnership Disputes	
Inheritance Related Cases	
Boundary Disputes	
Insolvency Related	
Judicial Reviews	
Defamation	
Landlord & Tenant	
Construction Related	
Injunctions/Declarations	

If none of the above specify type of dispute:

2. Is the proposer the claimant or defendant in this dispute?

3. Has the proposer or their solicitor applied to any other insurer for cover in relation to this dispute? YES/NO If YES, has the risk been declined?

4. Date of the incident that is giving rise to this dispute?

5. Are you satisfied that the dispute is within the time scales applicable under the relevant limitation provisions? YES/NO If NO, provide details

6. Date you were instructed?

7. Have proceedings been issued? YES/NO If YES in what forum and when

8. Have any admissions of liability been obtained?

9. Have any Part 36 or other offers been made or received? YES/NO If YES give details

10. Do any pre-action protocols apply to this dispute and if so have they been fully complied with?

11. Has any form of alternative dispute resolution been attempted and, if so, what was the outcome?

12. Does the dispute require the services of an expert(s)? YES/NO If yes, please confirm which expert has been instructed or is proposed to be instructed and from what discipline

13. Has an advice from Counsel been obtained? YES/NO If YES please confirm from whom and enclose a copy of the advice. If NO, confirm if you intend to instruct Counsel

14. In your view, will the dispute involve any form of counterclaim? YES/NO If YES give details

15. Have you entered into a Conditional Fee Agreement in relation to this dispute? YES/NO If YES, please forward a copy of the CFA

Section 6 – ATE Insurance required

1. Please confirm the initial level of cover required £
2. Please confirm if this matter is being handled using a CFA?
3. Is cover for counsel fees required or is counsel acting under a CFA?
If cover is required
What is your estimate of Counsel's fee to conclusion of this case £
4. What are your costs to date with regard to this matter? £
5. What are the disbursements costs to date? £
6. What is your estimate of your profit costs to the conclusion of this case? £
7. What is your estimate of future disbursements to the conclusion of the case £
8. What is your estimate of the likely opponents total costs including disbursements? £

Section 7 – Funding required

1. Is funding required for this matter? YES/NO
If Yes
2. Is the proposer's claim for a financial remedy? YES/NO
If yes, please state the minimum likely damages £
If no, will success in the claim result in a financial benefit to the proposer? YES/NO
If yes, please state the minimum likely amount £
Please provide any available documentation in support of likely damages or financial benefit likely to flow from success.
3. Is there a likely counterclaim? YES/NO
If yes, please state likely amount £
4. Is funding required for:
Own Disbursements? YES/NO If yes, amount required £
Counsel's Fees? YES/NO If yes, amount required £
Own WIP? YES/NO If yes, amount required £
ATE Insurance premium? YES/NO
If ATE premium not provided through ourselves please state amount required £
Please confirm if this is a "stepped" premium, or whether it is for the level of indemnity required to case conclusion.
5. Is there likely to be a requirement for security for costs? YES/NO
If yes, please provide details.

6. Do you believe the opponents' are likely to be able to meet any award of damages?

YES/NO

Please provide your reasons for this belief.

7. If ATE insurance has been or is being obtained elsewhere then please provide a copy of the policy and details of any special terms.

8. Please estimate length of time to case conclusion.

NB. If funding is required, please send proposal and supporting documentation electronically if possible as well as by way of hard copy.

Section 8 - Checklist of enclosed/available documents.

If you are unable to provide any of the below mentioned documents, please state brief reasons why.

Enclosed (Yes/No) (Not available)	Reason Why not enclosed/not available
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Case summary

Advice from Counsel

Inter party correspondence

Expert reports

Pleadings

Witness statements.

Section 9 – Additional Information

Please provide any further information that may assist in the underwriting of the case:

Section 10 – Declaration

I/we declare and affirm that all information provided by the proposer and the legal representative in this proposal form is true and correct to the best of our knowledge and belief and that no material facts or information have been withheld.

The information provided in this proposal form when taken with any other information provided to us shall form the basis on which a contract of insurance shall be issued if the case is accepted. No insurance shall be in force until the matter is accepted in writing and a policy has been issued and the premium paid.

Proposer's Signature _____

Name in block capitals. _____

Date _____

Solicitor (Legal Representative) Signature _____

Name in block capitals _____

Date _____

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