

PURSUIT PROPOSAL



Proposal Form for After-the-Event Insurance

Notes:

1. Signing this proposal form does not bind you or the Insurer to effect insurance. On receipt of the proposal form, FirstAssist Legal Protection's only obligation is to decide whether to offer insurance and if so at what terms.
2. All material facts must be disclosed. Failure to do so may give the Insurer the right to avoid the policy. A material fact is one that may influence the acceptance or assessment of this proposal. If you are in any doubt as to whether something constitutes a material fact you should disclose it.
3. Full Terms and Conditions and specimen Policy Wording are available on our website at www.firstassistlegal.co.uk
4. Before completing this form, please be aware that this policy type will **NOT** cover:

Matrimonial Disputes – Divorce and Ancillary Relief proceedings
Defence of a criminal prosecution
Cases outside of UK jurisdiction
Cases that are not conducted under a Conditional Fee Arrangement
Employment Tribunal Cases

5. Each submission **must** be supported by a copy of the CFA, a Risk Assessment and a Case Summary

Section 1 – After the Event Submission

Is this your first After the Event Insurance Submission to FirstAssist?	Yes		No	
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If **No**, please go straight to Section 2.

If **yes**, please complete the following questions:

Type of Case	
Number of CFA cases which fall under the same category of claim to which this proposal relates, which have been handled by the practice in the last two years.	
Number of above cases where damages were recovered	
Number of above cases outstanding	
Number of above cases concluded and not resulting in an entitlement to damages or a recovery of the success fee	

Please indicate the work undertaken by the practice as a percentage of fee income:

Non-contentious commercial	
Contentious commercial	
Non-contentious non-commercial	
Contentious non-commercial	

Has the practice or any of its partners/principals been the subject to an investigation arising out of Section 12 of the Solicitors' Act 1974? Yes No

If yes, please provide details (continue on a separate sheet if necessary)

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Have any professional negligence claims been successfully brought against the practice in the last 3 years? Yes No

If yes, please provide details (continue on a separate sheet if necessary)

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Declaration

I declare and warrant that the above statements made by me are to the best of my knowledge and belief true and complete.

Signature of Partner	
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Name (in block capitals)	
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Position		Date	
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Section 2 – Solicitor and Proposer details

Solicitor Firm Name:			
Solicitor's EPF Membership Number:			
Address:			
Solicitor Acting:			
Telephone No.		Fax No.	
DX Number:		E-Mail address:	
Date Instructed:		Case Reference:	
Proposer's Name:			
Proposer's Address:			
Proposer's Status: Individual, Company, Executor etc.			

Section 3 – Conditional Fee Agreement (CFA)

What is the (proposed) success fee?			
What is the date of the CFA (if already entered into?)			
Is Counsel (or will Counsel be) acting under a CFA?	Yes	<input type="checkbox"/>	No
If yes, please give details (continue on a separate sheet if necessary)			

Section 4 – Cost Information

	Own Costs	Own disbursements excl Counsel	Own Counsel's fee	Estimated opponent's costs and disbursements
Costs to Date				
Maximum estimated future costs				

Section 5 – Amount of Cover

Based on the cost information, please advise how much insurance cover is required

Opponent's Costs	
Own Disbursements	
TOTAL	

Section 6 – Case Details

Category of Dispute – please indicate as appropriate

01	Appeals	
02	Company Law	
03	Commercial contract	
04	Personal contract	
05	Defamation	
06	Defence	
07	Employment	
08	Intellectual Property	
09	Land – e.g. mortgages, sale and purchase, landlord and tenant	
10	Licence/Franchise	
11	Medical Negligence	
12	Professional Negligence	
13	Personal Injury	
14	Property	
15	Taxation	
16	Tribunals/Arbitration	
17	Trusts/Probate	

18. Other, please specify			
What is your assessment of the prospects of success of this case (%) (Please attach a copy of the Risk Assessment Form and supporting medical evidence if appropriate).		Date of Incident	
What is the lowest recovery under the proposed claim (excluding costs) which you consider would amount to a successful outcome for the Proposer?			
After discussion with your client, what is the Proposer's expectation of a successful outcome?			
If the Claim is not for damages, please give details (continue on a separate sheet if necessary)			

Section 7 – Current Position

Is Liability admitted?	Yes		No	
If yes, please give details (continue on a separate sheet if necessary)				
Have any offers of settlement been made or received?	Yes		No	
If yes, please give details (continue on a separate sheet if necessary)				
Have proceedings been issued?	Yes		No	
If yes, please give date				
Has a defence been received?	Yes		No	
If yes, please give details (continue on a separate sheet if necessary)				
Has a trial date been set/trial window allocated?	Yes		No	
If yes, please give date				

Section 8 – Opponent Details

Opponent's Name	
Opponent's insurers (if known)	
What checks have been conducted to ensure the Defendant has the finances to meet the damages and costs? (continue on a separate sheet if necessary)	

Section 9 – Other Insurance

Has any other Solicitor rejected or discontinued this case?	Yes		No	
If yes, please give details including the outcome of the application (continue on a separate sheet if necessary)				
Has a proposal in respect of this case been made to any other insurer/Intermediary?	Yes		No	
If yes, please give details including the outcome of the application (continue on a separate sheet if necessary)				
Does the Client have any level of BTE Insurance?	Yes		No	
If yes, please give details including level of indemnity and copy of Policy Wording and Schedule (continue on a separate sheet if necessary)				

Section 10 – Supporting documentation

Please enclose any relevant documentation to help us speed up our process.

Enclosures Checklist

	Enclosed	Not enclosed but available	Not available
Copy of the CFA			
Risk Assessment			
Case Summary			
Medical Evidence (where appropriate)			
Counsel's Advice			
Correspondence with the opponent			
Expert Reports			
Pleadings			
Witness Statements			
Details of offers of settlement made or received			
Correspondence of advice to Insured			

Section 11 – Declaration

Please forward with the completed Proposal to:

After-the-Event Insurance Department
FirstAssist Legal Protection
Marshall's Court, Marshall Road
Sutton, Surrey
SM1 4DU
Tel: 020 8652 1437

This is our standard client agreement upon which we intend to rely. For your own benefit and protection you should read these terms carefully before signing them. If you do not understand any point please ask for further information

Declaration (to be signed by Proposer and Solicitor). I declare that the information contained in this form and accompanying enclosures is true to the best of my knowledge and belief. I agree that this proposal will form the basis of the contract between the Insured and the Insurer.

Signed (Proposer) Date

Name

Signed (Solicitor) Date

Name

FirstAssist Legal Protection is a trading style of FirstAssist Insurance Services Limited.