

ACORD 75 (2001/01) 1 of 3 #13607 NOTE: IMPORTANT STATE INFORMATION ON REVERSE SIDE JOMAI © ACORD CORPORATION 1993

## **CONDITIONS**

This Company binds the kind(s) of insurance stipulated on the reverse side. The Insurance is subject to the terms, conditions and limitations of the policy(ies) in current use by the Company.

This binder may be cancelled by the Insured by surrender of this binder or by written notice to the Company stating when cancellation will be effective. This binder may be cancelled by the Company by notice to the Insured in accordance with the policy conditions. This binder is cancelled when replaced by a policy. If this binder is not replaced by a policy, the Company is entitled to charge a premium for the binder according to the Rules and Rates in use by the Company.

### **Applicable in California**

When this form is used to provide insurance in the amount of one million dollars (\$1,000,000) or more, the title of the form is changed from "Insurance Binder" to "Cover Note".

### **Applicable in Delaware**

The mortgagee or Obligee of any mortgage or other instrument given for the purpose of creating a lien on real property shall accept as evidence of insurance a written binder issued by an authorized insurer or its agent if the binder includes or is accompanied by: the name and address of the borrower; the name and address of the lender as loss payee; a description of the insured real property; a provision that the binder may not be canceled within the term of the binder unless the lender and the insured borrower receive written notice of the cancellation at least ten (10) days prior to the cancellation; except in the case of a renewal of a policy subsequent to the closing of the loan, a paid receipt of the full amount of the applicable premium, and the amount of insurance coverage.

Chapter 21 Title 25 Paragraph 2119

### **Applicable in Florida**

Except for Auto Insurance coverage, no notice of cancellation or nonrenewal of a binder is required unless the duration of the binder exceeds 60 days. For auto insurance, the insurer must give 5 days prior notice, unless the binder is replaced by a policy or another binder in the same company.

### **Applicable in Nevada**

Any person who refuses to accept a binder which provides coverage of less than \$1,000,000.00 when proof is required: (A) Shall be fined not more than \$500.00, and (B) is liable to the party presenting the binder as proof of insurance for actual damages sustained therefrom.

## SPECIAL CONDITIONS/OTHER COVERAGES (Cont. from page 1)

Financial Institution Bond Form 24

Named Insureds:

Ameritrans Capital Corporation

ELK Associates Funding Corporation

Insuring Clause & Limit of Liability:

Employee Dishonesty \$750,000

Forgery or Alteration \$750,000

Securities \$750,000

Computer Systems \$750,000

Aggregate Bond Limit: \$750,000

Deductible: \$5,000

Annual Premium: \$6,071

Policy: Fidelity Bond Form 24 inclusive of the following Endorsements:

1. Forms Index Endorsement
2. Unauthorized Signatures
3. ERISA Rider
4. Amend Fidelity Agreement A
5. New York Statutory Rider
6. Coverage Territory Endorsement (OFAC)