

<b>AGENCY &amp; CITY</b>	<b>DATE</b>
<b>NAME OF PERSON COMPLETING QUESTIONNAIRE</b>	<b>TITLE</b>

## MARKET CONDUCT QUESTIONNAIRE

<p><i>For each "yes" answer explain fully on a separate page.</i></p> <p><i>In accordance with Procedural Rule P-53, Rebates and Discounts are Prohibited. No person doing the business of title insurance under the authority of the Texas Title Insurance Act of the Insurance Code (in this rule called an Authorized Person) and no Affiliate of an Authorized Person shall, directly or indirectly, pay for or subsidize advertising or promotional materials or activities of any Producer or Affiliate of a producer in a position to make a referral of title insurance business. For the purposes of this Rule:</i></p> <p><i>a. A "producer" is defined as a real estate broker or agent, lender, mortgage company, mortgage broker, builder, developer, attorney or architect or any Affiliate but a person is not a Producer if the person is an Authorized Person, or an Affiliate of Authorized Person(s), and</i></p> <p><i>b. An "Affiliate of a Producer" or "Authorized Person" is an officer, director, agent or employee of such a person, or a member of the immediate family of any of them, or a person who owns, is owned by or is under common ownership with a Producer or Authorized Person, respectively.</i></p> <p><i>c. An "intermediary" is defined as any firm or person in a position to refer title insurance business to a title insurance agent.</i></p>	Yes	No
1. Who is responsible for your agency's marketing program?		
2. How many marketing persons do you employ?		
3. Is your company part of an affiliated business arrangement as defined by RESPA, 12 U.S.C. 2602(7)?		
4. Does any Producer, Affiliate of a Producer, Intermediary or any person in a position to refer title insurance business have an ownership interest in your company?		
5. Do you furnish payments to or split premiums with anyone in a position to refer title insurance business to you? (This includes dividends to owners, salaries to partners, commissions or business space to any Producer, Affiliate of a Producer or Intermediary — payments of any type or form.)		
6. Does anyone with whom you split premiums for services actually performed then subsequently furnish payments of any type to any other person or firm in a position to refer title insurance business?		
7. Do you have any agreement of any type concerning business arrangements with any Producer, Affiliate of a Producer or Intermediary?		
8. Are you involved in any related-party transactions including, but not limited to, referral of business, purchase or rental of facilities, purchase of services, or purchase of supplies?		
9. Do you rent office space from or to any Producer, Affiliate of a Producer or Intermediary?		
10. Do you receive any direct or indirect benefit from any financial institution because of escrow funds kept on deposit there or because of any other marketing arrangement?		

11. Do you provide gifts for any Producer, Affiliate of a Producer or Intermediary: after closing?		
at Christmas?		
at any other time?		
12. Do you provide meals for any Producer, Affiliate of a Producer or Intermediary?		
13. Do you host open houses or pay all or part of expenses for open houses?		
14. Do you provide meals or refreshments for any Producer, Affiliate of a Producer or Intermediary at association meetings or any where else?		
15. Do you generate or provide any type of marketing materials for any Producer, Affiliate of a Producer or Intermediary?		
16. Do you advertise in any Producer, Affiliate of a Producer or Intermediary publication or brochure?		
17. Do you share advertising expenses with or pay advertising costs for any Producer, Affiliate of a Producer or Intermediary?		
18. Do you provide entertainment of any type or provide trips of any type for any Producer, Affiliate of a Producer or Intermediary?		
19. Do you organize entertainment or trips of any type for any Producer, Affiliate of a Producer or Intermediary?		
20. Do you sponsor any sporting events?		
21. Please provide a separate page listing any other types of marketing activities in which you are involved.		