

# Fireworks Productions of Arizona

April 21, 2014

Gila County Sheriff's Office  
Attn: Sheriff Adam Shepherd  
PO Box 311  
Globe, AZ 85502

Sherif Shepherd;

Enclosed is the permit request for a fireworks display located at the #1 tailings of Freeport McMoran Copper & Gold Miami scheduled for July 4, 2014. Could you please sign off on the permit and then forward copies over to the Gila County Clerk of the Board.

Once the permit has been approved please send a copy to:  
Fireworks Productions of Arizona  
Attn: Sarah Harris  
17034 S. 54<sup>th</sup> Street  
Chandler, AZ. 85226  
480-423-5430 fax

If you have any questions regarding the show or need any additional information please do not hesitate to contact me at the number listed below or via email ([sarah@fireworksaz.com](mailto:sarah@fireworksaz.com)). Thank you.

Pyrotechnically Yours,



Sarah Harris  
Pyro Office Manager  
Pyrotechnician

Encl: Permit Request

**APPLICATION FOR FIREWORKS DISPLAY**

To: **Gila County Board of Supervisors**

Application is hereby made for the granting of a permit to conduct a supervised fireworks display on (Date) 07/04/14 at (Address) #1 Tailings, to be sponsored by (Name of Organization) Freeport McMoran.

Applicant states that Ernie Baca will be in charge of this display and responsible for the acts performed thereby; and person to direct this display in such a manner that it will not be hazardous to property or endanger any person.

Sarah Harris Director of Display                      Ernie Baca w/ Fireworks Productions of Arizona Person in charge of premises where display is located.

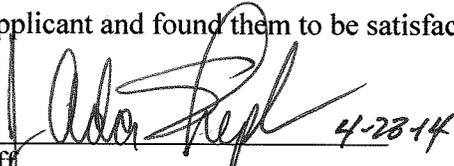
Attached hereto is a surety bond or certificate of liability insurance in a principal amount of \$ 10,000,000.00, but not less than \$1,000,000, conditioned upon payment of all damages which may be caused to persons or property by reason of the display, as provided by law.

\*\*\*\*\*  
**APPROVAL OF FIREWORKS DISPLAY BY FIRE DISTRICT**

LETTER OF APPROVAL FROM LOCAL FIRE DISTRICT ENCLOSED

\*\*\*\*\*  
**APPROVAL OF FIREWORKS DISPLAY BY SHERIFF**

I have investigated the premises described by the applicant and found them to be satisfactory and found him to be a competent operator.

  
\_\_\_\_\_  
Sheriff

\*\*\*\*\*  
**PERMIT FOR FIREWORKS DISPLAY**

The application of the \_\_\_\_\_, having been filed with the undersigned Board of Supervisors, pursuant to A.R.S. §36-1603, together with proper bond as provided by law and same having been approved by the Sheriff.

Permission is heretofore and hereby granted to \_\_\_\_\_ to conduct a fireworks display at (Address) \_\_\_\_\_, AND IN THE EVENT OF POSTPONEMENT OF SAID SHOW, said display be given not later than one week from date specified above. The permit granted hereunder shall not be assignable.

DATED this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

GILA COUNTY BOARD OF SUPERVISORS

By: \_\_\_\_\_

Marco R. Olsen  
Fire Chief

Dan L. Goar  
Sec/Treasurer



4280 E. Broadway  
P.O. Box 83  
Claypool, AZ 85532

Phone (928) 425-0815  
Fax (928) 425-5392

April 18, 2014

Gila County Board of Supervisors  
1400 E. Ash St.  
Globe, AZ 85501

Chairperson of the Board,

The Tri-City Fire District in partnership with Freeport-McMoRan Miami and Fireworks Products of Arizona, will again work together to provide the community 4<sup>th</sup> of July show. We will have personnel and equipment on hand, as we have for over twenty years, to minimize the possibility of fire impacting our community during this wonderful event.

We are in contact with and support of the FMI and the Pyrotechnician's from the planning stage through the show itself.

I thank you in advance for any support of this community project and if I can be of any assistance, please don't hesitate to contact me by email ([chf13@hotmail.com](mailto:chf13@hotmail.com)) or by phone (928-812-2991).

Sincerely,

A handwritten signature in black ink, appearing to read "AJ Howell".

AJ Howell, Battalion Chief  
Tri-City Fire District

**MERCHANTS**  
**BONDING COMPANY**

2100 FLEUR DRIVE • DES MOINES, IOWA 50321-1158  
(515) 243-8171 • (515) 243-3854 FAX

**FIREWORKS DISPLAY BOND**

Bond No: AZ 423907

KNOW ALL PERSONS BY THESE PRESENTS, that we

FIREWORKS PRODUCTIONS OF ARIZONA LTD

as Principal, and MERCHANTS BONDING COMPANY (MUTUAL), a corporation organized under the laws of the State of Iowa, with its home office in the City of Des Moines, Iowa, and duly authorized and licensed to do business in the State of Arizona, as Surety, are firmly bound unto GILA COUNTY

State of Arizona  
in the sum of One Thousand Dollars DOLLARS (\$\$1,000.00) lawful money of the United States, to the payment of which sum, well and truly to be made, the Principal and Surety bind themselves, their and each of their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS the above bounden Principal FIREWORKS PRODUCTIONS OF ARIZONA LTD desires to have a permit for Fireworks Display and in order to have such display it is necessary for said FIREWORKS PRODUCTIONS OF ARIZONA LTD

to execute a surety bond in the amount of One Thousand Dollars Dollars (\$ \$1,000.00 ) conditioned for the payment of all damages which may be caused to persons or property by reason of the permitted display as provided in Chapter 46, Arizona Legislative Session Laws of 1941.

NOW, THEREFORE, if the said FIREWORKS PRODUCTIONS OF ARIZONA LTD well and truly observe, carry out, perform and comply with all requirements, terms and provisions of the Ordinances of the Board of Supervisors of GILA County, State of Arizona, conditioned for the payment of all damages which may be caused to persons or property by reason of the permitted display as provided in Chapter 46, Arizona Legislative Session Laws of 1941, for a period from 12:01 A.M. May 17, 2014 to 12:01 A.M. May 17, 2015 then this obligation to be void, and of no effect.

SIGNED, sealed and dated this 1st day of March, 2014.

FIREWORKS PRODUCTIONS OF ARIZONA LTD  
Principal

MERCHANTS BONDING COMPANY (MUTUAL)

By Dan Lengeling  
Attorney-in-fact Dan Lengeling



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
4/3/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Britton Gallagher One Cleveland Center, Floor 30 1375 East 9th Street Cleveland OH 44114	<b>CONTACT NAME:</b> PHONE (A/C, No, Ext): 216-658-7100      FAX (A/C, No): 216-658-7101 E-MAIL ADDRESS:																					
	<table border="1"> <thead> <tr> <th colspan="2">INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> </thead> <tbody> <tr> <td>INSURER A : Everest National Insurance Company</td> <td></td> <td>10120</td> </tr> <tr> <td>INSURER B : Maxum Indemnity Company</td> <td></td> <td>26743</td> </tr> <tr> <td>INSURER C : Travelers</td> <td></td> <td>5606</td> </tr> <tr> <td>INSURER D : Everest Indemnity Insurance Co.</td> <td></td> <td>10851</td> </tr> <tr> <td>INSURER E :</td> <td></td> <td></td> </tr> <tr> <td>INSURER F :</td> <td></td> <td></td> </tr> </tbody> </table>		INSURER(S) AFFORDING COVERAGE		NAIC #	INSURER A : Everest National Insurance Company		10120	INSURER B : Maxum Indemnity Company		26743	INSURER C : Travelers		5606	INSURER D : Everest Indemnity Insurance Co.		10851	INSURER E :			INSURER F :	
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<b>INSURED</b> Fireworks Productions of Arizona Ltd. 17034 S 54th St Chandler AZ 85226																						

**COVERAGES**      **CERTIFICATE NUMBER:** 1290579711      **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

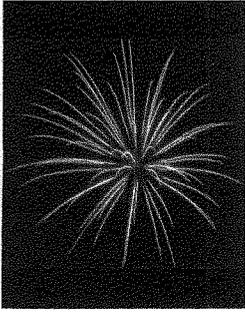
INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
D	<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	Y		S18ML00014-131	10/9/2013	10/9/2014	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$300,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$3,000,000 GENERAL AGGREGATE \$3,000,000 PRODUCTS - COMP/OP AGG \$3,000,000
A	<b>AUTOMOBILE LIABILITY</b> <input checked="" type="checkbox"/> ANY AUTO ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS	Y		S18CA00008-131	10/9/2013	10/9/2014	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
B	<b>UMBRELLA LIAB</b> <input checked="" type="checkbox"/> OCCUR <b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE DED    RETENTION \$	Y		EXC6017189-03	10/9/2013	10/9/2014	EACH OCCURRENCE \$9,000,000 AGGREGATE \$9,000,000
C	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	4864P073	10/9/2013	10/9/2014	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input checked="" type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$500,000 E.L. DISEASE - EA EMPLOYEE \$500,000 E.L. DISEASE - POLICY LIMIT \$500,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Date of Display: July 4, 2014  
Location of Display: Miami Arizona  
Additional Insured(s): Freeport McMoran Copper & Gold Inc., and Phelps Dodge Operation and their subsidiaries, as their interests may appear, are named as additional insured. Waiver of subrogation in favor of Freeport McMoran Copper and Gold Inc., and Phelps Dodge Corporation and their subsidiaries. Contractual liability coverage applies.

<b>CERTIFICATE HOLDER</b>  Freeport McMoran Copper & Gold Inc. Freeport-McMoran Miami Inc District 707 PO Box 4444 Claypool AZ 85532	<b>CANCELLATION</b>  SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  AUTHORIZED REPRESENTATIVE 
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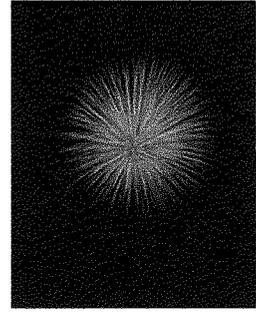
## Exhibit A



# FREEMPORT – MCMORAN Copper & Gold MIAMI

Friday, July 4, 2014

TOTAL AERIAL EFFECTS 663



**Opening:** *Your show begins with: 25 – 3” Titanium Salutes*

### **Aerial Display:**

*A large assortment of brilliantly-colored shells, including Chrysanthemums, Rings, Various Shapes, Waves, Crowns, Peonies, Strobes, Double Rings, Brocade Crowns, Diadems, and Crossettes in gorgeous Reds, Yellows, Blues, Greens, Silvers, and Golds.*

Your Aerial Display will contain a total of 564 aerial shells.

- 2.5” - 2 36 Shot Color or Titanium Salute Finale Box
- 3” - 72 Chinese Fancy’s & Specials
- 4” - 180 Chinese Fancy’s & Specials  
72 Designer Cylinder Specials
- 5” - 72 Chinese Fancy’s & Specials  
18 Designer Pattern Specials
- 6” - 45 Chinese Fancy’s & Specials  
18 Designer Pattern Specials
- 8” - 15 Chinese Fancy’s & Specials

### **GRANDE FINALE:**

*Your celebration will close in spectacular excitement with multiple styles of brilliantly-colored shells.*

Your Grande Finale consists of 74 aerial shells:

Your Grande Finale: 49 - 3” shells, 20 - 4” shells, 3 - 6” shells and 2 - 8” shells.

*Designed by: Fireworks Productions of Arizona*



1.3 g

Shooting Site

60 ft.

560 ft.

Spectator

Freeport McMoran

Pointer 33°24'52.70" N 110°50'16.75" W elev 3417 ft

Streaming 100%

Eye alt 7027 ft