

**EXPORT-IMPORT BANK OF THE UNITED STATES
EXPORT CREDIT INSURANCE PROGRAM
POLICY RENEWAL APPLICANT NOTIFICATIONS AND CERTIFICATIONS**

The Applicant (it) CERTIFIES and ACKNOWLEDGES to the Ex-Im Bank (the Bank) that:

a) it is (**check one**):

- (1) a corporation organized and **existing under the laws of the United States**, or a jurisdiction thereunder, or
- (2) an individual or partnership **resident in** the United States; or
- (3) a foreign corporation, partnership or individual **registered to do business in** the United States, **OR**
- (4) it has received a **written** statement of exception from the Bank and **attached** it to this certification, permitting participation in the transaction despite an inability to make certifications 1, 2 or 3.

b) it undertakes to carry on its business with **due care** in financing exports hereunder, and in regard to the conditions of the contract and the trustworthiness of the buyer.

c) (1) neither it nor its principals have been within the past 3 years:

- (a) **debarred**, suspended or declared ineligible from participating in or voluntarily excluded from participation in a Covered Transaction or
- (b) formally proposed for debarment, with a final determination still pending;
- (c) indicted, convicted or had a civil judgement rendered against them for any of the offenses listed in the **Government Wide Nonprocurement Debarment and Suspension Regulations; Common Rule** which defines Covered Transaction.

(2) It certifies that it is **not delinquent** on any amounts due and owing to the U.S. Government, its agencies or instrumentalities as of the date of this application. **OR**

(3) It has received a **written** statement of exception from the Bank and **attached** it to this certification, permitting participation in the transaction despite an inability to make certifications (1) (a) through (c) and (2).

It further certifies that it has not and will not knowingly enter into any agreements in connection with the transaction with any individual or entity that has been subject to (1) (a), (b) or (c) above.

d) it will complete and submit **Form-LLL, Disclosure Form to Report Lobbying** if, to the best of its knowledge and belief, **any funds have been paid or will be paid** to any person in connection with this application for influencing or attempting to influence:

- (1) an officer or employee of any U.S. Government agency, or
- (2) a Member of Congress or a Member's employee, or
- (3) an officer or employee of Congress.

This does not apply to commissions paid by the Bank to insurance brokers.

e) it has not, and will not, engage in any activity in connection with this Policy that is a violation of the **Foreign Corrupt Practices Act of 1977** (15 USC Sec. 78dd-1, et seq.) which provides for civil and criminal penalties against individuals who directly or indirectly make or facilitate corrupt payments to foreign officials to obtain or keep business. To the best of its knowledge, the performance by the parties of their respective obligations covered or to be covered under this Policy does not and will not violate any applicable law.

f) (1) the information provided to the Bank will be held confidential subject to the **Freedom of Information Act** (5 USC 552) and the **Privacy Act of 1974** (5 USC 552a), except as required to be disclosed under applicable laws;

(5) transfer of financial records included in this application to private parties or another U.S. Government authority will not be authorized except as permitted under the **Right of Financial Privacy Act of 1978** (12 USC 3401).

- g) Check if **any** goods sales insured are not **at least 50% U.S. content**, excluding mark-up
 Check if **any** goods and services sales insured are **not being shipped from the U.S.**
 Check if **any** services sales insured are **not being provided by U.S. personnel**
 Check if assembly is **not** being provided by **U.S. personnel in the U.S.**

Explain: _____.

OR Not applicable.

- h) Check, complete and attach Ex-Im's Defense Product Questionnaire EIB92-61 if :
 the borrower, guarantor, buyer or end-user(s) **is a military, security or police force**, or
 the borrower, guarantor, buyer or end-user(s) **is associated in any way** with a military, security or police
 force, or
 if **any** goods and services are to be **used by** a military, security or police force, or
 if **any** goods and services are **intended for use by** a military, security or police force, or
 if **any** goods and services **are** military, security or police articles, or
 if **any** goods and services have a military, security or police **application**,
 if **any** goods and services **are listed on** the U.S. Munitions List, Title 22, CFR, Part 121.

OR Not applicable.

- i) Check if **any** goods and services are to be used in the construction, alteration, operation, or maintenance of **nuclear** power, enrichment, reprocessing, research, or heavy water production facilities.

OR Not applicable.

- j) Check if the goods and services sales insured are:
environmentally beneficial or,
 used in abatement, control or prevention of pollution, or
 used in handling toxic substances; or
 used in power generation, or
 related to a renewable energy source (check one): wind hydro geothermal solar biomass, or
 if they in other ways affect the environment.

Explain: _____.

OR Not applicable.

NOTE: The Borrower, Guarantor, Buyer and End User under the Policy must be foreign entities in countries for which Ex-Im is able to provide support, see Ex-Im's Country Limitation Schedule (CLS) at www.exim.gov . There may not be trade measures against them under Section 201 of the Trade Act of 1974, see <http://dockets.usitc.gov/eol/public/> click on 201. There may not be trade sanctions in force against them. For a list of products and countries with Anti-Dumping or Countervailing Duty sanctions see <http://205.197.120.60/oinv/sunset.nsf/AllDocID/96DAF5A6C0C5290985256A0A004DEE7D>.

- k) the representations made and the facts stated by it in these certifications and its attachments **are true, to the best of its knowledge and belief, and it has not misrepresented or omitted any material facts**. It further understands that these certifications are subject to the penalties for fraud against the U.S. Government (18 USC 1001).

 Name of Policyholder

 Policy Number

 Signature

 Print Name and Title

_____/_____/_____
 Month/Day/Year