



Export-Import Bank of the United States

**LONG-TERM PRELIMINARY COMMITMENT
and FINAL COMMITMENT APPLICATION**

OMB No 3048-0013
Expires 11/30/2004

Please type the requested information and check applicable boxes. Processing of our application may be delayed if the requested information is not provided.

Additional information on how to apply for an Ex-Im Bank Preliminary Commitment or Final Commitment can be found at the Ex-Im Bank website at http://www.exim.gov/tools/how_to_apply.html

I. COMMITMENT AND FINANCING TYPE REQUESTED.

A. Final Commitment (“AP”)

Preliminary Commitment (“PC”) See Preliminary Commitment Fact Sheet for eligibility criteria. A justification for a Preliminary Commitment is to be attached. (<http://www.exim.gov/pub81.html>)

B. Conversion of a Preliminary Commitment or a Letter of Interest.

Yes. The Ex-Im Bank reference number is: _____
No.

C. Coverage.

- Comprehensive Guarantee.
- Political Risk Guarantee.
- Direct Loan.

D. Supply Contract(s) Between the Exporter and the Buyer. Check only one box.

- Supply Contract(s) awarded to the exporter(s) and is (are) attached.
- No Contract is attached. Ex-Im Bank requires a further explanation with a Final Commitment Application (to be attached).
- This is a request for a Credit Guarantee Facility and no Contract is attached.

II. SPECIAL COVERAGE REQUESTED. Ex-Im Bank Special Coverage Fact Sheets are available on Ex-ImBank’s website at <http://www.exim.gov/pub81.html>.

<input type="checkbox"/> Local Cost Support Local Cost Overview	<input type="checkbox"/> Engineering Multiplier Program Engineering Multiplier Fact sheet	<input type="checkbox"/> Finance Lease Structure Leasing Policies Overview
<input type="checkbox"/> Large Aircraft Transaction Attachment A Required	<input type="checkbox"/> Credit Guarantee Facility (over 10 million) – Specify Consolidation or Securitized Credit Guarantee Facility Fact sheet	<input type="checkbox"/> Four-month interest rate hold (Direct Loan only) Direct Loan Overview
<input type="checkbox"/> Tied Aid Program Attachment C Required	<input type="checkbox"/> Project Finance Transaction Attachment F Required	<input type="checkbox"/> Interest During Construction Capitalization of Interest
<input type="checkbox"/> Environmental Exports Program Environmental Exports Fact sheet	<input type="checkbox"/> Ancillary Service Fees Ancillary Service Fees Fact sheet	<input type="checkbox"/> Used or Refurbished Equipment Used or Refurbished Equipment Overview and questionnaire
<input type="checkbox"/> “One Stop Shop” Co-Financing with Foreign Export Credit Agency Attachment H Required Co-Financing Fact Sheet	<input type="checkbox"/> Foreign Currency Guarantee (specify currency) Foreign Currency Overview	<input type="checkbox"/> Other

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III. REASON FOR REQUESTING EX-IM BANK SUPPORT.

Ex-Im Bank will finance the export of U.S. goods and services if it can be demonstrated that Ex-Im Bank support is necessary for the transaction to proceed.

The exporter is aware that foreign domiciled companies is (are) competing, or is (are) expected to compete for the sale. Provide company name, country, and (if known/applicable) the supporting Export Credit Agency.

The exporter is aware that foreign domiciled companies manufacture comparable goods and services that are sold in the buyer's market with Export Credit Agency support available. Provide company name, country, and (if known/applicable) the supporting Export Credit Agency.

There is limited availability of private financing (from either external or domestic sources). Indicate how financing is constrained by checking the appropriate box.

- No availability of economically viable interest rates on terms over one to two years.
- Financial Institution lending capacity limits reached for either borrower and/or country.
- Other (please describe in box below).

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IV. REQUESTED FINANCING AMOUNTS AND FINANCING STRUCTURE

Ex-Im Bank loan or guarantee amount is based on the value of the eligible goods and services in the exporter's Supply Contract/ Purchase Order. The total level of support is the lesser of: 85% of the value of all eligible goods and services; and 100% of the U.S. content included in all eligible goods and services in the exporter's Supply Contract. In addition, Ex-Im Bank may also finance certain local costs, ancillary services as approved, and the Exposure Fee. [See Foreign Content Policy.](#)

A. Supply Contracts / Purchase Orders Information

US Content included in Supply Contracts	\$ _____
Eligible Foreign Content included in Supply Contracts	\$ _____
Local Costs (if any) included in Supply Contracts	\$ _____
Ancillary Services (if any)	\$ _____

B. Financed Amount Requested (excluding Exposure Fee)

US Content	\$ _____	
Eligible Foreign Content	\$ _____	
Ancillary Services (if any)	\$ _____	
Less Cash Payment		(\$ _____)
Local Costs (if any)	\$ _____	

Financed Amount Requested (excluding Exposure Fee) \$ _____

C. Exposure Fee. (Check one box.)

- Ex-Im Bank to finance the exposure fee which will be paid as the credit is drawn down.
- Ex-Im Bank to finance the exposure fee which will be paid up front.
- Exposure fee not financed by Ex-Im Bank; fee to be paid as the credit is drawn down.
- Exposure fee not financed by Ex-Im Bank; fee to be paid up front.

D. Requested Repayment Terms. Unless otherwise requested repayment of principal is generally on a semiannual basis beginning six months after the starting point.

1. Principal Repayment Term. _____ (years)

2. Starting Point. (The "starting point" is generally the event that marks the fulfillment of the exporter's contractual responsibility. (Check one box.)

- | | |
|---|--|
| <input type="checkbox"/> Shipment (single shipment) | <input type="checkbox"/> Services completion |
| <input type="checkbox"/> Project completion | <input type="checkbox"/> Installation |
| <input type="checkbox"/> Mean Shipment | |
| <input type="checkbox"/> Other (specify): | |

3. Shipment Period. Shipments will be completed and/or services will be performed from:

[] (month/year) to [] (month/year) excluding any acceptance, retention, or warranty period.

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V. TRANSACTION DESCRIPTION.

A. **Purpose of the Loan.** Describe the purpose of the loan (i.e., expansion, replacement, etc.)

B. **The goods or services are destined for an identified project.** If checked, provide the project name, project capacity, estimated total project cost (U.S.D.), construction start and completion dates.

C. **Describe Goods and Services.** Include make, model, manufacturer/supplier, SIC codes or NAICS (if known) of goods and services, number of units, values, and estimated U.S. and foreign content. This section does not need to be completed if the exporter attached a Content Report or a Preliminary Acquisition List with this application, or the request is for a Credit Guarantee Facility. (See [Content Report](#) and [Acquisition List forms](#).)

D. **Other Information.** Check applicable box(es).

- Used Equipment.** Check if any goods are used or refurbished and complete [Attachment E](#).
- Security force/military/police.** Check if any goods or services are to be used by the military or other security force (including police), or have application as a defense article; attach Ex-Im Bank's [Defense Product Questionnaire \(form 92-61\)](#)
- Nuclear.** Check if any goods or services are to be used in the construction, alteration, operation, or maintenance of a nuclear power, enrichment, reprocessing, research, or heavy water production facility. ([Nuclear Procedures](#))

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VI. CREDIT INFORMATION

The Information in [Attachment G: Credit Information](#) is attached.)

VII. PARTICIPANTS

Applicant. The Applicant for a Final Commitment for a guarantee can only be the borrower, the exporter or the lender. The Applicant for a direct loan can only be the borrower. The Applicant for a PC may be any responsible individual, financial institution or non-financial enterprise.

If the lender is the Applicant, the **Lender's Mandate Letter** must be attached.

Applicant name:	Duns #:
Contact person:	Phone #:
Position title:	Fax #:
Street address:	Email #:
City: State/Province:	Postal code:
Country:	Taxpayer ID #:

Number of employees if the Applicant is considered a Small Business (PC only). _____

Exporter. The "Exporter" is the company that contracts with the buyer for the sale of the U.S. goods and services.

Check if the Exporter is also the applicant (PC only). If not, complete the information below.

Exporter name:	Duns #:
Contact person:	Phone #:
Street address:	Fax #:
City: State/Province: Postal code:	Email #:
Taxpayer ID #:	

Number of employees if the Exporter is considered a Small Business. _____

Attach the same information for any additional exporters.

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Supplier. The “Supplier” is the U.S. company that manufactures the goods and/or performs the services to be exported.
 Check if the Supplier is also the Exporter, or complete the information below for the primary Supplier and attach the same information for additional Suppliers.

Supplier name:	Duns #:		
Contact person:	Phone #:		
Street address:	Fax #:		
City:	State/Province:	Postal code:	Email #:
Taxpayer ID #:			

Number of employees if the Supplier is considered a Small Business: _____

Borrower. The “Borrower” is the company that agrees to repay the Ex-Im Bank direct or guaranteed loan.
 Check if the Borrower is associated in **any** way with a security force, military, or police.
 Check if the Borrower is also the Applicant. If not, complete the information below.

Borrower name:	Duns #:		
Contact person:	Phone #:		
Street address:	Fax #:		
City:	State/Province:	Email #:	
Postal code:			

Guarantor. The “Guarantor” is a company that agrees to repay the Ex-Im Bank direct or guaranteed loan if the Borrower does not. Complete the information below if a Guarantor is proposed.

Guarantor name:	Duns #:	
Contact person:	Phone #:	
Street address:	Fax #:	
City:	Email #:	
State/Province:	Postal code:	Country:

Attach the same information for additional Guarantors.

Buyer. The “Buyer” is the company which contracts with the exporter for the purchase of the U.S. goods and services.
 Check if the Buyer is associated in **any** way with a security force, military, or police.
 Check if the Buyer is also the Borrower. If not, complete the information below.

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Buyer name:	Duns #:	
Contact person:	Phone #:	
Position title:	Fax #:	
Street address:	Email #:	
City:	State/Province:	Postal code:
Country:	Taxpayer ID #:	

End-user. The “End-user” is the foreign company which utilizes the U.S. goods and services in its business activities.

Briefly describe the principal business activity of the **End-user** (not required for a Credit Guarantee Facility with a financial institution borrower).

- Check if the End-user is associated in **any** way with a security force, military, or police.
- Check if the End-user is also the Borrower.
- Check if the End-user is also the Buyer. If neither applies, complete the information below. End-user information is not required for a Credit Guarantee Facility with a financial institution Borrower.

End-User name:	Duns #:		
Contact person:	Phone #:		
Position title:	Fax #:		
Street address:	Email #:		
City:	State/Province:	Postal code:	Country:

Lender. The “Lender” is the company which extends the Ex-Im Bank guaranteed loan to the Borrower.

Check if the Lender is also the Applicant and the Applicant’s office listed in No. VII is the booking office for the guaranteed loan. If not, complete the information below for the Lender’s office where the guaranteed loan will be booked (not a branch or representative office). For a Final Commitment for a guarantee that will be documented under a Master Guarantee Agreement, enclose a completed “**Annex A**” to the Master Guarantee Agreement.

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Lender name:	Duns #:	
Contact person:	Phone #:	
Position title:	Fax #:	
Street address:	Email #:	
City:	State/Province:	Postal code:
Country:	Taxpayer ID #:	

VIII. OTHER INFORMATION

A. Environmental. If the Ex-Im Bank loan or guarantee amount will exceed \$10,000,000 (excluding exposure fee) or the repayment term will exceed seven years, complete ([Attachment B](#)). Attachment B is not required for aircraft transactions or Credit Guarantee Facilities.

B. Other U.S. Government Agencies. Check if an application for support of this export contract or related project has been filed with the Agency for International Development, Maritime Administration, Overseas Private Investment Corporation, or Trade Development Agency. If checked include a brief description of the additional support.

C. Anti-Lobbying Law. (Applies only to a Final Commitment application) Refer to [Attachment D](#) and include with the application the declaration and disclosure forms required from the transaction participants. (<http://www.exim.gov/pub81.html>)

D. Content Report. Ex-Im Bank endeavors to obtain the [Content Report](#) at the time of submission of the initial exporters certificate for information and reporting purposes. Processing of, and the decision on, the application will not be delayed or affected by the submission or absence of the report. A [Cause Report](#) EBD-M-55 is requested at the end of each calendar year to describe the nature and reason for the inclusion of any goods and services with 50% or more foreign content in the good or service.

E. Certifications. The undersigned certifies that the facts stated and the representations made in this application and any attachments to this application are true, to the best of the applicant's knowledge and belief after due diligence, that the applicant has not omitted any material facts. The undersigned certifies that neither it, nor its Principals, have within the past 3 years been a) debarred, suspended, declared ineligible from participating in, or voluntarily excluded from participation in, a Covered Transaction, b) formally proposed for debarment, with a final determination still pending, c) indicted, convicted or had a civil judgment rendered against it for any of the offenses listed in the Regulations, d) delinquent on any substantial debts owed to the U.S. Government or its agencies or instrumentalities as of the date of execution of this application; or e) the undersigned has received a written statement of exception from Ex-Im Bank attached to this certification, permitting participation in this Covered Transaction despite an inability to make certifications a) through d) in this paragraph. We further certify that we have not and will not knowingly enter into any agreements in connection with the Goods and Services with any individual or entity that has been debarred, suspended, declared ineligible from participating in, or voluntarily excluded from participation in a Covered Transaction. All capitalized terms not defined herein shall have the meanings set forth in the Government-wide Non-procurement Suspension and Debarment Regulations - Common Rule (Regulations).

In addition, we further certify that we have not, and will not, engage in any activity in connection with this transaction that is a violation of a) the Foreign Corrupt Practices Act of 1977, 15 U.S.C. 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), b) the Arms Export Control Act, 22 U.S.C. 2751 et seq., c) the International Emergency Economic Powers Act, 50 U.S.C. 1701 et seq., or d) the Export Administration Act of 1979, 50 U.S.C. 2401 et seq.; nor have we been found by a court of the United States to be in violation of any of these statutes within the preceding 12 months, and to the best of our knowledge, the performance by the parties to this transaction of their respective obligations does not violate any other applicable law.

The applicant certifies that the representation made and the facts stated in this application 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, et. seq.).

F. Commitment Fee/Facility Fee Agreement. (Applies only to an AP). If the applicant is the borrower, then by signing the application, the applicant irrevocably commits itself to pay the commitment fee or, in the case of a Credit Guarantee Facility, the facility fee. If the

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applicant is the guaranteed lender, then the guaranteed lender has the option of (i) signing the application which irrevocably commits it to pay the fee or (ii) signing the application and enclosing with it an Ex-Im Bank standard form fee letter from the borrower which will irrevocably commit the borrower to pay the fee. If the fee letter from the borrower is not enclosed with the *Final Commitment Application* to Ex-Im Bank, then the guaranteed lender will be irrevocably committed to pay the commitment or facility fee, whichever applies.

A commitment fee accrues starting 60 days after authorization of a final commitment and is payable semiannually in arrears on a schedule determined at the time of authorization of a final commitment. The commitment fee for a direct loan is ½ of 1% per annum on the undisbursed and uncanceled balance of the Ex-Im Bank loan. The commitment fee for a guarantee is 1/8 of 1% per annum on the undisbursed and uncanceled balance of the guaranteed loan. The commitment fee continues to accrue during any suspension, unless the remaining balance of the direct or guaranteed loan is cancelled.

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A facility fee is charged by Ex-Im Bank with respect to an authorization of a final commitment for a Credit Guarantee Facility. The facility fee is a flat 1/16 of 1% of the principal amount of the facility, payable in two equal installments, with the first due on the 15th day of the month which is approximately 90 days from the date of the authorization of the final commitment and the second installment due on the 15th day of the month which is approximately 270 days from the date of authorization of the final commitment.

Applicant (company) name: _____

Name and title of authorized officer: _____

Signature of authorized officer: _____ Date: _____

Check if the Applicant has been assisted by a city or state export agency and provide the name of the agency:

Send this application to Ex-Im Bank, 811 Vermont Avenue, NW, Washington, D.C. 20571. Ex-Im Bank will also accept e-mailed PDF and faxed applications. Ex-Im Bank will not require the originals of these applications to be mailed. Please note the applications must be PDF scans of original applications and all required application attachments. (Fax number 202.565.3380, e-mail exim.applications@exim.gov)

Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35) and the Privacy Act of 1974 (5 U.S.C. 552a)

The applicant is hereby notified that his information is being requested under the authority of the Export-Import Bank Act of 1945 (12 U.S.C. 635 et. seq.); disclosure of this information is mandatory and failure to provide the requested information may result in Ex-Im being unable to determine your eligibility for the transaction. The information collected will be analyzed to determine the ability of the participants to perform and pay for the transaction. The information collected will be held confidential subject to the Freedom of Information Act in Title 5, United States Code, Section 552, Privacy Act of 1974 (5 U.S.C. 552a), except as required to be disclosed pursuant to applicable law.

Public Burden Statement: Public burden reporting for this collection of information is estimated to average 1 hour and 1/2 per response, including time required for searching existing data sources, gathering the necessary data, providing the information required, and reviewing the final collection. Send comments on the accuracy of this estimate of the burden and recommendations for reducing it to: Office of Management and Budget, Paperwork Reduction Project (#3048-0004), Washington, DC 20503.

Right of Financial Privacy Act of 1978 (12 U.S.C. 3401)

This is notice to you as required by the Right of Financial Privacy Act of 1978, that Ex-Im Bank shall have a right of to transfer to another Government authority any financial records included in an application for a loan, or concerning an approved loan or loan guarantee, as necessary to process, service or foreclose on a loan or loan guarantee or to collect on a defaulted loan or loan guarantee. No other transfer of your financial records to private parties or another Government authority will be permitted by Ex-Im Bank except as required or permitted by law.