



U.S. DEPARTMENT OF COMMERCE  
Economic and Statistics Administration  
BUREAU OF ECONOMIC ANALYSIS

**2004 BENCHMARK SURVEY OF  
U.S. DIRECT INVESTMENT ABROAD**  
**MANDATORY — CONFIDENTIAL**

FORM **BE-10 (Claim for Not Filing)** (REV. 12/2004)

<b>MAIL REPORTS TO:</b> U.S. Department of Commerce Bureau of Economic Analysis BE-69(A) Washington, DC 20230  <b>OR</b> <b>DELIVER REPORTS TO:</b> U.S. Department of Commerce Bureau of Economic Analysis BE-69(A) Shipping and Receiving, Section M-100 1441 L Street, NW Washington, DC 20005	<b>BEA USE ONLY</b>	<b>Reporter ID Number</b>	
	<b>1. Name and address of U.S. Reporter</b>  _____ _____ _____		

A BE-10, Benchmark Survey of U.S. Direct Investment Abroad — 2004, is required from any U.S. person that had a foreign affiliate — that is, that had direct or indirect ownership or control of at least 10 percent of the voting stock of an incorporated foreign business enterprise or an equivalent interest in an unincorporated foreign business enterprise — at **any** time during its 2004 fiscal year. (The U.S. person's 2004 fiscal year is defined to be the person's financial reporting year that has an ending date in calendar year 2004.)

Section 806.4 of 15 CFR, Chapter VIII, requires that all persons subject to the reporting requirements of the BE-10 survey respond, whether or not they are contacted by BEA.

It also requires that persons, or their agents, who are contacted by BEA about reporting in this survey, either by sending them report forms or by written inquiry, must respond in writing. They may respond by:

- filing the properly completed BE-10 report by May 31, or June 30, 2005, as required.
- completing and returning the "BE-10 Claim for Not Filing" by May 31, 2005.
- certifying in writing, by May 31, 2005, to the fact that the person had no direct investment within the purview of the reporting requirements of the BE-10 survey;

For copies of BE-10 forms and instructions and the Guide to Industry Classifications for International Surveys, 2002, visit the BEA Web site [www.bea.gov](http://www.bea.gov). Contact us for help by telephone at 202-606-5566 or by e-mail [be10/11@bea.gov](mailto:be10/11@bea.gov).

**BASIS OF CLAIM FOR NOT FILING — Mark (X) and complete either A or B**

**A.**  This U.S. person did **not** own or control, directly and/or indirectly, 10 percent or more of the voting securities of an incorporated foreign business enterprise, or an equivalent interest in an unincorporated foreign business enterprise (including a branch or real estate held for other than personal use) at any time during its 2004 fiscal year.

But *did* file a 2003 BE-11 Annual Survey of U.S. Direct Investment Abroad report with this Bureau.

And *did not* file a 2003 BE-11 Annual Survey of U.S. Direct Investment Abroad report with this Bureau.

**B.**  This U.S. person **did** own or control, directly or indirectly, 10 percent or more of the voting securities of an incorporated foreign business enterprise, or an equivalent interest in an unincorporated foreign business enterprise (including a branch or real estate held for other than personal use) during its 2004 fiscal year, but *(Mark (X) one)* ↗

1  The owners are citizens of a foreign country who **(a)** are resident in the U.S. as a result of official employment by a foreign government (including the immediate family of such persons), or **(b)** have been and expect to be resident in the U.S. for less than one year.

2  Is fully consolidated in the BE-10 report of another U.S. person — *Give name and address of that person and their BEA Identification Number, if known.* →

Name		
Address — Number and street or PO Box		
City	State	ZIP Code
BEA Identification Number →		

3  Other — *Specify and include reference to section of regulations or instructions on which claim is based.* ↗

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**MANDATORY** — This survey is being conducted under the International Investment and Trade in Services Survey Act (P.L. 94-472, 90 Stat. 2059, 22 U.S.C. 3101-3108, as amended — hereinafter "the Act"), and the filing of reports is mandatory under Section 5(b)(2) of the Act (22 U.S.C. 3104).

**CONFIDENTIALITY** — The Act provides that your report to this Bureau is CONFIDENTIAL and may be used only for analytical or statistical purposes. Without your prior written permission, the information filed in your report CANNOT be presented in a manner that allows it to be individually identified. Your report CANNOT be used for purposes of taxation, investigation, or regulation. Copies retained in your files are immune from legal process.

**PENALTIES** — Whoever fails to report shall be subject to a civil penalty of not less than \$2,500, and not more than \$25,000, and to injunctive relief commanding such person to comply, or both. Whoever willfully fails to report shall be fined not more than \$10,000 and, if an individual, may be imprisoned for not more than one year, or both. Any officer, director, employee, or agent of any corporation who knowingly participates in such violations, upon conviction, may be punished by a like fine, imprisonment or both. (22 U.S.C. 3105)

Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number.

<b>PERSON TO CONSULT CONCERNING QUESTIONS ABOUT THIS REPORT — Enter name and address</b>				<b>CERTIFICATION</b> — The undersigned official certifies that the information contained in this claim is correct and complete to the best of his/her knowledge.	
Name					
Address				Print or type name and title	
TELEPHONE NUMBER	Area code	Number	Extension	Telephone number	FAX number
FAX NUMBER	Area code	Number			
May we use e-mail to correspond with you to discuss questions relating to this survey, including questions that may contain information about your company that you may consider confidential? (Note that electronic mail is not inherently confidential; we will treat information we receive as confidential, but e-mail is not necessarily secure against interception by a third party.)				E-mail address	
1000 <sup>1</sup> <input type="checkbox"/> Yes — <i>If yes, please provide your e-mail address.</i> → <sup>1</sup> <input type="checkbox"/> No				_____ 1001	