

7(A) UNILATERAL ACTION MATRIX

Unilateral Actions

2/27/2009

	Etrans? YES	Notify SBA?	Notify SBA? YES	Requires prior SBA Approval	Lenders can use handy Form 2237 ⁵
Prior to Initial Disbursement					
Maturity extensions (PLP/Express = Notify; GP = Prior Approval)	X		X	X	X
Initial disbursement date (PLP/Express = Notify; GP = Prior Approval)			X	X	X
Legal name /trade name change	X		X		X
Change in Tax ID # or Social Security #			X		X
Increase/Decrease in int rate (PLP/Express = Notify; GP = Prior Approval)			X	X	X
Increase/Decrease to loan amount				X	X
Increase/Decrease the guaranty percentage				X	X
Reinstatement of loan				X	
Cancellation of loan	X		X		X
Environmental Reviews ¹ (GP loans only)				X	
Environmental Reviews (PLP and Express only)		X			
Changes to loan authorization (GP loans only)				X	

After Initial Disbursement (13 CFR § 120.535 and 13 CFR §120.536)

Miscellaneous	Any action that confers a Preference on the Lender Transferring a loan between two Participant Lenders Transfers, sells or pledges more than 90% of a loan Any action for which prior written consent is required by a Loan Program Requirement (e.g. Emergency Repurchase from Secondary Market, see Chapter 5 of SOP 50-50-4)				X X X	
Payments	Payment Modification//Deferments ² Provide Payoff figures to borrowers Rate Changes ²		X X	X		X
	Determination of Involuntary Prepayment/Subsidy Recoupment Fee Accept prepayments		X		X	2%
Changes/Edits	Adjust management covenants		X			
	Assumption/Change in borrower's form ³ Change of legal name, trade name, or address Correct obvious typographical errors	X	X	X		X
Loan Terms	Compromises Increases to the principal amount of a loan		A		X X	X
	Decrease in loan amounts Changes to loan authorization		X	X		X
	Extend final disbursement period Decreasing guaranty percentage Maturity extensions ²	X		X X X		X X X
	Reinstating the guaranty Termination of guaranty (pre-purchase)			X	X	X



7(A) UNILATERAL ACTION MATRIX

2/27/2009

			Unilateral Actions			
		Etrans?	Notify SBA?	Notify SBA?	Requires prior SBA Approval	Lenders can use handy Form 2237 ⁵
		YES	YES NO	YES		
Collateral	Release/substitute collateral Subordinate to third party senior lien Make loans that do not adversely affect the collateral Release/substitute guarantors Change life or hazard insurance requirements Change flood insurance requirements in accordance with SBA policy Taking title to any property in the name of SBA Taking title to environmentally contaminated property, or taking over operation and control of a business that handles hazardous substances or hazardous waste.		X X X X X		X X	

Note: Documentation requirements: For all servicing actions, Lenders must document the justifications for their decisions and retain these and supporting documents in their file for future SBA review to determine if the actions taken by the Lender were prudent, commercially reasonable, and complied with all Loan Program Requirements.

- 1 Loans approved on or after 8/1/08, Environmentals must be submitted to/approved by the Standard 7(a) Loan Processing Center Citrus Heights, CA
- 2 For loans sold on the Secondary Market, any payment modification, rate change, extension of maturity, or deferment over 3 months, must have investor approval.
- 3 Must be sent in to SBA if it involves changing legal name or trade name, tax ID, or social security number.
- ⁴ SBA considers it to be a prudent lending practice for lenders to maintain insurance on worthwhile collateral.
- 5 For the most recent version of handy SBA Form 2237, click here.

Other helpful information for Lenders

- ✓ When submitting a unilateral action to notify SBA, you will receive a receipt from the appropriate servicing center that your action was received and that will be the <u>only</u> communication you will receive. This is a reminder of the streamlined process regarding the handling of unilateral actions.
- ✓ Lenders should direct their action, request and/or SBA Form 2237 Checklist to either:

 Fresno Service Center at fsc.servicing@sba.gov

 Little Rock Service Center at Irsc.servicing@sba.gov
- ✓ When taking action that falls within your unilateral authority, you are encouraged to notate your file with a statement such as "This action was taken pursuant to lender's Unilateral Authority." Then, attach this matrix to the statement and include it within your file, along with any other supporting information.
- ✓ Lenders may contact their District Office Lender Relations Specialists or Brand Managers if they have questions regarding the use of this matrix.
- ✓ Stamped approvals for unilateral actions are no longer issued by District Offices or by Centers.
- ✓ For the most recent version of this handy quide, click here!
- ✓ Please visit the Commercial Loan Service Centers' website, here, for all your servcing guestions.