

Certifications and Notices for Exporter Certificates

These certifications and notices are incorporated into each of the Export-Import Bank (“Ex-Im Bank”) forms of Exporters Certificate as if fully set forth in such forms. When signing any of the Exporter Certificates for any Ex-Im Bank program, the exporter signing such Exporter Certificate: i) certifies, subject to the penalties for fraud and false statements against the U.S. Government (18 USC 1001, et seq.) that all of the certifications below are true and correct to the best of the signer’s knowledge; and ii) is deemed to have received the Notices set forth below.

The exporter signing the Exporter Certificate (hereafter, the “exporter”) certifies that the facts stated and the representations made in the Exporter Certificate and supplements to the Exporter Certificates are true, to the best of the signer’s knowledge and belief after due diligence, that the signer has not omitted any material facts. The exporter certifies that neither it, nor its principals, have within the past three 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 the Exporter Certificate; or (e) the exporter signing the Exporter Certificate has received a written statement of exception from Ex-Im Bank attached to the Exporter Certificate, permitting participation in this Covered Transaction despite an inability to make certifications a) through d) in this paragraph. The exporter further certifies that it has 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 (1) the Export-Import Bank’s Non-procurement Debarment and Suspension regulations, 2 C.F.R. Part 3513, adopting by reference, the OMB Guidelines to Agencies on Government wide Debarment and Suspension (Non-procurement), 2 C.F.R. Part 180; and (2) the Debarment, Suspension, and Ineligibility provisions of the Federal Acquisition Regulation, 48, C.F.R. Subpart 9.4. The exporter is not listed on any of the publicly available debarment lists of the following international financial institutions: World Bank Group, African Development Bank, Asian Development Bank, European Bank for Reconstruction and Development and the Inter-American Development Bank.

In addition, the exporter certifies that neither the exporter nor anyone acting on its behalf, such as agents, has engaged, or will engage, in any activity in connection with this transaction that is a violation of the Foreign Corrupt Practices Act of 1977, 15 U.S.C. 78dd-1 et seq. (which provides for civil and criminal penalties against companies and individuals who directly or indirectly make or facilitate corrupt payments to foreign officials to obtain or keep business). Further, the exporter has not engaged, and will not engage, in any activity in connection with this transaction that is a violation of the Arms Export Control Act, 22 U.S.C. 2751 et seq., the International Emergency Economic Powers Act, 50 U.S.C. 1701 et seq., or the Export Administration Act of 1979, 50 U.S.C. 2401 et seq. The exporter has not 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 its knowledge, the performance by the parties to this transaction of their respective obligations does not violate any other applicable law.

The exporter certifies that neither the exporter nor anyone acting on its behalf in connection with this transaction is currently under charge or has been, within the past 5 years, convicted in any court or subject to national administrative measures of any country for bribery of foreign public officials.

NOTICES The exporter is hereby notified that information requested by Exporter Certificate is done so under authority of the Export-Import Bank Act of 1945, as amended (12 USC 635 et. seq.); provision of this information is mandatory and failure to provide the requested information may result in Ex-Im Bank being unable to determine eligibility for support or process or approve disbursements or the issuance of guarantees or insurance. If any of the information provided in this application changes in any material way or if any of the certifications made herein become untrue, the exporter must promptly inform Ex-Im Bank of such changes. The information provided will be reviewed to determine the exporter's ability to participate in the transaction referenced in this Exporter Certificate. Ex-Im Bank may not require the information and applicants are not required to provide information requested in this application unless a currently valid OMB control number is displayed on the application form (see upper right of each page of the Exporter Certificate form).