

Buyer's Letter

BUYER's SAMPLE 5-DAY NOTICE

Scenario: Both firms registered. Buyer is U.S. firm, which is neither foreign owned nor controlled. Seller has no subsidiaries and is to become a subsidiary of Buyer.

- Replace **bolded** text with the details of your case. If a section does not apply to your activities, indicate that it is “Not Applicable.”
- ***Bolded Italicized*** text provides additional instructions.

Use Letterhead:



Date
XYZ Aero LLC
2981 Westmorland Drive
North East, Alabama 99999

Ms. Lisa Aguirre, Director
Office of Defense Trade Controls Compliance
Directorate of Defense Trade Controls
Attn: Compliance & Registration Division
U.S. Department of State
2401 E Street NW, SA-1, Room H1200
Washington, DC 20037

Buyer's Letter

Subject: Notification of Acquisition of **ABC, Inc. (Maaaaa and/or K-bbbb)** by **XYZ Aero LLC (Mccccc and/or K-dddd)**

Dear Ms. Aguirre:

XYZ Aero LLC ("XYZ") submits the following notice of its acquisition of **ABC, Inc. ("ABC")** pursuant to Section 122.4 of the International Traffic in Arms Regulations (ITAR) (22 C.F.R. Parts 120-130):

1. Transaction & Effective Dates: The acquisition was finalized on **December 31, 2012** through an **asset purchase/stock purchase/merger/etc.**
2. Brief description of **XYZ's** activities: **XYZ is the world's leading manufacturer of widgets for use in civil and military aviation.**
3. 5-day material changes to buyer's Statement of Registration (DS-2032):

- a. Block 7. Deletions of senior officers:

Alexis B. Catlin (Chief Executive Officer) Anne Bullen Cato (Chief Financial Officer) Angelo B. Cassio (Corporate Secretary)

- b. Block 7. Additions of senior officers:

Name: **Augustus B. Cornelius**
Date of Birth: **July 10, 1972**
Place of Birth: **North Hampton, CA**
Citizenship: **US**
Social Security Number: **999-00-9999**
Position/Title: **Chief Executive Officer**
Permanent Address:
777 77th St
East Lansing, MI 99999

Name: **A. B. Caragon**

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Date of Birth: **June 16, 1952**

Place of Birth: **London, Ontario**

Citizenship: **Canada/permanent resident of United States (copy of permanent resident card provided in Attachment A)**

Social Security Number: **999-00-9998**

Position/Title: **Chief Financial Officer**

Permanent Address:

888 88th St

Nome, Alaska 99998

Name: **Ariel Balthasar Casca**

Date of Birth: **August 22, 1962**

Place of Birth: **East-West, Idaho**

Citizenship: **US**

Social Security Number: **999-00-9997**

Position/Title: **Corporate Secretary**

Permanent Address:

6 66th St

North Rome, New Jersey 99997

c. Block 8. Additions to USML categories:

Add Category XI.

d. Block 9. Additions of U.S. subsidiaries/affiliates:

ABC Inc.

2222 22nd Ave SW

Tulsa, Ohio 99996

Tel: 999-999-9999

4. Disposition of outstanding licenses and authorizations:

There are approximately **5 licenses and 10 technical assistance agreements** to be transferred.

5. Surviving Registration Code:

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The surviving registration code is to be **XYZ Aero LLC's (Mcccc and/or K-dddd)**. **ABC's** registration code (**Maaaaa and/or K-bbbb**) is to expire.

6. Point of Contact for questions about this Material Change notice:
Aumeric Basset Cathnews, Empowered Official
XYZ Aero, LLC
Tel: 999-999-9997
e-mail: abcathnews@xyzaero.com

7. Ownership of **XYZ Aero LLC**: **XYZ's** ownership has not changed as a result of this transaction.

XYZ Aero LLC assumes all rights, responsibilities, liabilities, and obligations that existed, exist, or may develop regarding the licenses, agreements, or other approvals (including any conditions, limitations, provisos, or amendments), or any requirements under Section 38-40 of the Arms Export Control Act or the International Traffic in Arms regulations for the licenses, agreements and other approvals.

On behalf of **XYZ Aero, LLC**, I hereby certify that I am an authorized senior officer of **XYZ Aero, LLC**. Furthermore, I state that under penalty according to federal law (22 CFR 127.2; 22 USC 2278; 18 USC 1001), I warrant the truth of all of the statements made herein.

Very truly yours,

Arthur Bates Charmian
President, XYZ Aero, LLC
*(Or other officer listed in Block 9 of XYZ's last DS-2032,
as amended prior to this notice.)*

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Attachments: A - Permanent Resident Card.

B - Before & After Ownership Charts.

Buyer's Letter

Attachment A

Copy of Permanent Resident Card (Green Card)

