

OMB NO. 3072-0018
(Expires 8/31/2010)

APPLICATION FOR A LICENSE AS AN OCEAN TRANSPORTATION INTERMEDIARY

FOR USE IN PREPARING
FORM **FMC-18**
(Rev. August 2007)



FEDERAL MARITIME COMMISSION

PRIVACY ACT AND PAPERWORK REDUCTION ACT NOTICE

General--The information contained in this notice is required to be provided pursuant to Public Law 93-579 (Privacy Act of 1974) 5 U.S.C. 552a, as amended, for individuals completing Form FMC-18 Rev. "Application For A License as an Ocean Transportation Intermediary."

Authority--Sections 15, 17, and 19 of the Shipping Act of 1984, as amended by the Ocean Shipping Reform Act of 1998 and the Coast Guard Authorization Act of 1998 (46 U.S.C. app. 1714, 1716 and 1718), and section 4 of the Administrative Procedure Act (5 U.S.C. 553) authorize and direct the Federal Maritime Commission to make rules and regulations affecting licensing, activities, obligations and responsibilities of ocean transportation intermediaries engaged in carrying on the business of a transportation intermediary in oceanborne foreign commerce of the United States. Pursuant to that authority, the Commission has published in 46 CFR Part 515, regulations and forms to implement section 19 of the Shipping Act of 1984, as amended by the Ocean Shipping Reform Act, with respect to the eligibility and procedure for licensing an ocean transportation intermediary. To obtain a license pursuant to 46 CFR Part 515, the information required by Form FMC-18 Rev. must be provided.

Principal Purpose - The primary purpose for the information requested in Form FMC-18 Rev., is to assist in determining whether an applicant for a license as an ocean transportation intermediary meets the necessary qualifications set forth in 46 CFR Part 515 to be eligible for such a license. After a license is granted, this information is also needed for the purpose of monitoring the activities and status of licensees to ensure they are in compliance with statutory requirements and Commission regulations.

Routine Use - All of the information in Form FMC-18 Rev. may be disclosed for routine use by the agency, as provided in System of Records FMC-7, 72 FR 30009. Where there is an indication of a violation, or potential violation of law, or regulatory requirements, the Agency may also disclose information to the appropriate federal, state or local Agencies.

Disclosure of the requested information including the Social Security number ("SSN") is voluntary. The SSN will be used as an identifier in conducting a background investigation. Failure to provide any or all of the information requested may result in the FMC's inability to conduct the background investigation as required prior to the issuance of a license.

THE TIME IT TAKES TO PREPARE YOUR APPLICATION

According to the Paperwork Reduction Act of 1995, as amended, persons are not required to respond to a collection of information unless it displays a valid OMB control number. The valid control number for this information collection is 3072-0018. The

time required to complete this information collection is estimated to average 2 hours per response, including the time to review instructions, research existing data resources, gather the data needed, and complete and review the information collection.

FILING INFORMATION

I. BEFORE PROCEEDING

You should familiarize yourself with the rules and regulations pertaining to ocean transportation intermediaries (“OTI”). These rules and regulations are contained in section 19 of the Shipping Act of 1984, as amended by the Ocean Shipping Reform Act of 1998 and the Coast Guard Authorization Act of 1998, and 46 C.F.R. Part 515 of the Commission's regulations that explains the Licensing and Financial Responsibility Requirements. The section also explains the General Duties for OTIs. Copies of these documents may be obtained from the FMC's Bureau of Certification and Licensing (“BCL”) or can be found on the Commission's website www.fmc.gov.

Failure to comply with these rules and regulations may result in denial, revocation or suspension of an ocean transportation intermediary license. Persons operating without the proper license may be subject to civil penalties not to exceed \$6,000 for each violation. If the violation is willfully and knowingly committed, in which case the amount of the civil penalty may increase to \$30,000 for each violation.

Where To Get Forms

You may obtain copies of the Form FMC-18 and the related Surety Bond Form FMC-48, at the Commission's website, www.fmc.gov, or by writing to the Federal Maritime Commission, Bureau of Certification and Licensing, 800 North Capitol Street N.W., Washington, D.C. 20573-0001. You may also telephone BCL, Office of Transportation Intermediaries, at (202) 523-5843 or fax at (202) 566-0011.

Where To Get Help

You may contact BCL any time during normal working hours (8:30 am - 5 pm, EST) by telephone at (202) 523-5843 (Office of Transportation Intermediaries) or by fax at (202) 566-0011.

II. COMPLETING THE FORM

The Form FMC-18, including any attachments, must be submitted in duplicate with all applicable Parts completed. If a question within a Part is not applicable, write "N/A". Incomplete applications will be returned without processing.

ALL APPLICATIONS REQUIRE THE COMPLETION OF PARTS A AND G. Other Parts of the FMC-18 must be completed depending on the particular transaction as follows:

<u>Application for</u>	<u>Parts</u>
Initial application for a license	A B D E F G
License transfer	A B C
Business structure change	E F G
Name Change	A B E F G
Replacement or additional	A C G
qualifying individual	A D E G
	Addition of NVOCC or

Addition or Removal of

OFF license
A F G

Trade Name
A C G

All Applications must be typed, no hand written submissions will be accepted. If additional space is needed to respond to Parts B, D, or E, please photocopy the appropriate page and continue entering the information. Clearly mark supplemental pages 1A, 2B, etc. In any other instance where it is necessary to attach a supplemental sheet, please label the supplemental response to match the item number on the application, e.g. Part B, Question No. 7.

PART A - NAME AND ADDRESS

The complete legal name of the applicant must be shown in this section. If this is an application for a name change or license transfer, please enter the name of the applicant and complete the section C titled Name Change/License Transfer to indicate old name or transferor. A document supporting the legal business name must be attached to the Form FMC-18 with the initial application. Documentation is also required for applications seeking approval of a change in business structure, license transfer, name change, or addition of a trade name, See Part B. All applications must contain a street address indicating the principal place of business (must be the physical address of applicant). Post office boxes are not acceptable as a business address, but may be used for receipt of mail.

A license number should be provided only by those persons who are already licensed. An applicant that previously held an OTI license that was revoked or surrendered, must complete Question No. 3, Part B.

Line By Line Instructions

PART B - BUSINESS INFORMATION

1. Check the appropriate box that applies to the applicant. For corporations, the Articles of Incorporation and minutes of a meeting appointing officers (or other documentation that lists all appointed officers) must be submitted with the application. A "Certificate of Good Standing", issued within 6 months from the date of application, is also needed for any corporation that has been in existence for more than one year. Documentation supporting the use of a trade name must be submitted with an initial application or where the application seeks a change in business structure, license transfer, or name change. For use of more than one trade name, documentation is needed stating which name will be used with the Ocean Freight Forwarder ("OFF") and Non-Vessel-Operating Common Carrier ("NVOCC") licenses.

2. If the applicant is going to conduct OTI business through branch offices in the US or open up a US branch office, this question must be answered in the affirmative and the number of branch offices indicated. If you answered in the affirmative, complete Part F.

3. If the applicant ever held a license as an ocean transportation intermediary (OFF or NVOCC), or if this is an application for a license transfer, this question must be completed. (For license transfers, the information will be that of the transferring licensee.)
4. Describe applicant's current business activities, e.g. export shipper, steamship agent, air freight forwarder, NVOCC, etc. If applicant is currently licensed as an ocean freight forwarder or an NVOCC, please include your license and bond numbers.
5. If applicant intends to share office space or is currently sharing space with another person or firm, please identify the person/firm and explain the relationship, e.g. parent company, no affiliation-paying rent, sister company with common stock ownership, etc.
6. Identify any person or entity (other than a bank or finance company) who is providing financial assistance to the applicant including anyone who is providing collateral for the surety bond.
7. Check all the boxes that apply. If the response to any question is yes, please attach an explanation.

PART C - NAME CHANGE / LICENSE TRANSFER

8. If you are changing the name of your existing company, the new name of the company should appear here. If you are changing your existing corporation's business structure do not fill out this section. An official document supporting the legal name shall be attached to the Form FMC-18. For corporations, an Amended Articles of Incorporation is needed. For LLPs and LLCs, an Amended Partner Membership Agreement can be used.

If you are changing your trade name or adding a trade name, you must attach the appropriate documentation supporting that name (e.g. A Fictitious Name Statement). If you are deleting a trade name, clearly specify the name being deleted.

If you are transferring a license, state the name of the existing company whose license is being transferred from ("transferor") and identify the company which will receive the license ("transferee"). State if all or part of the company is being transferred (if only part is being transferred list the parts). Provide an explanation of the business practices of both companies. If the transferor will no longer operate as a business provide dissolution papers.

PART D - QUALIFYING INDIVIDUAL

9. Identify the name and title of the proposed qualifying individual for the applicant. Only the following individuals may be a qualifying individual:

Business Structure
Sole proprietor
Partnership
Corporation

Qualifying Individual
Applicant
Active managing partner
Active corporate officer
Limited Liability Company
Active partner or officer

If applicant is proposing more than one qualifying individual complete Part D for

each individual. Use a different letter for each qualifying individual (i.e., A5, A6, A7, B5, B6, B7, etc...).

10. Check all the boxes that apply. If replacing a qualifying individual, list the name of the individual being replaced.

11. Check the box that applies. If the qualifying individual is a corporate officer or partner, attach documentation that will verify that fact, e.g. a copy of the corporate minutes electing the qualifying individual or the partnership agreement.

12. Show the total number of years and months of ocean transportation intermediary experience that the qualifying individual is submitting for consideration. The qualifying individual must have a minimum of three years experience in the ocean transportation intermediary business in the United States in order to be approved. (See 46 C.F.R. §§ 515.2(i), 515.2(l), and 515.11(a).)

13. Check the boxes that apply. If the response to any question is yes, please attach an explanation.

14. Show the employment history of the qualifying individual only as it relates to those jobs where experience was gained in the ocean transportation intermediary business in U.S. foreign commerce. (Qualifying Individuals for NVOCC's not in the US may submit proof of OTI experience obtained outside the US.) To insure that those work experiences qualify, it is suggested that you review 46 C.F.R. §§ 515.2(i) and (l) of the Commission's rules. Examples of work experience that are not considered acceptable include experience gained overseas (import) as an ocean freight forwarder, or in air freight forwarding, custom house brokerage, or motor freight forwarding.

15. Identify three persons, unrelated to the qualifying individual or applicant, who can verify the duties performed by the qualifying individual. The Commission may contact these persons to verify the information set forth on the Form FMC-18.

PART E - OWNERSHIP AND AFFILIATIONS

16. Sole proprietorships must show the name of the owner. Partnerships or similar entities must list the name of the partners or members. Corporations must list the name and title of each officer, director, or stockholder and the percentage of ownership.

17. Identify whether applicant, qualifying individual, other officer, director, partner, member, stockholder, parent or holding company will have a beneficial interest in shipments moving in the United States commerce as defined in 46 C.F.R. §§ 515.2(b).

18. Please list any organization or entity of any type whether in the United States or abroad that is affiliated with the applicant. An affiliation is deemed to exist if any person listed in Question 16 is an officer, director, partner, member, owner, stockholder, parent or holding company, or an employee of any other firm in the United States or abroad. Indicate all entities of any type whether in the United States or abroad that is related to the applicant in any other way (e.g., where the applicant holds stock in another entity).

Applicants that are members of large organization or are affiliated with international conglomerates must submit a list of all subsidiaries and affiliations printed in the group's annual report. Holding company's identify affiliations that are involved with foreign water borne commerce.

PART F - BRANCH OFFICES

19. Identify all US branch offices of the applicant that perform OTI services. Incorporated branch offices must be separately licensed. If you need additional space, enter the information on supplemental pages.

If the applicant is an NVOCC not in the US, it needs to establish a qualifying office in the US. This office is to be listed in Part F. Branch offices outside the US are not required to be listed.

PART G - CERTIFICATIONS

20. The Form FMC-18 is not considered a valid application unless it is signed. The application must include the title of the individual signing the application and the date of execution. Sole proprietors should also complete the Certification at the top of Page 10 pertaining to the distribution or possession of a controlled substance.

Fees

Following is a list of the fees required to be submitted with various types of applications:

New license	\$ 825
License transfer	

Business structure change	525
Name Change	525
Replacement or additional qualifying individual	525
	Addition of NVOCC or
	OFF license
	525

All payments may be made by money order, certified check, cashier's check, or personal check made payable to the "Federal Maritime Commission." Please do not send cash. Failure to include the proper fee with your application will cause it to be returned without processing. It should be noted that fees will not be returned in any instance where the application has been processed in whole or part.

Before Filing Your Application

Please check the application to make certain that all applicable parts have been completed and all questions answered or noted "N/A" within those Parts. Attach all supporting documentation (e.g. proof of legal name) and include the proper fee. Should you have any questions, please call BCL, Office of Transportation Intermediaries at (202) 523-5843 before filing your application.

Where To File

Mail or courier the completed application Form (FMC-18) to the Federal Maritime Commission, Bureau of Certification and Licensing, 800 North Capitol Street N.W., Washington, D.C. 20573-0001.

Change In Facts

Any change in the facts contained in the Form FMC-18 must be reported to the Commission within 30 days of the change. If this is an initial application for a license, the change should be reported as soon as possible to preclude any processing delay that may occur due to the change. There is no fee for filing changes to pending applications.

III. WHAT TO EXPECT

Generally, you can expect to receive notification that your application has been processed and a decision made within 45 days from receipt of the application, assuming the application is complete and our investigation does not reveal any circumstances that would preclude licensing. Incomplete applications will usually be returned within a week. You can also expect the Commission to contact the references for the qualifying individual(s).

Proof of Financial Responsibility

The applicant must obtain proof of financial responsibility upon notification by the Commission that the application for a license as an ocean transportation intermediary has been approved. A license will be issued after the Commission has received acceptable proof of financial responsibility in the form and amount prescribed in 46 C.F.R. § 515.21 of the Commission's ocean transportation intermediary regulations. The name of the principal on the proof of financial responsibility must match exactly the legal name of the applicant including abbreviations and punctuation.

If more than six (6) months lapse between the date of notification of approval of an application and receipt of the proof of financial responsibility, the Commission will, at its discretion, undertake a supplementary investigation to determine the continued qualification of the applicant. The fee for such supplementary investigation is \$225.

Should applicant fail to file the requisite proof of financial responsibility within two years of the date of approval, the Commission will consider the application to be void.

Form **FMC-18**

APPLICATION FOR A LICENSE

OMB No. 3072-0018

(Rev. May 19, 2003)
Federal Maritime
Commission

AS AN OCEAN TRANSPORTATION INTERMEDIARY

(Expires 7/2007)

PART A

**GENERAL
TO BE COMPLETED BY ALL APPLICANTS**

APPLICATION MUST BE TYPED

a. Name of corporation, partnership or sole proprietorship: _____
License No. (if any) | _____

b. Trade name(s):
[] Trade name used for NVOCC services only

[] Trade name used for OFF services only

[] Trade name used for both services

c. Principal Place of Business Address: number, street, and room or suite number:

d. City or town, state, ZIP code, and country:

e. (Area code)telephone number: _____ (Area code)fax number: _____

f. E-Mail address/URL of Contact Person or QI:

g. Is this a new address? []Yes []No

h. Mailing address if different from principal place of business (P.O. Boxes may be used):

City or town, state, Zip code, and country:

i. Application for (check as many as applicable and complete the designated Parts for the boxes checked):

- [] new license to operate as an ocean freight forwarder (Parts A, B, D, E, F, G)
- [] new license to operate as a non-vessel-operating common carrier (Parts A, B, D, E, F, G)
- [] new license to operate as both an ocean freight forwarder and a non-vessel-operating common carrier (Parts A, B, D, E, F, G)
- [] name change (Parts A, C, G)
- [] addition / removal of trade name(s) (A, C, G)
- [] replacement/additional qualifying individual (Parts A, D, E, G)
- [] business structure change (Parts A, B, E, F, G)
- [] license transfer (Parts A, B, C, E, F, G) Current name _____
to _____
- [] adding NVOCC services to active OFF license (A, F, G)
- [] adding OFF services to active NVOCC license (A, F, G)

All questions within applicable parts must be answered or noted "N/A."

7. Has applicant or any of applicant's partners, officers, directors, or stockholders ever:

- (1) been found in violation of any shipping act?
or paid penalty in settlement of? []Yes []No
- (2) filed or been involved in a bankruptcy proceeding, other than as a claimant,
been declared bankrupt, been subject to a tax lien, or had legal judgment
rendered for a debt? []Yes []No
- (3) been ARRESTED, CHARGED, CONVICTED OF, OR FORFEITED COLLATERAL
for any FELONY, MISDEMEANOR, OR OTHER VIOLATION? []Yes []No
(Omit: 1. traffic violations for which a fine of \$250 or less was paid;
2. any incident which happened before each persons 21st birthday.)

If the response to any part of this question is "Yes," please attach an explanation. For bankruptcy, please include order of discharge. For tax lien, please provide release of lien. For judgment, please provide satisfaction of civil judgment.

PART C	NAME CHANGE / LICENSE TRANSFER TO BE COMPLETED BY PERSONS REQUESTING APPROVAL OF A NAME CHANGE, ADDITION OR REMOVAL OF A TRADE NAME, OR TRANSFER OF A LICENSE
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8. **Previous name of licensee.**

New name of licensee. Provide documentation for name change. (See Instructions)

Trade name(s), if any (attach "Fictitious Name Statement" or other proof of trade name registration):

NVOCC OFF Both

NVOCC OFF Both

License Transfer:

Name of Transferor

Name of Transferee

Did the transferor sell all of the company to the transferee? [] Yes [] No
(If no, list the parts that were sold to the transferee)

Is the transferor still operating as a company? [] Yes [] No

(Provide explanation of business practices for both company's. If the company is no longer operating provide dissolution papers.)

PART D	QUALIFYING INDIVIDUAL
TO BE COMPLETED BY APPLICANTS FOR AN OCEAN TRANSPORTATION INTERMEDIARY LICENSE AND REPLACEMENT/ADDITIONAL QUALIFYING INDIVIDUALS	

9. Name of proposed qualifying individual: _____ Title: _____

Business address: number, street, and room or suite number, city, state, zip code, country (If different from principal address)

S. S. Number:	DOB	Place of Birth:	Birth:
	US Citizen or Resident Alien: (If Resident Alien provide No.)	city, state, county	

10. Is the proposed qualifying individual a (an):

Initial Qualifying Individual]
 Additional Qualifying Individual]
 Replacement Qualifying Individual](Name of individual being replaced: _____)

11. Position the qualifying individual holds as a corporate officer, member, or active partner:
(Attach proof of position held i.e., minutes from meeting electing the officers)

12. Length of qualifying ocean transportation intermediary experience (years/months):

13. Has the proposed qualifying individual(s) ever:

(1) been submitted as the qualifying individual for another company?]Yes]No
 (2) been found in violation of any shipping act?]Yes]No
 or paid penalty in settlement of?]Yes]No
 (3) filed or been involved in a bankruptcy proceeding, other than as a claimant, been declared bankrupt, been subject to a tax lien, or had legal judgment rendered for a debt?]Yes]No
 (4) been ARRESTED, CHARGED, CONVICTED OF, OR FORFEITED COLLATERAL for any FELONY, MISDEMEANOR, OR OTHER VIOLATION?]Yes]No
 (Omit: 1. traffic violations for which a fine of \$250 or less was paid;
 2. any incident which happened before each persons 21st birthday.)

If the response to any part of this question is "Yes," please attach an explanation. For bankruptcy, please include order of discharge. For tax lien, please provide release of lien. For judgment, please provide satisfaction of civil judgment.

14. Employment history of qualifying individual demonstrating experience in ocean transportation intermediary services (attach separate sheet, if necessary):

(a) _____ Employer's name: _____
 _____ Dates employed:(Month/Year) to _____
 Number, street, and room or suite number: _____ FMC License No. (If applicable): _____
 City or town, state, and ZIP code: _____
 Area code/telephone number: _____ Area code/fax number: _____ Email address: _____

Name of Supervisor: _____ business: _____ Type of _____

Description of ocean transportation intermediary duties performed: _____

(b) _____ Employer's name: _____
Dates employed:(Month/Year) _____
to _____

Number, street, and room or suite number: _____ FMC License No. (If applicable): _____

City or town, state, and ZIP code: _____

Area code/telephone number: _____ Area code/fax number: _____ Email address: _____

Name of Supervisor: _____ business: _____ Type of _____

Description of ocean transportation intermediary duties performed: _____

(c) _____ Employer's name: _____
Dates employed:(Month/Year) _____
to _____

Number, street, and room or suite number: _____ FMC License No. (If applicable): _____

City or town, state, and ZIP code: _____

Area code/telephone number: _____ Area code/fax number: _____ Email address: _____

Name of Supervisor: _____ business: _____ Type of _____

Description of ocean transportation intermediary duties performed: _____

15. Identify three (3) persons, unrelated to the qualifying individual or applicant, who have first-hand knowledge of the actual ocean transportation intermediary experience of the qualifying individual.

(a) _____ Name: _____ Title: _____

Employer's name: _____

Number, street, and room or suite number: _____

City or town, state, and ZIP code: _____

Area code/telephone number:

Area code/fax number:

Email address:

Time period when person named above had knowledge of qualifying individual's experience.

Nature of business relationship through which person gained first-hand knowledge of the qualifying individual's ocean freight forwarding experience.

(b)

Name:

Title:

Employer's name:

Number, street, and room or suite number:

City or town, state, and ZIP code:

Area code/telephone number:

Area code/fax number:

Address:

Email

Time period when person named above had knowledge of qualifying individual's experience.

Nature of business relationship through which person gained first-hand knowledge of the qualifying individual's ocean transportation intermediary experience.

(c)

Name:

Title:

Employer's name:

Number, street, and room or suite number:

City or town, state, and ZIP code:

a code/telephone number:

Area code/fax number:

Email address:

Are

Time period when person named above had knowledge of qualifying individual's experience.

ure of business relationship through which person gained first-hand knowledge of the qualifying individual's ocean transportation intermediary experience.

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PART E

OWNERSHIP AND AFFILIATIONS

TO BE COMPLETED BY APPLICANTS FOR AN OCEAN TRANSPORTATION INTERMEDIARY LICENSE, AND TO REPORT OWNERSHIP CHANGES, BUSINESS STRUCTURE CHANGE, LICENSE TRANSFER, AND IF APPLICABLE, CHANGES RESULTING FROM A CHANGE IN PERSONNEL OR REPLACEMENT/ADDITIONAL QUALIFYING INDIVIDUAL

16. Applicant's Ownership, Officers, Partners, Members, Directors, Stockholders, Parent or Holding Company:

Name of Officer/Director/Partner/Stockholder/Business Entity	Title	S.S. Number	Percentage of Ownership
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

17. If applicant will operate as an OFF, will applicant, its qualifying individual(s), or any officer, director, partner, member, stockholder, parent or holding company have a beneficial interest in shipments moving in the U.S. foreign commerce?

[] Yes [] No

If "Yes," identify the name and address of each person or entity having a beneficial, proprietary, or financial interest in shipments moving in the U.S. foreign commerce and the nature of such beneficial interest.

18. Is either applicant or its qualifying individual(s) related to any other entity by reason of ownership, employment, common officers, members, directors, stockholders, parent or holding company? [] Yes [] No

If "Yes," identify the name, address, and phone number of each entity related to the applicant or its qualifying individual; describe the relationship or affiliation to applicant or qualifying individual and the type of business in which such entity is engaged. Describe the primary business of the parent or holding company or related company. You may submit organization charts and annual reports which provide the information.

PART F	U.S. BRANCH OFFICES (DETAILED INFORMATION ON BRANCH OFFICES)
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19. Identify U. S. branch office(s) (attach separate sheet, if necessary):
 If none, check here
 []

(a) Address of Branch Office:

Separately
 Incorporated:
 [] Yes [] No

Number, street, and room or suite number: _____

City or town, state, and ZIP code: _____

Area code/telephone number: _____ Area code/fax number: _____

(b) Address of Branch Office:

Separately
 Incorporated:
 [] Yes [] No

Number, street, and room or suite number: _____

City or town, state, and ZIP code: _____

Area code/telephone number: _____ Area code/fax number: _____

(c) Address of Branch Office:

Separately
 Incorporated:
 [] Yes [] No

Number, street, and room or suite number: _____

City or town, state, and ZIP code: _____

Area code/telephone number: _____ Area code/fax number: _____

(d) Address of Branch Office:

Separately Incorporated: [] Yes [] No

Number, street, and room or suite number:

City or town, state, and ZIP code:

Area code/telephone number:

Area code/fax number:

(e) Address of Branch Office:

Separately Incorporated: [] Yes [] No

Number, street, and room or suite number:

City or town, state, and ZIP code:

Area code/telephone number:

Area code/fax number:

PART G CERTIFICATIONS

SOLE PROPRIETORSHIPS ONLY

I, _____, certify under penalty of perjury (NAME OF SOLE PROPRIETOR)

under the laws of the United States, that I have not been convicted, after September 1, 1989, of any Federal or State offense involving the distribution or possession of a controlled substance, or that if I have been so convicted, I am not ineligible to receive Federal benefits, either by court order or operation of law, pursuant to 21 U.S.C. 862.

Signature of Sole Proprietor

Date

ALL APPLICANTS INCLUDING SOLE PROPRIETORS

I certify that I have received and read a copy of the Commission's ocean transportation intermediary regulations, 46 C.F.R. Part 515, and pertinent sections of the Shipping Act of 1984, as amended by the Ocean Shipping Reform Act of 1998 and the Coast Guard Authorization Act of 1998 (46 U.S.C. 40101 et seq.), governing the licensing of ocean transportation intermediaries, and that I will abide by all the provisions thereof from this date forward.

I further certify that I have specifically reviewed 46 C.F.R. § 515.42(h) (concerning the operations of licensees which are NVOCCs or which are related to NVOCCs) and 46 C.F.R. § 515.42(i) (concerning the operations of licensees which have a beneficial interest in merchandise exported from the United States by water or which are related to persons with a beneficial interest in merchandise exported from the United States by water).

I further certify that I shall not act as an ocean transportation intermediary as defined in section 3 of the Shipping Act of 1984, as amended by the Ocean Shipping Reform Act of 1998 and the Coast Guard Authorization Act of 1998, or perform ocean transportation intermediary services as defined in 46 C.F.R. Part 515, without a valid ocean transportation intermediary license by the Federal Maritime Commission.

Under penalties of perjury, I declare that I have examined this application and to the best of my knowledge and belief, it is true, correct and complete.

Signature Date

Print

Title