#### Form I-864EZ, Form TOC

#### Affidavit of Support Under Section 213A of the Act

**OMB Number: 1615-0075** 

Date: 5/04/2015

**Reason for Revision:** Updates to format and standard language, and edits provided by subject matter experts

Location	Current Text	Proposed Text
Format		All italics deleted throughout form, except for sub-headers (e.g., (mm/dd/yyyy) will now be shown (mm/dd/yyyy)).
	Full page format	2 D BC format
Page 1, Part 1. Qualifying to use Form I-864EZ	START HERE. Type or print in black ink.	[Page 1] START HERE. Type or print in black ink. Part 1. Qualifying to Use Form I-864EZ
	<b>1.a.</b> I am the petitioner of the family member sponsored on this formYesNo (Use Form I-864)	<b>1.a.</b> I am the petitioner of the family member sponsored on this affidavitYesNo (Use Form I-864)
	<b>1.b.</b> I am using my own earned or retirement income which is documented using IRS Form W-2Yes No (Use Form I-864)	<b>1.b.</b> I am using my own earned or retirement income which is documented using Internal Revenue Service (IRS) Form W-2Yes No (Use Form I-864)
	<b>1.c.</b> The sponsored immigrant is the only person immigrating based on the underlying visa petition YesNo (Use Form I-864)	[no change]
Page 1, Part 2. Information on the immigrant you are sponsoring		[Page 1] Part 2. Information About the Immigrant You Are Sponsoring (Intending Immigrant)
	1. Name of Immigrant Last Name First Name Middle Name	Name of Immigrant 1.a. Family Name (Last Name) 1.b. Given Name (First Name) 1.c. Middle Name (if any)
	2. Mailing Address Street Number and Name (include apartment number) City State or Province Zip/Postal Code	<ul> <li>Mailing Address</li> <li>2.a. In Care Of Name</li> <li>2.b. Street Number and Name</li> <li>2.c. Apt. Ste. Flr.</li> <li>2.d. City or Town</li> <li>2.e. State</li> <li>2.f. ZIP Code</li> </ul>

Г			Day Duranings
			2.g. Province
		Country	2.h. Postal Code
		Country	2.i. Country
			Other Information
	3.	Telephone Number ( <i>Include</i> area code or country and city codes)	3. Daytime Telephone Number
	4.	Date of Birth ( <i>mm/dd/yyyy</i> )	<b>4.</b> Date of Birth (mm/dd/yyyy)
	5.	Alien Registration Number (if any) A-	<b>5.</b> Alien Registration Number (A-Number) (if any) A-
			6. USCIS ELIS Account Number (if any)
	6.	Social Security Number (if any)	7. U.S. Social Security Number (if any)
Page 2,			[Page 1]
Part 3. Information			Part 3. Information About You (Sponsor)
on the Sponsor (You)			rait 5. Information About Tou (Sponsor)
	7.	Name of Sponsor	1.a. Family Name (Last Name)
		Last Name	1.b. Given Name (First Name)
		First Name	1.c. Middle Name (if any)
		Middle Name	T.C. Whate Traine (If any)
	8.	Mailing Address	Mailing Address
			2.a. In Care Of Name
		Street Number and Name	2.b. Street Number and Name
		(include apartment number)	2.c. Apt. Ste. Flr.
		City	2.d. City or Town
		State or Province	2.e. State
		Zip/Postal Code	2.f. ZIP Code
		•	2.g. Province
			2.h. Postal Code
		Country	2.i. Country
			3. Is your current mailing address the same as your physical address? YesNo
			If you answered "No" to <b>Item Number 3.</b> ,
			provide your physical address below.
	9.	<b>Place of Residence</b> (if different from mailing address)	Physical Address
		Street Number and Name (include apartment number)	4.a. Street Number and Name
		City	4.b. Apt. Ste. Flr.
		State or Province	4.c. City or Town
		Juit of Figalific	T.C. City of TOWII

		1
	Zip/Postal Code	4.d. State
		4.e. ZIP Code
		4.f. Province
	Country	4.g. Postal Code
		4.h. Country
	10. Country of Domicile	Other Information
	Country	<b>5.</b> Country of Domicile
	11. Date of Birth ( <i>mm/dd/yyyy</i> )	6. Date of Birth (mm/dd/yyyy)
	12. Place of Birth City	7. City or Town of Birth
	State or Province	<b>8.</b> State or Province of Birth (if applicable)
	Country	<b>9.</b> Country of Birth
	13. U.S. Social Security Number (required)	<b>10.</b> U.S. Social Security Number (Required)
	14. Citizenship/Residency	<b>11.</b> USCIS ELIS Account Number (if any)
	I am a U.S. citizen	Citizenship or Nationality
	I am a Lawful Permanent	<b>12.a.</b> I am a U.S. citizen
	Resident. My alien registration number is A –	<b>12.b.</b> I am a lawful permanent resident.
		<b>12.c</b> My alien registration number is:
		<b>12.d.</b> _I am a U.S. National
	15. Military Service	13. Military Service
	I am currently on active duty in the U.S. armed services. Yes/No	I am currently on <b>active duty</b> in the United States Armed Forces or U.S. Coast Guard. YesNo
Page 2, Sponsor's household size.		[Page 2] Part 4. Information About Your Household Size
	16. Your Household Size- <u>Do not</u> count anyone twice.	<b>NOTE:</b> Do not count any household member more than once.
	<ul> <li>Yourself and the person you are sponsoring on this form.</li> </ul>	<b>1.a.</b> Yourself and the person you are sponsoring on this Form I-864EZ.

			T
	c. d.	Your dependent children under age 21.  If you have sponsored any other persons on an I-864 who are now lawful permanent residents in the United States, enter the number here.	<ol> <li>c. Your dependent children under 21 years of age.</li> <li>d. If you have sponsored any other persons on a Form I-864 who are now lawful permanent residents in the United States, enter the number here.</li> </ol>
	e.	If you have any other dependents listed on you most recent Federal Income tax return, enter the number here.	<b>1. e.</b> If you have any other dependents listed on you most recent Federal Income tax return, enter the number here.
	f.	Add together lines a, b, c, d and e and enter the number here.	1.f. Add together Item Numbers 1.a1.e. and enter the number here. This is your HOUSEHOLD SIZE for the purposes of this Form I-864EZ.
		r HOUSEHOLD SIZE poses of this form.	
Page 3, Part 5. Sponsor's income and employment.	Tor the par	poses of this form.	[Page 3] Part 5. Information About Your Employment and Income
employment.	17. I ar	n currently:	1. I am currently: Employed (Complete Item
	a.	Employed as a/an Name of Employer (if applicable)	Numbers 2.a2.c.)Retired (Complete Item Numbers 3.a3.b.)
			<b>2.a.</b> Current Occupation
			<b>2.b.</b> Name of Employer 1 (if applicable)
		Name of Second Employer (if applicable)	<b>2.c.</b> Name of Employer 2 (if applicable)
	b.	Retired since (mm/dd/yyyy) Name of Former Employer	3.a. Name of Former Employer  3.b. Date of Retirement (mm/dd/yyyy)
		individual annual income urrently:	<b>4.</b> My current individual annual income \$

#### Federal Income Tax Information 19. Federal income tax **5.a.** Have you filed a Federal tax return for information: each of the three most recent tax years? I have filed a Federal tax Yes No return for each of the three most recent tax years. I have NOTE: You MUST attach a photocopy attached the required photocopy or transcript of your Federal income tax or transcript of my Federal tax return for only the most recent tax year. return for only the most recent tax year. (Optional) I have attached photocopies **5.b.** (Optional) I have attached photocopies or transcripts of my Federal tax returns or transcripts of my Federal income tax for my second and third most recent tax returns for my second and third most recent years. tax years. My total income (adjusted My total income (adjusted gross income on gross income on IRS IRS Form 1040EZ) as reported on my Form 1040EZ) as Federal income tax returns for the most reported on my Federal recent three years was: tax returns for the most recent three years was: Tax Year **Total Income** Tax Year Total Income \_\_(most recent) \_\_(2<sup>nd</sup> most recent) \$\_\_\_\_\_ \_\_(3rd most recent) \$\_\_\_\_ 6.c. 3rd Most Recent \_\_\_\_\_\$\_\_ Page 4, [Page 3] Part 6. Sponsor's Contract Part 6. Sponsor's Contract, Statement, Contact Information, Certification, and Signature **NOTE:** Read the information on penalties in the **Penalties** section of the Form I-864 Instructions before completing this part. Please note that, by signing this Form By signing this Form I-864EZ, you I-864EZ, you agree to assume certain agree to assume certain specific specific obligations under the obligations under the Immigration and Immigration and Nationality Act and Nationality Act (INA) and other other Federal laws. The following Federal laws. The following paragraphs describe those paragraphs describe those obligations. obligations. Please read the following Please read the following information information carefully before you sign carefully before you sign Form Ithe Form I-864EZ. If you do not 864EZ. If you do not understand the understand the obligations, you may obligations, you may wish to consult wish to consult an attorney or an attorney or accredited

accredited representative.

# What Is the Legal Effect of My Signing a Form I-864EZ?

If you sign a Form I-864EZ on behalf of any person (called the "intending immigrant") who is applying for an immigrant visa or for adjustment of status to a permanent resident, and that intending immigrant submits the Form I-864EZ to the U.S. Government with his or her application for an immigrant visa or adjustment of status, under section 213A of the Immigration and Nationality Act these actions create a contract between you and the U.S. Government. The intending immigrant's becoming a permanent resident is the "consideration" for the contract.

Under this contract, you agree that, in deciding whether the intending immigrant can establish that he or she is not inadmissible to the United States as an alien likely to become a public charge, the U.S. Government can consider your income and assets to be available for the support of the intending immigrant.

#### What If I Choose Not To Sign a Form I-864EZ?

You cannot be made to sign a Form I-864EZ if you do not want to do so. But if you do not sign the Form I-864EZ, the intending immigrant may not be able to become a permanent resident in the United States.

### What Does Signing the Form I-864EZ Require Me to Do?

If an intending immigrant becomes a permanent resident in the United States based on a Form I-864EZ that you have

#### representative.

### What Is the Legal Effect of Signing Form I-864EZ?

If you sign Form I-864EZ on behalf of any person (intending immigrant) who is applying for an immigrant visa or adjustment of status to a lawful permanent resident, and that intending immigrant submits Form I-864EZ to the U.S. Government with his or her application for an immigrant visa or adjustment of status, under INA section 213A, these actions create a contract between you and the U.S. Government. The intending immigrant becoming a lawful permanent resident is the "consideration" for the contract.

Under this contract, you agree that, in deciding whether the intending immigrant can establish that he or she is not inadmissible to the United States as a foreign national likely to become a public charge, the U.S. Government can consider your income and assets available to be available for the support of the intending immigrant.

#### What If I Choose Not To Sign Form I-864EZ?

You cannot be made to sign Form I-864EZ if you do not want to do so. But if you do not sign Form I-864EZ, the intending immigrant may not be able to become a lawful permanent resident in the United States.

## What Does Signing Form I-864EZ Require Me to Do?

If an intending immigrant becomes a lawful permanent resident in the United States based

signed, then, until your obligations under the Form I-864EZ terminate, you must:

- -- Provide the intending immigrant any support necessary to maintain him or her at an income that is at least 125 percent of the Federal Poverty Guidelines for his or her household size (100 percent if you are the petitioning sponsor and are on active duty in the U.S. Armed Forces and the person is your husband, wife, unmarried child under 21 years old.)
- -- Notify USCIS of any change in your address, within 30 days of the change, by filing Form I-865.

#### What Other Consequences Are There?

If an intending immigrant becomes a permanent resident in the United States based on a Form I-864EZ that you have signed, then until your obligations under the Form I-864EZ terminate, your income and assets may be considered ("deemed") to be available to that person, in determining whether he or she is eligible for certain Federal means-tested public benefits and also for State or local means-tested public benefits, if the State or local government's rules provide for consideration ("deeming") of your income and assets as available to the person.

This provision does **not** apply to public benefits specified in section 403(c) of the Welfare Reform Act such as, but not limited to, emergency Medicaid, short-term,

on a Form I-864EZ that you have signed, then, until your obligations under Form I-864EZ terminate, you must:

- A. Provide the intending immigrant any support necessary to maintain him or her at an income that is at least 125 percent of the Federal Poverty Guidelines for his or her household size (or 100 percent if you are the petitioning sponsor and are on active duty in the U.S. Armed Forces or U.S. Coast Guard and the person is your husband, wife, or unmarried child under 21 years of age.)
- **B.** Notify U.S. Citizenship and Immigration Services (USCIS) of any change in your address, within 30 days of the change, by filing Form I-865. Please see the USCIS Web site at <a href="https://www.uscis.gov/I-865">www.uscis.gov/I-865</a> for more information on filing a change of address as a sponsor.

#### What Other Consequences Are There?

If an intending immigrant becomes a lawful permanent resident in the United States based on a Form I-864EZ that you have signed, then until your obligations under Form I-864EZ terminate, your income and assets may be considered available to that person, in determining whether he or she is eligible for certain Federal meanstested public benefits and also for State or local means-tested public benefits, if the state or local government's rules provide for consideration of your income and assets as available to the person.

This provision does **not** apply to public benefits specified in section 403(c) of the Welfare Reform Act, such as emergency Medicaid; short-

non-cash emergency relief; services provided under the National School Lunch and Child Nutrition Acts; immunizations and testing and treatment for communicable diseases; and means-tested programs under the Elementary and Secondary Education Act.

# What If I Do Not Fulfill My Obligations?

If you do not provide sufficient support to the person who becomes a permanent resident based on the Form I-864EZ that you signed, that person may sue you for this support.

If a Federal, State or local agency, or a private agency provides any covered means-tested public benefit to the person who becomes a permanent resident based on the Form I-864EZ that you signed, the agency may ask you to reimburse them for the amount of the benefits they provided. If you do not make the reimbursement, the agency may sue you for the amount that the agency believes you owe.

If you are sued, and the court enters a judgment against you, the person or agency that sued you may use any legally permitted procedures for enforcing or collecting the judgment. You may also be required to pay the costs of collection, including attorney fees.

If you do not file a properly completed Form I-865 within 30 days of any change of address, USCIS may impose a civil fine for your failing to do so.

term, non-cash emergency relief; services provided under the National School Lunch and Child Nutrition Acts; immunizations and testing and treatment for communicable diseases; and means-tested programs under the Elementary and Secondary Education Act.

# What If I Do Not Fulfill My Obligations?

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If you are sued, and the court enters a judgment against you, the person or agency that sued you may use any legally permitted procedures for enforcing or collecting the judgment. You may also be required to pay the costs of collection, including attorney fees.

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### When Will These Obligations End?

Your obligations under a Form I-864EZ will end if the person who becomes a permanent resident based on a Form I-864EZ that you signed:

- Becomes a U.S. Citizen;
- Has worked, or can be credited with, 40 quarters of coverage under the Social Security Act;
- No longer has lawful permanent resident status, and has departed the United States;
- Becomes subject to removal, but applies for and obtains in removal proceedings a new grant of adjustment of status, based on a new affidavit of support, if one is required; or
- Dies.

Note that divorce **does not** terminate your obligations under this Form I-864EZ.

Your obligations under a Form I-864EZ also end if you die.
Therefore, if you die, your Estate will not be required to take responsibility for the person's support after your death. Your Estate may, however, be responsible for any support that you owed before you died.

#### When Will These Obligations End?

Your obligations under Form I-864EZ will end if the person who becomes a lawful permanent resident based on a Form I-864EZ that you signed:

- A. Becomes a U.S. Citizen;
- B. Has worked, or can receive credit for 40 quarters of coverage under the Social Security Act (SSA);
- No longer has lawful permanent resident status, and has departed the United States;
- D. Becomes subject to removal, but applies for and obtains in removal proceedings a new grant of adjustment of status, based on a new affidavit of support, if one is required; or
- E. Dies.

**NOTE:** Divorce **does not** terminate your obligations under this Form I-864EZ.

Your obligations under Form I-864EZ also end if you die. Therefore, if you die, your estate will not be required to take responsibility for the person's support after your death. Your estate may, however, be responsible for any support that you owed before you died.

### [new] Sponsor's Statement

**NOTE:** Select the box for either **Item Number 1.a.** or **1.b.** If applicable, select the box for **Item Number 2.** 

- **1.a** [] I can read and understand English, and have read and understand every question and instruction on this affidavit, as well as my answer to every question.
- **1.b.** [] The interpreter named in **Part 7.**

has also read to me every question and instruction on this affidavit, as well as my answer to every question, in [Fillable Field], a language in which I am fluent. I understand every question and instruction on this affidavit as translated to me by my interpreter, and have provided complete, true, and correct responses in the language indicated above. **2.** [] I have requested the services of and consented to [Fillable Field], who [] is [] is not an attorney or accredited representative, preparing this affidavit for me. **Sponsor's Contact Information 3.** Sponsor's Daytime Telephone Number **4.** Sponsor's Mobile Telephone Number (if any) **5.** Sponsor's Email Address (if any) **Sponsor's Certification** Copies of any documents I have submitted are exact photocopies of unaltered, original documents, and I understand that USCIS or the Department of State may require that I submit original documents to USCIS or the Department of State at a later date. Furthermore, I authorize the release of any information from any and all of my records that USCIS or the Department of State may need to determine my eligibility for the immigration benefit that I seek. I furthermore authorize release of information contained in this affidavit, in supporting documents, and in my USCIS or Department of State records to other entities and persons where necessary for the administration of U.S. immigration laws. certify under penalty of I certify, under penalty of perjury, that perjury under the laws of the information in my affidavit and any the United States that: document submitted with my affidavit were provided by me and are complete, true, and correct, and: A. I know the contents of this

- a. I know the contents of this affidavit of support that I signed.
- b. All the factual statements in this affidavit of support are true and correct.
- c. I have read and I understand each of the obligations described in Part 6, and I agree, freely and without any mental reservation or purpose of evasion, to accept each of those obligations in order to make it possible for the immigrant indicated in Part 2 to become a permanent resident of the United States;
- d. I agree to submit to the personal jurisdiction of any Federal or State court that has subject matter jurisdiction of a lawsuit against me to enforce my obligations under this Form I-864;
- e. Each of the Federal income tax returns submitted in support of this affidavit are true copies, or are unaltered tax transcripts, of the tax returns I filed with the U.S. Internal Revenue Service; and

f. I authorize the Social Security Administration to release information about me in its records to the Department of State and U.S. Citizenship and Immigration Services. affidavit of support that I signed;

[deleted- already above]

- B. I have read and I understand each of the obligations described in **Part 6**, and I agree, freely and without any mental reservation or purpose of evasion, to accept each of those obligations in order to make it possible for the immigrant indicated in **Part 2** to become a lawful permanent resident of the United States;
- C. I agree to submit to the personal jurisdiction of any Federal or state court that has subject matter jurisdiction of a lawsuit against me to enforce my obligations under this Form I-864EZ;
- D. Each of the Federal income tax returns submitted in support of this affidavit are true copies, or are unaltered tax transcripts, of the tax returns I filed with the IRS;
- E. I understand that, if I am related to the sponsored immigrant by marriage, the termination of the marriage (by divorce, dissolution, annulment, or other legal process) will not relieve me of my obligations under this Form I-864EZ; and
- F. I authorize the Social Security Administration to release information about me in its records to the Department of State and USCIS.

[Deleted- already above]

g. Any other evidence submitted is true and correct.	
is true and correct.	
	Sponsor's Signature
21. (Sponsor's Signature)	<b>6.a.</b> Sponsor's Signature
Date- mm/dd/yyyy	<b>6.b.</b> Date of Signature (mm/dd/yyyy)
	<b>NOTE TO ALL SPONSORS:</b> If you do not completely fill out this affidavit or fail to submit required documents listed in the Instructions, USCIS or the Department of State may deny your affidavit.
	[Page 5]
	[new]
	Part 7. Interpreter's Contact Information, Certification, and Signature
	Provide the following information about the interpreter.
	Interpreter's Full Name
	<ul><li>1.a. Interpreter's Family Name (Last Name)</li><li>1.b. Interpreter's Given Name (First Name)</li></ul>
	2. Interpreter's Business or Organization Name (if any)
	Interpreter's Mailing Address
	<ul><li>3.a. Street Number and Name</li><li>3.b. Apt. Ste. Flr.</li><li>3.c. City or Town</li><li>3.d. State</li></ul>
	<ul><li>3.e. ZIP Code</li><li>3.f. Province</li></ul>
	<ul><li>3.g. Postal Code</li><li>3.h. Country</li></ul>
	Interpreter's Contact Information
	<b>4.</b> Interpreter's Daytime Telephone Number
	<b>5.</b> Interpreter's Email Address (if any)
	Interpreter's Certification

	I certify that:
	I am fluent in English and [Fillable Field], which is the same language provided in <b>Part 6., Item Number 1.b.</b> ;
	I have read to this sponsor every question and instruction on this affidavit, as well as the answer to every question, in the language provided in <b>Part 6., Item Number 1.b.</b> ; and
	The sponsor has informed me that he or she understands every instruction and question on the affidavit, as well as the answer to every question, and the sponsor verified the accuracy of every answer.
	Interpreter's Signature
	<b>6.a.</b> Interpreter's Signature
	<b>6.b.</b> Date of Signature (mm/dd/yyyy)
Page 5,	[Page 6]
Part 7. Information on Preparer, if prepared by someone other than the sponsor	Part 8. Contact Information, Statement, Certification, and Signature of the Person Preparing this Affidavit, If Other Than the Sponsor
	Provide the following information about the preparer.
	Preparer's Full Name
	<ul><li>1.a. Preparer's Family Name (Last Name)</li><li>1.b. Preparer's Given Name (First Name)</li></ul>
	<b>2.</b> Preparer's Business or Organization Name (if any)
	Preparer's Mailing Address
	<ul> <li>3.a. Street Number and Name</li> <li>3.b. Apt. Ste. Flr.</li> <li>3.c. City or Town</li> <li>3.d. State</li> <li>3.e. ZIP Code</li> <li>3.f. Province</li> <li>3.g. Postal Code</li> <li>3.h. Country</li> </ul>

#### **Preparer's Contact Information 4.** Preparer's Daytime Telephone Number **5.** Preparer's Fax Number **6.** Preparer's Email Address (if any) **Preparer's Statement 7.a.** [] I am not an attorney or accredited representative but have prepared this affidavit on behalf of the sponsor and with the sponsor's consent. **7.b.** [] I am an attorney or accredited representative and my representation of the sponsor in this case [] extends [] does not extend beyond the preparation of this affidavit. **NOTE:** If you are an attorney or accredited representative whose representation extends beyond preparation of this affidavit, you must submit a completed Form G-28, Notice of Attorney or Accredited Representative, with this affidavit. **Preparer's Certification** By my signature, I certify, swear, or affirm, I certify under penalty under penalty of perjury, that I prepared this of perjury under the affidavit on behalf of, at the request of, and laws of the United with the express consent of the sponsor. I States that I prepared completed this affidavit based only on this affidavit of support responses the sponsor provided to me. After completing the affidavit, I reviewed it at the sponsor's request and all of the sponsor's responses with the and that this affidavit of sponsor, who agreed with every answer on support is based on all the affidavit. If the sponsor supplied information of which I additional information concerning a have knowledge. question on the affidavit, I recorded it on the affidavit. **Preparer's Signature** [Sub-header]

**Printed Name:** 

**Date** (*mm/dd/yyyy*):

Signature:

[see above]

8.a. Preparer's Signature

**8.b.** Date of Signature (mm/dd/yyyy)

Firm Name: Address: Telephone Number: E-Mail Address: Business State ID # (if any)	
	[Page 7]
	[new]
	Part 9. Additional Information
	If you need extra space to provide any additional information within this affidavit, use the space below. If you need more space than what is provided, you may make copies of this page to complete and file with this affidavit or attach a separate sheet of paper. Include your name and A-Number (if any) at the top of each sheet; indicate the <b>Page Number</b> , <b>Part Number</b> , and <b>Item Number</b> to which your answer refers; and sign and date each sheet.
	<b>1.a.</b> Family Name (Last Name) [Autopopulated field]
	<b>1.b.</b> Given Name (First Name) [Autopopulated field]
	1.c. Middle Name [Auto-populated field]
	<b>2.</b> A-Number (if any) [Auto-populated field]
	3.a. Page Number 3.b. Part Number 3.c. Item Number 3.d.
	<ul><li>4.a. Page Number</li><li>4.b. Part Number</li><li>4.d.</li></ul>
	<ul><li>5.a. Page Number</li><li>5.b. Part Number</li><li>5.d.</li></ul>
	<ul><li>6.a. Page Number</li><li>6.b. Part Number</li><li>6.c. Item Number</li><li>6.d.</li></ul>

	<b>7.a.</b> Sponsor's Signature
	<b>7.b.</b> Date of Signature (mm/dd/yyyy)