

Application for Transfer of Crab QS/IFQ to or from a Eligible Crab Community Organization (ECCO) U.S. Dept. of Commerce/NOAA National Marine Fisheries Service Restricted Access Management (RAM) P.O. Box 21668 Juneau, AK 99802-1668 (800) 304-4846 toll free/ (907) 586-7202 in Juneau (907) 586-7354 fax



This form may only be used if an Eligible Crab Community Organization (ECCO) is the proposed transferor (seller) or the proposed transferee (buyer) of the Quota Share (QS) or Individual Fishing Quota (IFQ).

- The party to whom an ECCO is seeking to transfer the QS/IFQ must hold a Transfer Eligibility Certificate (TEC) issued by RAM.
- This application will not be considered complete until NMFS verifies that applicant submitted the annual crab Economic Data Report and paid all outstanding fee obligations.

ATTACHMEN	TS
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- A copy of the terms of agreement for the transfer, the bill of sale for QS or PQS, or lease agreement for IFQ or IPQ.
- An affirmation that the individual receiving IFQ from an ECCO has been a permanent resident in the ECC for a period of 12 months prior to the submission of this application to or from an ECCO on whose behalf the ECCO holds QS.
- ECCO verification that he/she submitted a completed annual report.
- Applications involving the permanent transfer of PQS outside the community in which the processing facility resides must include a statement by an authorized representative of that community indicating that the community was offered the **right of first refusal** on the sale of this PQS.

	S Person ID:	
. Temporary Business Mail		
. Temporary Business Mail		
	ling Address ( <i>if applicable</i> ):	
Number: 7. E-ma	il address:	
YES [ ] NO [ ]		
9. If YES, provide name of Community represented by the ECCO		
10. Has transferor submitted an EDR, if required to do so under § 680.6?		
NOT APPLICAB	LE [ ]	
C	Number: 7. E-ma NO [ ] CCO er § 680.6?	

YES [ ]

NO [ ]

NOT APPLICABLE [ ]

BLOCK B – IDENTIFICATION OF TRANSFEREE (BUYER)			
1. Name			2. NMFS Person ID:
3. Permanent Business Mailing Address	s:	4. Temporary Busin instructions):	ness Mailing Address (see
5. Business Telephone Number:	6. Business Fax Nu	umber:	7. Business E-mail Address:
5. Busiliess relepione runder.	0. Dusiness Pax IN	inider.	7. Dusiness E-mail Address.
8. Is transferee an ECCO?			
YES [ ]		]	NO [ ]
9. If YES, provide name of Community represented by the ECCO			
10. Has transferee submitted an EDR, i	f required to do so un	nder § 680.6?	
YES [ ]	NO [ ]	NOT AF	PPLICABLE [ ]
11. Has transferee paid all fees, as requ	ired by § 680.44?		
YES [ ]	NO [ ]	NOT AF	PPLICABLE [ ]

	F QS/IFQ TO BE TRANSFERRED ed together or if you are applying to transfer QS only)	
1. QS Species:	2. QS Type:	
[] BBR [] EBT [] WBT	[] CPO [_] CVO [_] PQS	
[] BSS [] EAG [] PIK	[] CPC [] CVC	
[] SMG [] WAG [] WAI		
3. Number of QS or IFQ to be transferred:4. Number of IFQ	pounds: 5. Total QS units:	
6. Range of serial numbers to be transferred (shown on QS certificate): To From		
7. Name of community to which QS are currently assigned:		
8. Should remaining IFQ pounds for the current fishing year be transferred? If NO, specify number of pounds to be transferred		
YES [] NO []		
9. Reason for transfer (check all that apply)		
[ ] ECCO management and administration [ ] Fund additional QS purchase		
[ ] Dissolution of ECCO [ ]	Participation by community residents	
[ ] Other (specify)		

BLOCK E - TRANSFER OF IFQ ONLY (LEASE OF IFQ) This block should only be completed if the ECCO is applying to transfer IFQ to a permanent resident of the community on whose behalf the ECCO holds the QS.		
IFQ Permit Number:	Year of Permit:	Number of IFQ pounds:
Note: If the ECCO is applying to permanently transfer QS, a representative of the community on whose behalf the QS is held must sign the application.      Additionally, attach a statement by an authorized representative of that community indicating that the community has been offered the right of first refusal on the sale of this PQS.		

BLOCK F – PRICE PAID FOR QS, PQS, AND/OR IFQ, IPQ (TRANSFEROR)		
1. Is a broker being used for this transact	ion? [] YES	[_] NO
If YES, how much is being paid in broke	erage fees?	
<ul><li>\$</li><li>2. What is the total amount being paid for</li></ul>	or	% of total price.
2. What is the total amount being paid fo	or the QS/IFQ or QS/IPQ in this transac	tion, including all fees?
3. Give both the price per unit of QS and	the price per pound of IFQ or IPQ:	
\$	_/Unit of QS IFQ/IPQ \$	/#
(Price divided by QS Units)		ded by IFQ pounds)
4. Reason for transfer (check all that app	ly):	
[] ECCO management and admini	stration [] Fund add	itional QS purchase
[] Participation by community resi	idents [_] Dissolution	on of ECCO
[ ] Other (specify)		
BLOCK E METHOD OF F	INANCING FOR THE QS, PQS AND	V/OR IFQ, IPQ (TRANSFEE)
1. Will the QS/IFQ being purchased have	a lien attached? YES [_	_] NO []
If YES, provide the name of lien holde	er	
2. What is the primary source of financing		
[] Personal resources (cash)	[] AK Com. Fish & Ag. Bank	[] Received as a gift
[] Private bank/credit union [	[] Transferor/seller	[] NMFS loan program
[] Alaska Dept. Of Commerce	[] Processor/fishing company	[] Other (explain)
3. How was the QS/IFQ located (check all that apply)?		
[] Relative [	] Advertisement/public notice	[] Broker
[] Personal friend [	] Casual acquaintance	[] Other (explain)

4. What is the relationship, if any, betwee	een the transferor and the transferee?	(check all that apply)
[] No relationship	[] Business partner	[] ECCO Community Member
[] Other (please explain)		
5. Is there an agreement to return the QS on resale?	S or IFQ to the transferor, or any othe	er person, or with a condition placed
[] YES	[] NO	
If YES, please explain:		
Attach a copy of the terms of agreemen	t for the transfer, the bill of sale for	QS, or lease agreement for IFQ

This application for transfer must be completed, signed, and notarized by both parties. Failure to have signatures properly notarized will result in delays in the processing of this application.

BLOCK F – CERTIFICA	TION OF TRANSFEROR	
Under penalties of perjury, I declare that I have examined t the information presented here is true, correct, and complet	his application, and to the best of my knowledge and belief, te	
1. Signature of Transferor or Authorized Representative:	2. Date:	
3. Printed Name Transferor or Authorized Representative <b>Note:</b> If completed by representative, <b>attach</b> authorization:		
4. Notary Public Signature: ATTEST	5. Affix Notary Stamp or Seal Here:	
6. Commission Expires:		

BLOCK G – CERTIFICATION OF TRANSFEREE		
Under penalties of perjury, I declare that I have examined the information presented here is true, correct, and completed	• •	on, and to the best of my knowledge and belief,
1. Signature of Transferee or Authorized Representative:		2. Date:
3. Printed Name Transferee or Authorized Representative	Note: If con	npleted by representative, <b>attach</b> authorization:
4. Notary Public Signature: ATTEST	5. Affix N	otary Stamp or Seal Here:
6. Commission Expires:		

Applications involving the permanent transfer of processor quota share (PQS) outside the community in which the processing facility resides must include a statement by an authorized representative of that community indicating that the community has been offered the right of first refusal on the sale of this PQS.

BLOCK H – CERTIFICATION OF ECCO COMMUNITY REPRESENTATIVE (Required only when ECCO proposes to permanently transfer Quota Share)		
I am a duly authorized representative of the community (listed in Block C or Block D) on whose behalf the ECCO is		
proposing to transfer QS; by my signature below, I attest that the applicate to complete this permanent QS transfer, for the reasons set out on this approximation of the set of		
1. Signature of Community Representative:	2. Date:	
3. Printed Name and Title of Community Representative:		
4. Notary Public Signature: ATTEST	5. Affix Notary Stamp or Seal Here:	
6. Commission Expires:		

# Instructions APPLICATION TO TRANSFER QS/IFQ TO, OR FROM, AN ELIGIBLE CRAB COMMUNITY ORGANIZATION (ECCO)

In the Crab Rationalization (CR) program, eligible cities and boroughs may hold and fish quota share (QS) and individual fishing quota (IFQ). Such communities may be represented by an Eligible Crab Community Organization (ECCO) to provide for transfers of QS/IFQ to and from (and between) ECCOs. Use this application to apply for a transfer of QS or IFQ to or from an ECCO.

Any party to whom the QS/IFQ is proposed to be transferred must hold a Transfer Eligibility Certificate (TEC). If the application is to permanently transfer QS from an ECCO to another party, the application must be signed by a representative of the community for whom the ECCO holds the QS.

This application must be approved by the Regional Administrator before the transferee may use the IFQ to harvest crab QS species.

NMFS will not process or approve this application unless both parties to the proposed transfer have met all the requirements and conditions of the CR Program, including (as appropriate):

 Submit an Economic Data Report (EDR). An EDR is required from any owner or leaseholder of a vessel or processing plant that harvested or processed crab in specified CR Program crab fisheries during the prior calendar year. The annual EDR submission deadline is June 28.

To request that a printed EDR be mailed to you (at no cost), contact

Pacific States Marine Fisheries Commission 205 SE Spokane, Suite 100 Portland, OR 97202

Telephone: 1-877-741-8913

e-mail: info@psmfc.org

Payment of all outstanding fees to NMFS on or before July 31. All CR allocation holders and Registered Crab Receiver (RCR) permit holders are subject to a fee liability for any CR crab debited from a CR allocation during a crab fishing year, except for crab designated as personal use or deadloss, or crab confiscated by NMFS or the State of Alaska. The annual cost recovery fee submission deadline is on or before July 31.

This Application for the Transfer of Crab QS or PQS to or from an ECCO will not be processed between August 1 of any year and the date of issuance of the IFQ or IPQ in CR Program fishery.

Complete the entire application and submit to NMFS, including all attachments; failure to do so could result in delays in the processing of your application.

Please submit an original application only -- a photocopy of an application, or an application submitted by fax will not be processed. Also, ensure that signatures on the application are original and are notarized. RAM will not process an application that does not bear original signatures (faxed applications are not

accepted). All signatures must be witnessed by a Notary Public (or, in some remote areas, the community Postmaster or Postmistress).

Please allow at least **ten working days** for your application to be processed. Without exception, RAM processes applications in the order in which they are received.

## ADDITIONALLY

- Print information in the application legibly in ink or type information.
- Retain a copy of completed application for your records.

Upon completion, submit the original application,

By mail to:	National Marine Fisheries Service, Alaska Region	
	<b>Restricted Access Management (RAM)</b>	
	P.O. Box 21668	
	Juneau, AK 99802-1668	
or deliver to:	NMFS Alaska Region	
	Attn: RAM	
	Room 713, Federal Building	
	709 West 9 <sup>th</sup> Street	
	Juneau, AK 99802-1668	

Items will be sent to you by first class mail, unless you provide alternate instructions and include a prepaid mailer with appropriate postage or corporate account number for express delivery.

If you have any questions, or if you need any assistance in completing the application, please contact RAM as follows:

<b>Telephone (toll Free):</b>	1-800-304-4846 (press "2")
Telephone (Juneau):	907-586-7202
E-Mail Address:	RAM.Alaska@noaa.gov
Web Site:	www.alaskafisheries.noaa.gov/ram

## **COMPLETING THE APPLICATION**

## **BLOCK A – TRANSFEROR (SELLER) INFORMATION**

- 1. Enter the name of the transferor; this should be the full name as it appears on the Quota Share Holder Summary Report or the TEC.
- 2. Enter the NMFS Person ID (as set out on the Quota Share Holder Summary Report or TEC).
- 3. Enter the permanent business mailing address including P.O. Box number or street, city, state, and zip code.

- 4. If appropriate, enter the temporary business mailing address (the address to which the transfer documentation should be sent, if different from the permanent address).
- 5-7. Enter business telephone number, business fax number, and E-mail address.
  - 8. Indicate whether transferor is an ECCO.
  - 9. If transferor is an ECCO, enter the name of the community on whose behalf the ECCO is applying.
- 10. Indicate whether transferor paid all fees, as required by § 680.44.
- 11. Indicate whether transferor paid all fees, as required by § 680.44.

## **BLOCK B - TRANSFEREE (BUYER) INFORMATION**

- 1. Enter the name of the transferee; this should be the full name as it appears on the Quota Share Holder Summary Report or the TEC.
- 2. Enter the NMFS Person ID (as set out on the Quota Share Holder Summary Report or the TEC).
- 3. Enter the permanent business mailing address including P.O. Box number or street, city, state, and zip code.
- 4. If appropriate, enter the temporary business mailing address (the address to which the transfer documentation should be sent, if different from the permanent address).
- 5-7. Enter business telephone number, business fax number, and E-mail address.
  - 8. Indicate whether transferee is an ECCO.
  - 9. If the proposed transferee is an ECCO, enter the name of the community on whose behalf the ECCO is applying.
- 10. Indicate whether transferor paid all fees, as required by § 680.44.
- 11. Indicate whether transferor paid all fees, as required by § 680.44.

## BLOCK C - IDENTIFICATION OF QS/IFQ TO BE TRANSFERRED

- 1-2. Enter the QS species and QS type.
- 3-5. Enter the number of QS or IFQ units to be transferred, the total QS units, and number of IFQ pounds to be transferred.
  - 6. Enter the range of serial numbers to be transferred.
  - 7. If the transfer application is submitted on behalf of the community represented by the applicant ECCO, enter the name of the community.
  - 8. Indicate whether all remaining IFQ pounds for the current fishing year are to be transferred. **If NO**, specify the number of pounds to be transferred.

# BLOCK D - TRANSFER OF IFQ ONLY (LEASE OF IFQ)

This block should only be completed if the ECCO is applying to transfer IFQ to a permanent resident of the community on whose behalf the ECCO holds the QS.

Additionally, applications involving the permanent transfer of PQS outside the community in which the processing facility resides must include a statement by an authorized representative of that community indicating that the community has been offered the right of first refusal on the sale of this PQS.

- 1. Enter the IFQ Permit Number.
- 2. Enter the year of the IFQ permit.
- 3. Enter the actual number of IFQ pounds to be transferred

**Note:** If the ECCO is applying to permanently transfer QS, a representative of the community on whose behalf the QS is held must sign the application.

# BLOCK E - PRICE PAID FOR QS, PQS, AND/OR IFQ, IPQ (TRANSFEROR)

- Indicate whether a broker was used for this transaction.
  If YES, enter total brokerage fees paid to the broker or calculate how much was paid as a percentage of the total price.
- 2. Enter total amount paid for the QS/IFQ in this transaction, including all fees.
- 3. Price per unit of QS and the price per pound of IFQ
- 4. Indicate reasons (check all that apply) for transferring QS/IFQ

## BLOCK F - METHOD OF FINANCING FOR THE QS, PQS AND/OR IFQ (TRANSFEREE)

- 1. Indicate whether the QS/IFQ being purchased will have a lien attached. **If YES**, enter name of lien holder.
- 2. Indicate one primary source of financing for this transfer.
- 3. Describe how the QS/IFQ was located; check all that apply.
- 4. Indicate the relationship, if any, between the transferor and the transferee.
- Indicate whether an agreement exists to return the QS or IFQ to the transferor or any other person, or with a condition placed on resale.
  If YES, explain.

## <u>Attach</u>

A copy of the terms of agreement for the transfer, the bill of sale for QS, or lease agreement for IFQ

## **BLOCK G - CERTIFICATION OF TRANSFEROR**

Printed name and signature of transferor and date signed.

Signature of Notary Public, date commission expires, and notary seal or stamp.

If an authorized representative is submitting this application, **attach** proof of authorization to act on behalf of transferor.

#### **BLOCK H - CERTIFICATION OF TRANSFEREE**

Printed name and signature of transferee and date signed.

Signature of Notary Public, date commission expires, and notary seal or stamp.

If an authorized representative is submitting this application, **attach** proof of authorization to act on behalf of transferor.

#### **BLOCK I - CERTIFICATION OF ECCO COMMUNITY REPRESENTATIVE**

Printed name and signature of ECCO community representative and date signed.

Signature of Notary Public, date commission expires, and notary seal or stamp.

#### PUBLIC REPORTING BURDEN STATEMENT

Public reporting for this collection of information is estimated to average 2 hours per response, including the time for reviewing the instructions, searching the existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to Assistant Regional Administrator, Sustainable Fisheries Division, NMFS Alaska Region, P.O. Box 21668, Juneau, AK 99802-1668.

#### ADDITIONAL INFORMATION

Before completing this form please note the following: 1) Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information, subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number; 2) This information is mandatory and is required to manage commercial fishing efforts under 50 CFR part 680, under section 402(a) of the Magnuson-Stevens Act (16 U.S.C. 1801, *et seq.*), and 16 U.S.C. 1862(j); 3) Responses to this information request are confidential under section 402(b) of the Magnuson-Stevens Act. They are also confidential under NOAA Administrative Order 216-100, which sets forth procedures to protect confidentiality of fishery statistics.