

Equity Investment in Statutory Subsidiary—National Banks After-the-Fact Notice

General Information and Instructions

Preparation and Use

This notice is used by a national bank to make an equity investment pursuant to 12 CFR 5.36(d) in certain statutory subsidiaries. The notice is to be filed no later than 10 days after making the investment.

All questions must be answered with complete and accurate information that is subject to verification. If the answer is “none,” “not applicable,” or “unknown,” so state. Answers of “unknown” should be explained.

The questions in the notice are not intended to limit the filer’s presentation nor are the questions intended to duplicate information supplied on another form or in an exhibit. For such information, a cross-reference to the information is acceptable. Any cross-reference must be made to a specific cite or location in the documents, so the information can be found easily. Supporting information for all relevant factors, setting forth the basis for the filer’s conclusions, should accompany the notice. The regulatory agency may request additional information.

This notice form collects information that the Office of the Comptroller of the Currency (OCC) needs to evaluate the investment notice. The OCC must consider the applicable regulatory requirements set forth above when reviewing this notice. For additional information regarding statutory and regulatory requirements, as well as processing procedures and guidelines and any supplemental information that may be required, refer to the OCC’s procedural guidelines in the *Comptroller’s Licensing Manual*. The filer may contact the OCC directly for specific instruction or visit the OCC’s website at www.OCC.gov.

Submission

For email submissions, contact the OCC for instructions and information about secure transmission of confidential material.

Confidentiality

Any filer desiring confidential treatment of specific portions of the notice must submit a request in writing with the notice. The request must discuss the justification for the requested treatment. The filer’s reasons for requesting confidentiality should specifically demonstrate the harm (for example, loss of competitive position, invasion of privacy) that would result from public release of information (5 USC 552 or relevant state law). Information for which confidential treatment is requested should be (1) specifically identified in the public portion of the notice (by reference to the confidential section); (2) separately bound; and (3) labeled “Confidential.” The filer should follow the same procedure when requesting confidential treatment for the subsequent filing of

supplemental information to the notice. Contact the OCC for any further questions regarding requests for confidential treatment.

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Filer

_____	_____
Name	Charter no.

Current street address

_____	_____	_____	_____
City	County	State	Zip code

Parent Company Identifying Information (if applicable)

Name

Street

_____	_____	_____
City	State	Zip code

Contact Person

_____	_____
Name	Title

Employer

Street

_____	_____	_____
City	State	Zip code

_____	_____	_____
Telephone no.	Fax no.	E-mail address

1. Overview

Name of statutory subsidiary

Street

_____	_____	_____
City	State	Zip code

2. Type of national bank statutory subsidiary:

- ☐ An agricultural credit corporation
- ☐ A savings association eligible pursuant to 12 USC 1823
- ☐
- ☐
- ☐
- ☐
- ☐
- ☐ A rural business investment company
- ☐ Other

3. Provide a complete description of the investment and the activity of the statutory subsidiary.

4. If the statutory subsidiary is not specifically listed above, provide detailed information regarding the authority of the national bank to make an equity investment in the subsidiary.

5. Provide the following information:

- ☐ Date of investment: (mm/dd/yyyy)
- ☐ Investment amount: \$
- ☐ Percent of total capital: %
- ☐ Investment type:
 - ☐ Controlling
 - ☐ Noncontrolling
- ☐ Investment made
 - ☐ directly
 - ☐ through an operating subsidiary

OCC CERTIFICATION

I certify that the bank's board of directors, shareholders or a designated official has authorized the filing of this notice. I certify that the information contained in this notice has been examined carefully and is true, correct, complete and current as of the date of this submission.

I acknowledge that any misrepresentation or omission of a material fact with respect to this notice, any attachments to it, and any other documents or information provided in connection with this notice may be grounds for the OCC to require cessation of the proposed activity, and may subject the undersigned to legal sanctions, including the criminal sanctions provided for in Title 18 of the United States Code.

I acknowledge that the activities and communications by OCC employees in connection with the filing do not constitute a contract, express or implied, or any other obligation binding upon the OCC, the United States, any agency or entity of the United States, or any officer or employee of the United States, and do not affect the ability of the OCC to exercise its supervisory, regulatory and examination authorities under applicable law and regulations. I further acknowledge that the foregoing may not be waived or modified by any employee or agent of the OCC or the United States.

President or other authorized officer

Typed name

Title

Employer