

**CALIFORNIA SMALL BUSINESS LOAN GUARANTEE PROGRAM (SBLGP)
STATE SMALL BUSINESS CREDIT INITIATIVE (SSBCI)**

LENDER USE OF PROCEEDS & SEX OFFENDER CERTIFICATION

Lender Legal Name:

Borrower Legal Name:

Use of Proceeds

This Assurance is referenced by Section 3006(f)(2) of the Small Business Jobs Act of 2010.

The Lender/Investor hereby certifies to the Participating State the following:

1. The loan or investment has not been made in order to place under the protection of the approved state program prior debt that is not covered under the approved state program and that is or was owed by the borrower to the lender or to an affiliate of the lender.
2. The loan or investment is not a refinancing of a loan or investment previously made to that borrower by the lender or an affiliate of the lender.
3. The lender is not attempting to enroll the guaranteed or unguaranteed portions of SBA-guaranteed loans.
4. [For investment under SSBCI Venture Capital Programs] The investment complies with the conflict of interest rules set forth in the National Standards for Compliance and Oversight.

Sex Offender

This certification is required by Section 3011(c)(2) of the Small Business Jobs Act of 2010 from any private entity that receives a loan, a loan guarantee, or other financial assistance using funds received by a participating State under the State Small Business Credit Initiative.

As required by Section 3011(c)(2) of the Small Business Jobs Act of 2010, the private entity hereby certifies to the participating State that the Principals of the private entity have not been convicted of a sex offense against a minor (as such terms are defined in section 111 of the Sex Offender Registration and Notification Act (42 U.S.C. 16911)). For the purposes of this Certification, Principal means the following: if a sole proprietorship, the proprietor; if a partnership, each managing partner and each partner who is a natural person and holds a 20% or more ownership interest in the partnership; and if a corporation, limited liability company, association or a development company, each director, each of the five most highly compensated executives or officers of the entity, and each natural person who is a direct or indirect holder of 20% or more of the ownership stock or stock equivalent of the entity.

Authorized Signatory

Print Name & Title

Date _____

Instructions:

This certification must be executed prior to or at the time of closing of the loan guarantee transaction. A copy of it must be provided to IBank, and the original must be kept by the FDC as part of the loan guarantee file.