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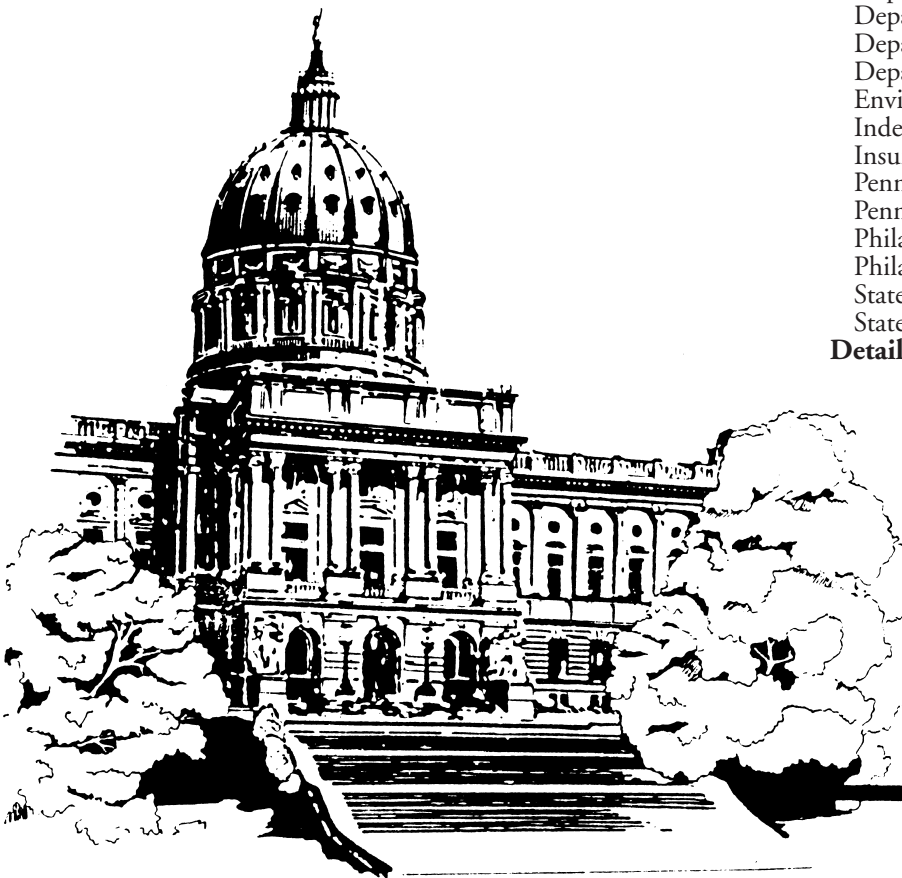
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and Charitable Organizations;
Proposed Official Forms Notice

Part I

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Department of Environmental Protection
Department of General Services
Department of Health
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Insurance Department
Pennsylvania Gaming Control Board
Pennsylvania Public Utility Commission
Philadelphia Parking Authority
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State Board of Accountancy
State Board of Chiropractic

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**Latest Pennsylvania Code Reporter
(Master Transmittal Sheet):**

No. 487, June 2015

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READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND THE PENNSYLVANIA CODE

Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

Adoption, Amendment or Repeal of Regulations

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances when the agency may omit the proposal step; it still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania Bulletin* before it can take effect. If the agency

wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, it must repropose.

Citation to the *Pennsylvania Bulletin*

Cite material in the *Pennsylvania Bulletin* by volume number, a page number and date. Example: Volume 1, *Pennsylvania Bulletin*, page 801, January 9, 1971 (short form: 1 Pa.B. 801 (January 9, 1971)).

Pennsylvania Code

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa. Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

How to Find Documents

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at www.pacode.com.

Source Notes give the history of regulations. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

A chronological table of the history of *Pennsylvania Code* sections may be found at www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde_index.cfm.

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred. The *Pennsylvania Bulletin* is available at www.pabulletin.com.

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Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from a rule or regulation is enclosed in brackets [] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised. A fiscal note provides the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the 5 succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the 5 succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where “no fiscal impact” is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2015.

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THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT [204 PA. CODE CH. 81]

Amendment of Section 81.505 of the Interest on Lawyers Trust Account Regulations; No. 134 Disciplinary Rules Doc.

Order

Per Curiam

And Now, this 28th day of May, 2015, *It Is Ordered* pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Section 81.505 of the Pennsylvania Interest on Lawyers Trust Account Regulations is hereby amended as follows. The Form for Pro Hac Vice Admission shall be modified to reflect the increase in the admission fee.

To the extent that notice of the proposed amendment would be required by Pa.R.J.A. No. 103 or otherwise, the immediate amendment of Section 81.505 is required in the interest of justice and efficient administration.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective on June 12, 2015.

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart A. PROFESSIONAL RESPONSIBILITY

CHAPTER 81. RULES OF PROFESSIONAL CONDUCT

Subchapter D. INTEREST ON LAWYER TRUST ACCOUNT REGULATIONS FOR PRO HAC VICE ADMISSION

§ 81.505. Fees.

(a) An attorney seeking admission pro hac vice with respect to a case shall pay a fee of [**Two Hundred Dollars (\$200)**] **three hundred seventy-five dollars (\$375)**. The fee shall be required for each case in which the attorney is seeking pro hac vice admission. Under no circumstances shall the fee required by this regulation be refunded.

* * * * *

[Pa.B. Doc. No. 15-1098. Filed for public inspection June 12, 2015, 9:00 a.m.]

PART V. PROFESSIONAL ETHICS AND CONDUCT [204 PA. CODE CH. 82]

Amendment of Rule 103 of the Pennsylvania Rules for Continuing Legal Education; No. 666 Supreme Court Rules Doc.

Order

Per Curiam

And Now, this 27th day of May 2015, upon the recommendation of the Pennsylvania Continuing Legal Education Board; the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3):

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 103(b) of the Pennsylvania Rules for Continuing Legal Education is amended in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective in 30 days.

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart A. PROFESSIONAL RESPONSIBILITY

CHAPTER 82. CONTINUING LEGAL EDUCATION

Subchapter A. PROFESSIONAL RESPONSIBILITY

Rule 103. Board.

* * * * *

(b) *Constituency*. The Board shall consist of ten (10) members appointed by the Supreme Court. Each member of the Board shall be an active [**lawyer who practices and has his principal office**] **member of the Bar of this Commonwealth with his or her primary residency** in the Commonwealth of Pennsylvania.

* * * * *

[Pa.B. Doc. No. 15-1099. Filed for public inspection June 12, 2015, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL [231 PA. CODE CH. 3000]

Order Amending Rule 3136 of the Rules of Civil Procedure; No. 623 Civil Procedural Rules Doc.

Order

Per Curiam

And Now, this 29th day of May, 2015, upon the recommendation of the Civil Procedural Rules Committee; the proposal having been published for public comment at 44 Pa.B. 4996 (July 26, 2014):

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 3136 of the Pennsylvania Rules of Civil Procedure is amended in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective July 1, 2015.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 3000. JUDGMENTS

Subchapter D. ENFORCEMENT OF MONEY JUDGMENTS FOR THE PAYMENT OF MONEY

Rule 3136. Distribution of proceeds.

(a) Not later than thirty days after the sale of real property and not later than five days after the sale of personal property, the sheriff shall prepare a schedule of proposed distribution of the proceeds of sale which shall be [**kept on file and shall be available for inspection in the sheriff's office**] filed in the prothonotary's office. No schedule of distribution or list of liens need be filed when the property is sold to the plaintiff for costs only.

* * * * *

EXPLANATORY COMMENT

Current Rule 3136 provides for the sheriff to prepare a schedule of proposed distribution of proceeds (schedule) no later than thirty days after a sale of real property or five days after the sale of personal property. The sheriff is required to keep the schedule on file so that it is available for inspection in the sheriff's office. The parties in interest (parties) then have ten days to file exceptions to the schedule. The rule, however, does not require the sheriff to serve or notify the parties that a schedule has been prepared. As a result, the parties must monitor the sheriff's office on a daily basis to acquire the schedule in order to have the full ten days with which to prepare and file the exceptions. Instead of keeping the schedule on file in the sheriff's office, the proposed amendment would require the sheriff to file the schedule with the prothonotary and is intended to give the practitioner the ability to consult the docket, which in some counties can be done electronically.

By the Civil Procedural Rules Committee

PETER J. HOFFMAN,
Chair

[Pa.B. Doc. No. 15-1100. Filed for public inspection June 12, 2015, 9:00 a.m.]

Title 249—PHILADELPHIA RULES

PHILADELPHIA COUNTY

President Judge Administrative Order No. 04 of 2015

Order

And now, this 20th day of May, 2015, it appearing that the following listed Administrative Orders have been

supplanted, or are no longer effective or relevant, in order to avoid confusion and undue reliance on their provisions, *It Is Hereby Ordered and Decreed* that they are no longer in effect, and that as soon as practicable they be removed from the website of the First Judicial District of Pennsylvania and not be published in upcoming editions of the "Philadelphia County Court Rules" published by ALM Media Properties, LLC.:

- 2011-01 In Re: Objections to Nomination Petitions—Primary Election, May 17, 2011
- 002 of 1997 In re: Mental Health Procedures Act Appointment of Mental Health Review Officer
- 001 of 1998 Mental Health Procedures Act of 1976, as amended In re: Designation of Hearing Site
- 2001-01 Electronic Filing of Legal Papers Involving Proceedings Pursuant to the Mental Health Procedures Act; Modification of Effective Date of Administrative Order No. 2001-01 Issued January 2, 2001
- 2006-01 Order for Philadelphia Civil Rules 229.1 and *3129.2(b)(1)
- 2007-01 Service of Orders and Notices as Provided in Pa.R.Crim.P. No. 114

This Administrative Order shall be filed with the Office of Judicial Records in a docket maintained for Orders issued by the First Judicial District of Pennsylvania, and one certified copy of this Order shall be filed with the Administrative Office of Pennsylvania Courts. Two certified copies of this Order, and a copy on a computer diskette, shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*, shall be published in *The Legal Intelligencer*, and will be posted on the First Judicial District's website at <http://courts.phila.gov>. Copies shall be submitted to American Lawyer Media, the Jenkins Memorial Law Library, and the Law Library for the First Judicial District of Pennsylvania.

By the Court

HONORABLE SHEILA WOODS-SKIPPER,
President Judge
Court of Common Pleas

[Pa.B. Doc. No. 15-1101. Filed for public inspection June 12, 2015, 9:00 a.m.]

Title 255—LOCAL COURT RULES

BUCKS COUNTY

Regional Central Booking Program; Administrative Order No. 56; AD 2-2015

Order

And Now, to wit, this 11th day of May, 2015, Administrative Order No. 56, promulgated on October 26th, 2009, is hereby amended as follows:

It is hereby ordered and directed that all defendants convicted of any misdemeanor or felony criminal offense or anyone accepted into Accelerated Rehabilitation Dispo-

sition in such matters, shall be assessed an additional fee of \$200.00 to offset costs of Central and/or Regional Booking Centers located throughout Bucks County. Said fees shall be assessed as court costs. This fee is in addition to all other authorized fines, costs and supervisory fees legally assessed.

Fees so collected shall be paid into the General Fund of Bucks County. Each year, the Controller's Office shall proportionately disburse these funds to the participating jurisdictions in accordance with the Regional Booking Center Plan developed by those jurisdictions and approved by the Court.

This Order shall become effective January 1, 2016.

By the Court

JEFFREY L. FINLEY,
President Judge

[Pa.B. Doc. No. 15-1102. Filed for public inspection June 12, 2015, 9:00 a.m.]

FAYETTE COUNTY

Diversionsary Program for Transmission of Sexually Explicit Images by Minors: Local Rule 301; No. AD-1-2015

Order

And Now, this 15th day of May, pursuant to Rule 105 the Pennsylvania Rules of Criminal Procedure, it is ordered that Local Rule 301, the Diversionsary Program for Transmission of Sexually Explicit Images by Minors, is hereby adopted to read as follows.

The Clerk of Courts is directed as follows:

- (1) One certified copy of Local Rule 301 shall be filed with the Administrative Office of Pennsylvania Courts.
- (2) Two certified copies and diskette of Local Rule 301 shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
- (3) One certified copy shall be sent to the Fayette County Law Library and to the Editor of the *Fayette Legal Journal*.

The District Court Administrator shall publish a copy of Local Rule 301 on the Unified Judicial System's web site at <http://ujportal.pacourts.us/localrules/ruleselection.aspx>.

Local Rule 301, the Diversionsary Program for Transmission of Sexually Explicit Images by Minors shall be effective 30 days after the date of publication in the *Pennsylvania Bulletin*.

By the Court

JOHN F. WAGNER, Jr.,
President Judge

Rule 301. Diversionsary Program for Transmission of Sexually Explicit Images by Minors.

The Court hereby recognizes the Fayette County Diversionsary Program for Transmission of Sexually Explicit Images by Minors as a dispositional alternative for the summary offense enumerated at 18 Pa.C.S.A. § 6321(a) and as authorized by 18 Pa.C.S.A. § 6321(f) and Pennsylvania Rule of Criminal Procedure Rule 300.

The conditions and parameters of this program shall be governed by the Crime Victims' Center of Fayette County and must include an educational training session of not less than two hours regarding the legal and nonlegal consequences of sharing sexually explicit images. Diversion into the program may only be authorized by a magisterial district judge or other judicial authority with jurisdiction over the violation.

All costs and administrative expenses associated with the diversionsary program shall be the responsibility of the defendant. If the defendant successfully completes the diversionsary program, the defendant's records of the charge of violating 18 Pa.C.S.A. § 6321(a) shall be expunged.

[Pa.B. Doc. No. 15-1103. Filed for public inspection June 12, 2015, 9:00 a.m.]

FAYETTE COUNTY

Local Rule 106: Continuances; No. AD-2-2015

Order

And Now, this 15th day of May, pursuant to Rule 105 of the Pennsylvania Rules of Criminal Procedure, it is ordered that Local Rule 301 be renumbered to Local Rule 106 and amended to read as follows.

The Clerk of Courts is directed as follows:

- (1) One certified copy of Local Rule 106 shall be filed with the Administrative Office of Pennsylvania Courts.
- (2) Two certified copies and diskette of Local Rule 106 shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
- (3) One certified copy shall be sent to the Fayette County Law Library and to the Editor of the *Fayette Legal Journal*.

The District Court Administrator shall publish a copy of Local Rule 106 on the Unified Judicial System's web site at <http://ujportal.pacourts.us/localrules/ruleselection.aspx>.

Local Rule 106 shall be effective 30 days after the date of publication in the *Pennsylvania Bulletin*.

By the Court

JOHN F. WAGNER, Jr.,
President Judge

Rule 106. Continuances.

(a) The Court may, in the interest of justice, grant a continuance, on its own motion, or on the motion of either party. The Court shall on the record identify the moving party and state for the record the Court's reasons justifying the granting or denial of the continuance.

(b) A motion for continuance of trial made on behalf of the defendant shall be made to the assigned Plea Judge no later than forty-eight hours before the time set for trial. A later motion shall be entertained only when the opportunity therefore did not previously exist, or the defendant was not aware of the grounds for the motion, or the interests of justice require it.

(c) A request for continuance on the grounds that an attorney of record is unavailable may only be entertained when that attorney has an engagement in Federal Court, in Pennsylvania Appellate Court, a previously scheduled Common Pleas Court hearing, an illness, or by some special or unexpected circumstance rendering the attorney's absence practically involuntary. When two or more attorneys are of record for the same party, the absence of one of them shall not be deemed grounds for a continuance or for passing the case, except for reasons satisfactory to the court.

(d) Except for cause shown as stated in the motion, a motion for continuance shall comply with the following requirements:

(1) The motion shall be signed by the moving party and counsel for the moving party; and

(2) The motion shall be consented to and signed by all counsel, and unrepresented parties of record, or it must be presented as a Priority Motion (in accordance with Fayette County Rule 575); and

(3) If the motion is made necessary by a pre-existing hearing commitment, a copy of the order setting such hearing shall be attached to the motion, and the motion for continuance must be presented as soon as possible after the conflict is established, and in no event more than two weeks after the mailing of notice of the hearing that is proposed to be continued; and

(4) Counsel must obtain from the Court at least three dates available to all parties and all counsel for the continued hearing. Alternately, each counsel may provide a list of the dates counsel or counsel's client is unavailable during the three-month period following the date the motion for continuance is presented.

[Pa.B. Doc. No. 15-1104. Filed for public inspection June 12, 2015, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Suspension

Notice is hereby given that Jeffrey Keenan Martin (# 35907) having been suspended from the practice of law in the State of Delaware for a period of one year, the Supreme Court of Pennsylvania issued an Order dated May 29, 2015 suspending Jeffrey Keenan Martin from the practice of law in this Commonwealth for a period of one year effective June 28, 2015. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,
Secretary
The Disciplinary Board of the
Supreme Court of Pennsylvania

[Pa.B. Doc. No. 15-1105. Filed for public inspection June 12, 2015, 9:00 a.m.]

Notice of Suspension

Notice is hereby given that Rosemaria Plesh a/k/a Rosemaria Merante having been suspended from the practice of law in the State of New York for a period of three months by Order of the Supreme Court of New York dated December 19, 2014, the Supreme Court of Pennsylvania issued an Order on May 27, 2015 suspending Rosemaria Plesh a/k/a Rosemaria Merante (# 61024) from the practice of law in this Commonwealth for a period of three months, to take effect on June 26, 2015. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,
Secretary
The Disciplinary Board of the
Supreme Court of Pennsylvania

[Pa.B. Doc. No. 15-1106. Filed for public inspection June 12, 2015, 9:00 a.m.]

SUPREME COURT

Sessions of the Supreme Court of Pennsylvania for the Year 2016; No. 439 Judicial Administration Doc.

Amended Order

Per Curiam:

And Now, this 28th day of May 2015, it is hereby ordered that the order dated December 19, 2014, listing argument/administrative sessions of the Supreme Court of Pennsylvania is hereby amended. Sessions shall be held in the year 2016 as follows:

Philadelphia (Administrative Session)	February 4th
Philadelphia	March 7th through March 11th
Harrisburg (Administrative Session)	March 31st
Pittsburgh	April 4th through April 8th
Harrisburg	May 9th through May 13th
Pittsburgh (Administrative Session)	June 2nd
Philadelphia	September 12th through September 16th
Pittsburgh	October 31st through November 4th
Harrisburg	December 5th through December 9th

Additional argument/administrative sessions may be scheduled as the Court deems necessary.

[Pa.B. Doc. No. 15-1107. Filed for public inspection June 12, 2015, 9:00 a.m.]

RULES AND REGULATIONS

Title 25—ENVIRONMENTAL PROTECTION

ENVIRONMENTAL QUALITY BOARD

[25 PA. CODE CH. 93]

Corrective Amendment to 25 Pa. Code § 93.9t

The Department of Environmental Protection (Department) has discovered a discrepancy between the agency text of 25 Pa. Code § 93.9t (relating to Drainage List T) as deposited with the Legislative Reference Bureau and published at 30 Pa.B. 6191 (December 2, 2000), the official text published in the *Pennsylvania Code Reporter* (Master Transmittal Sheet No. 315) and as currently appearing in the *Pennsylvania Code*. The amendments made by the Department at 30 Pa.B. 6191 were codified incorrectly.

Therefore, under 45 Pa.C.S. § 901: The Department has deposited with the Legislative Reference Bureau a corrective amendment to 25 Pa. Code § 93.9t. The corrective amendment to 25 Pa. Code § 93.9t is effective as of February 3, 2001, the date the defective official text was announced in the *Pennsylvania Bulletin*.

The correct version of 25 Pa. Code § 93.9t appears in Annex A, with ellipses referring to the existing text of the regulation.

Annex A

TITLE 25. ENVIRONMENTAL PROTECTION

PART I. DEPARTMENT OF ENVIRONMENTAL PROTECTION

Subpart C. PROTECTION OF NATURAL RESOURCES

ARTICLE II. WATER RESOURCES

CHAPTER 93. WATER QUALITY STANDARDS

DESIGNATED WATER USES AND WATER QUALITY CRITERIA

§ 93.9t. Drainage List T.

Ohio River Basin in Pennsylvania

Kiskiminetas River

Stream	Zone	County	Water Uses	Protected Exceptions To Specific Criteria
		* * * * *		
5—McGee Run	Basin Source to Farthest Upstream Crossing of Derry Borough Border	Westmoreland	CWF	None
5—McGee Run	Main Stem, Farthest Upstream Crossing of Derry Borough Border to Mouth	Westmoreland	TSF	None
6—Unnamed Tributaries to McGee Run	Basins, Farthest Upstream Crossing of Derry Borough Border to Mouth	Westmoreland	CWF	None
6—Trout Run	Basin, Source to inlet of Blairsville Reservoir	Westmoreland	EV	None
		* * * * *		

[Pa.B. Doc. No. 15-1108. Filed for public inspection June 12, 2015, 9:00 a.m.]

Title 58—RECREATION

PENNSYLVANIA GAMING CONTROL BOARD

[58 PA. CODE CHS. 421a, 423a, 425a, 427a, 429a, 431a, 433a, 435a, 437a, 440a, 441a, 461a, 465a, 609a, 623a, 633a, 643a AND 645a]

Licensing; Slot Software; Count Room Characteristics; Credit; Table Game Rules

In accordance with 4 Pa.C.S. Part II (relating to gaming), the Pennsylvania Gaming Control Board (Board), under the general authority in 4 Pa.C.S.

§ 1202(b)(9)—(23) (relating to general and specific powers) and the specific authority in 4 Pa.C.S. §§ 1205, 1206(f) and (g), 1207(1) and (2), 1208(1)(iii), 1209(b), 1212, 1213, 13A11, 13A12—13A14, 13A15 and 1802 and 4 Pa.C.S. Chapter 13 (relating to licensees) amends Chapters 421a, 423a, 425a, 427a, 429a, 431a, 433a, 435a, 437a, 440a, 441a, 461a, 465a, 609a, 623a, 633a, 643a and 645a to read as set forth in Annex A.

Purpose of the Final-Form Rulemaking

This final-form rulemaking is a comprehensive amendment package addressing 18 chapters in Subparts B, C, E and K. This final-form rulemaking should provide clarity, delete redundant provisions, decrease the number of copies of applications required, allow for an increase in

ownership of licensees by institutional investors and ensure that a background investigation is completed on nongaming employees every 4 years.

Explanation

General revisions

The Board is referenced throughout Subparts B and C (relating to licensing, permitting, certification and registration; and slot machine licensing). However, many of the provisions currently listed as functions of the Board are functions associated with a specific bureau within the Board. To provide some clarity to the regulated community, "Board" has been replaced, when relevant, with a specific bureau.

Additionally, all references to the Board's web site address have been deleted as "Board web site" is defined in § 401a.3 (relating to definitions). This is done because the Board's web site has changed. Defining the web site address in § 401a.3 eliminates the need to revise references should the address change again in the future.

Chapter 421a. General provisions

In § 421a.1 (relating to general requirements), references to "approval" are replaced with "authorization" to reflect that gaming service providers (GSP) may receive an authorization to conduct business prior to being certified or registered with the Board, or may be authorized to conduct business and exempt from the GSP certification/registration requirements in § 437a.1 (relating to general gaming service provider requirements).

In subsection (b), the reference to the type of investigation conducted is deleted. Investigations are addressed in § 421a.3 (relating to investigations; supplementary information).

Language added to subsection (e)(2) requires applicants for and holders of licenses, permits, registrations, certifications or qualifications to report changes in circumstances that may render the applicant or holder unsuitable or ineligible to continue to apply for or hold a license, permit, certification, registration or qualification. This requirement is not new, simply moved, without amendment, from Chapter 435a (relating to key, gaming and nongaming employees; Board-issued credentials). It is necessary to move these provisions to this section because Chapter 435a is applicable to key, gaming and nongaming employees. This standard is applicable to anyone with a license, permit, registration, certification or authorization.

Language in subsection (f) was redundant with the language added to subsection (e)(2) and is deleted. Language in subsection (h) is also deleted as redundant with language in subsection (a).

In accordance with 4 Pa.C.S. Part II, applicants for and holders of a license, permit, registration or certification have an ongoing duty to report information to the Board that may impact the applicant or holder's suitability or eligibility to hold a license, permit, registration or certification. If applicants or holders do not maintain suitability or eligibility, the Board may revoke, suspend, or not issue or renew a license, permit, registration or certification. Language in subsection (i) is added to reiterate that any person regulated by the Board has an ongoing duty to maintain suitability and eligibility in accordance with 4 Pa.C.S. Part II and the Board's regulations.

Language is also deleted from subsection (i). The Board does not believe the language provided specificity as to which parties might be jointly and severely liable for conduct. The chapters on management companies, GSPs,

manufacturer designees, and the like address joint and several liability with slot machine licensees.

Subsection (j) is deleted. This provision is a requirement of the Board not the regulated entities. It is a statutory requirement of 4 Pa.C.S. Part II and is therefore unnecessary to recite in the regulations.

Section 421a.2(a)(4) (relating to disqualification criteria) is amended. The Board believes the new language provides a clearer standard regarding the circumstances under which the Board may deny, suspend or revoke an applicant for or holder of a license, permit, registration or certification.

Subsection (a)(6) is existing language moved from former § 435a.1(o) (relating to general provisions). As previously stated, Chapter 435a relates to key, gaming and nongaming employees and this requirement is applicable to all individuals applying for a license (including principals), permit, registration or qualification. The new language in subsections (b)—(e) is existing language which is also moved from former § 435a.1(e)—(j).

Section 421a.3(c) is added to require applicants to reimburse the Board for actual expenses incurred in conducting background investigations. This is existing language moved from former §§ 427a.2(c), 429a.2(c), 431a.2(c) and 435a.2(d). Because applicants are required to reimburse the Board for actual expenses it made logical sense to include this provision in the general requirements applicable to all applicants.

The provisions on presuitability determinations in § 421a.4 (relating to presuitability determination) are amended to delete the requirement that a request for the presuitability determination be made by petition to the Board. Typically if a presuitability determination were conducted, the Bureau of Investigations and Enforcement (BIE) would already be investigating the applicant's eligibility and suitability in conjunction with an underlying application for a license or in conjunction with a petition for change of control or ownership. Requiring an additional petition for a presuitability determination would therefore be redundant and unnecessary. Instead, a request may now be made directly to the BIE.

The provisions regarding presuitability determinations in § 421a.4 are applicable to licensees but have not been applied to GSPs that are registered or certified. The reference to certification or registration in subsection (c) is therefore deleted.

Section 421a.5(a) (relating to undue concentration of economic opportunities and control) is amended to replace "other" license with "principal" license. Principals, specifically, are those individuals and entities that have ownership interest in or control over a licensee.

Language is added to subsection (c)(1)(iii)—(v) to reflect the legalization of table games. Former subsection (c)(1)(vi) is deleted as this provision would not be applicable in making a determination as to whether there was an undue concentration of economic control of a slot machine licensee. Gross terminal revenue, not ticket-in, ticket-out, is indicative of overall play.

Chapter 423a. Applications; statement of conditions; wagering restrictions

Language added to § 423a.1(b) (relating to general requirements) reflects that gaming and nongaming employees file applications electronically using the Board's SLOTS Link system.

Former subsection (c) is deleted as redundant. The requirements in this subsection are covered in final-form subsections (b) and (d).

In final-form subsection (c) (former subsection (d)), “Board staff” is added because the Bureau of Licensing (BOL) or the BIE may need additional information from an applicant to process an application or complete an investigation.

The language in final-form subsection (d) (former subsection (e)) is combined with the language in former subsection (f). The remaining subsections are renumbered.

Language is added to § 423a.2(a)(3) (relating to preliminary submission review). Applicants may be required to execute authorization forms for the release of information from other entities such as credit bureaus or banking institutions. Therefore, “other entities” is added.

Subsection (c) is deleted as inconsistent with current practice. The Board does not return applications but may deem the application abandoned or denied if an applicant does not cure deficiencies.

Former § 423a.3(a)(1) and (2) (relating to application processing) is deleted. An application is filed when submitted and an applicant will be given an opportunity to cure deficiencies if part of the application is missing or incomplete. Former subsection (a)(1) is deleted as unnecessary. Former subsection (a)(2) is deleted to reflect Board practice. In only a few circumstances, pertaining primarily to the filing of an application for a slot machine license or table game certificate, is the applicant or an attorney for the applicant notified, in writing, that the application has been officially accepted.

Final-form subsection (a)(1) (former subsection (a)(3)) is amended to reflect that the Board makes determinations regarding the information obtained by Board staff during an investigation. The remaining paragraphs are renumbered as former subsection (a)(1) and (2) is deleted.

Section 423a.5(a) (relating to application withdrawal and surrender) is amended to reflect that the Board no longer requires the filing of a petition for most individuals requesting to withdraw their applications. Only entities that have applied for a license, certification or registration and individuals who have applied for a principal license or GSP qualification are still required to petition the Board to withdraw. For other individuals (key, gaming and nongaming employees), a request form is submitted to the BOL. Former subsection (c) is therefore deleted as redundant with the language added to subsection (a).

Former subsection (d)(1) and (2) is deleted. Provisions regarding restrictions on subsequent application after a withdrawal with prejudice has been granted are already in § 423a.7 (relating to restriction on application after withdrawal with prejudice, denial or revocation).

Former subsection (e) is deleted to reflect Board practice. If an applicant fails to cure deficiencies with the application before it is officially accepted, the BOL may deem the application abandoned. Alternatively, if the applicant failed to cure deficiencies because the applicant failed to cooperate with an investigation, the Board may deny the application.

Section 423a.6(b) (relating to license, permit, registration and certification issuance and statement of conditions) is amended for clarity and to reflect Board practice. GSPs, unlike licensees, are now required to execute a statement of conditions at the time of application because a GSP or gaming-related GSP can be given interim authorization to conduct business prior to obtaining registration or certification from the Board.

New § 423a.6a (relating to restriction on wagering after issuance of a license, permit, registration or certification) is language moved from former § 435a.1(k)—(n). As previously stated, Chapter 435a is primarily applicable to key, gaming and nongaming employees. However, wagering restrictions are also applicable to principal licensees and qualifiers. For clarity to the regulated community, wagering restrictions are therefore adopted in this section.

Section 423a.7(f) is deleted as unnecessary. Typically when an individual’s petition to reapply is denied, the Board will set a time period in which the person may reapply.

Chapter 427a. Manufacturers

Former § 427a.1(d) and (e) (relating to manufacturer general requirements) is deleted. Subsection (e) was applicable to the Board, not the regulated community. The provisions are in 4 Pa.C.S. Part II and are therefore unnecessary to recite in the regulations. Language similar to former subsection (e) was also deleted from former §§ 429a.1(d) and 431a.1(c) (relating to manufacturer designee general requirements; and supplier general requirements).

Section 427a.2(a) (relating to manufacturer license applications and standards) is amended to reflect that only one copy of an application is required instead of three. The number of required copies is also reduced in Chapters 429a, 431a, 433a, 437a and 441a.

Former subsection (a)(5) is deleted. Gaming employee applications are not required to be filed with the application for a manufacturer license. Typically the suitability of an employee of a licensee is considered separately from the suitability or eligibility of the licensee and its principals (owners, officers and directors). Similar language is deleted from former § 431a.2(a)(5) (relating to supplier license applications and standards).

Former subsection (a)(6) is also deleted. Copies of Securities and Exchange Commission (SEC) filings are no longer required to be submitted as part of the application packet. The BIE, when conducting its investigation, will review all SEC filings for any publicly traded applicant. All SEC filings are available online. If an applicant is publicly traded on a foreign exchange, the BIE may request specific information from the applicant during the investigation if the information is not publicly available through a foreign exchange regulator. Similar language is deleted from former § 429a.2(a)(5) (relating to manufacturer designee license applications and standards) and former § 431a.2(a)(6).

Language in final-form subsection (a)(5) (former subsection (a)(7)) is deleted for consistency with 4 Pa.C.S. Part II. Similar language is deleted from final-form §§ 429a.2(a)(5) and 431a.2(a)(5).

Former subsection (b)(1) is deleted and also deleted in other sections in the chapters regarding licensing. This is a current requirement of all applicants, as specified in § 421a.1(g), and final-form subsection (b)(2) requires all applicants to comply with Chapter 421a (relating to general provisions). Former subsections (b)(1) and (c) are therefore deleted as redundant. Language from former subsection (c) is moved to § 421a.3(c).

Amendments are made to final-form subsection (c) (former subsection (d)) for clarity and to delete a reference to key employee suitability. As previously stated, the suitability of an employee of a licensee, in most instances, is not considered at the time the Board evaluates the

suitability of an entity or its owners, officers or directors (principals) to hold a license. Similar language is deleted from final-form §§ 429a.2(c) and 431a.2(d).

Section 427a.5(a)(1) and (2) (relating to responsibilities of a manufacturer) is deleted and also deleted in other sections in the chapters regarding licensing as these provisions are in Chapter 421a. Former subsection (a)(3) is deleted and replaced with final-form subsection (a)(2). Similar language is added to final-form §§ 429a.5(a) and 431a.4(c)(2) (relating to responsibilities of a manufacturer designee; and responsibilities of a supplier).

Subsection (b) is amended for clarity. Similar amendments are made to final-form §§ 429a.5(b) and 431a.4(d).

Former subsections (c) and (d) are deleted because the provisions did not relate to the chapter or section heading. Similar language is also proposed to be deleted from former § 431a.4(f)—(h).

Section 427a.6 (relating to change of control of a manufacturer licensee) is a new requirement of manufacturer licensees. This provision provides guidance to unlicensed companies regarding the proper procedure for acquiring a manufacturer licensee. These requirements will also ensure that the acquiring company and its officers, owners and directors (principals) apply for licensure and are investigated before a manufacturer licensee is acquired. The approval requirement is also applicable to manufacturer designees in § 429a.8 (relating to change of control of a manufacturer designee licensee), supplier licensees in § 431a.6 (relating to change of control of a supplier licensee) and management company licensees in § 440a.6 (relating to change in ownership or control of a management company licensee).

Chapter 429a. Manufacturer designees

Amendments to § 429a.3 (relating to additional manufacturer designee licenses) specify that if a manufacturer designee has already been licensed, it does not need to receive a separate manufacturer designee license to supply or repair gaming equipment on behalf of a different manufacturer. Instead, manufacturer designees submit an abbreviated application (Additional Manufacturer Designee Application and Disclosure Information Form) to receive a subsequent designation.

Amendments to subsection (b) reflect amendments to final-form § 429a.2(b) and (c).

Former § 429a.5(b) is deleted. This is a statutory requirement applicable to suppliers but is not applicable to manufacturer designees.

Section 429a.7 (relating to manufacturer designee agreements) is amended for clarity and to reflect Board practice. When a manufacturer designee enters into an agreement with a manufacturer, the designee, as part of its application for a designee license, is required to submit all agreements for review. The agreements are reviewed as part of the background investigation. Any subsequent agreements, after licensure, are reviewed by Board staff. If there are issues or questions regarding the terms of the agreement, Board staff will notify the parties and request additional information or clarification.

Chapter 431a. Supplier licenses

Former § 431a.4(b) is deleted. This subsection related to financial suitability. The information would be included in the application for a supplier license and would be reviewed during the applicant's background investigation. If the applicant is not financially suitable, it would not be awarded a supplier license.

Section 431a.5(c) (relating to supplier log books) specifies that licensed, permitted or registered employees of a supplier are not required to register in the log book. Language is therefore added to subsection (b)(5) for clarity.

Chapter 433a. Principal licenses

Section 433a.1 (relating to definitions) is amended to delete "principal slot operations officer of a slot machine licensee" from the definition of "officer." Facilities utilize a slot operations director; the individual is licensed as a key employee not as a principal.

Section 433a.3(a)(3) (relating to interests in licensees held by individuals) is amended for clarity and consistency. Similar amendments are made to §§ 433a.4(a)(3) and 433a.7(a)(3) (relating to interests in licensees held by entities; and trusts).

Sections 433a.3(d) and 433a.4(d) are amended and former §§ 433a.3(e) and 433a.4(e) are deleted to reflect the requirements adopted in §§ 427a.6, 429a.8 and 431a.6. The remaining subsections are renumbered.

Section 433a.5 (relating to institutional investors) is amended to allow institutional investors to acquire a greater ownership interest in a licensee without requiring a waiver from the Board.

Previously, institutional investors were capped at a 15% ownership interest in a principal affiliate of a manufacturer, manufacturer designee and supplier licensee and a 10% ownership interest in a principal affiliate of a slot machine licensee. This amendment will allow institutional investors to acquire less than a 20% interest in all licensees provided the institutional investor files the notice of ownership form and passive investor affirmation. Additionally, before acquiring an interest in a slot machine or management company licensee that is between 10% and 20%, the institutional investor shall provide the BIE with additional information regarding the institutional investor's operations and sources of funds.

Based on the nature of the funds associated with institutional investors, the reporting obligations to the SEC and the permissible ownership interests in other gaming jurisdictions, the Board has determined that increasing the allowable ownership interest to less than 20% would not adversely impact the integrity of gaming. Additionally, allowing institutional investors to acquire an ownership interest of less than 20% would not have other licensing implications related to changes of control or ownership.

Management companies are deleted from subsection (a)(1). Management companies act on behalf of a slot machine licensee, are subject to the same requirements as slot machine licensees and therefore the requirements in subsection (a)(2) are applicable.

Subsection (c) and additional language in final-form subsection (d) (former subsection (b)) are added to address institutional investor ownership in licensees whose securities are publicly traded on a foreign exchange.

In regard to § 433a.6 (relating to lenders and underwriters), as previously stated, management companies act on behalf of a slot machine licensee and are therefore subject to the same requirements as slot machine licensees. Therefore, management companies are added to several of the sections throughout this chapter.

In subsection (f), language at the end of the sentence is deleted as unnecessary.

Section 433a.7(b) formerly required trusts to notify the Board and submit a complete application prior to possessing any interest in paragraphs (1)—(5). The notification requirement is deleted as unnecessary. Submitting applications will serve as notice. Subsection (c) is amended for clarity.

Chapter 435a. Key, gaming and nongaming employees; Board-issued credentials

The requirements in former § 435a.1(c), (e)—(j) and (o) were applicable to all applicants and holders of a license, permit, registration or certification. However, this chapter is pertinent only to key, gaming and nongaming employees. The requirements in this section are therefore moved to §§ 421a.1 and 421a.2.

The wagering restrictions in former subsections (k)—(n) are also applicable to holders of a license, permit, registration, certification or qualification and are moved to § 423a.6a.

Section 435a.5 (relating to nongaming employee registration) addresses nongaming employee registrations. Registrations formerly did not have an expiration date. Nongaming employees do not submit a renewal application and therefore a subsequent background investigation is not conducted beyond initial registration. The Board believes that submission of a renewal application and subsequent background investigation is necessary to protect the integrity of gaming as it will ensure that every nongaming employee remains eligible and suitable to hold a registration.

Additionally, placing an expiration date on nongaming registrations will eliminate unnecessary administrative expenses associated with an ever growing number of individuals who no longer work in the gaming industry. There are currently over 5,000 nongaming employees who remain registered with and under the jurisdiction of the Board but have not worked in a position that requires registration for 2 years or more.

This section requires that nongaming employee registrations be renewed every 4 years. The application shall be submitted electronically through the Board's SlotsLink system. The renewal will cost around \$40 which will cover the cost of fingerprinting with the Pennsylvania State Police and the criminal background check.

Regarding the renewal schedule, each Board credential currently issued to a nongaming employee has a date by which the credential shall be renewed with an updated employee photo. The BOL will use the expiration date on the credential as the renewal date which will ensure that renewals are staggered and will not all occur within the same month or year.

Section 435a.6 (relating to Board credentials) is amended for clarity. Specifically, subsection (c) is divided in two subsections, with subsection (c) addressing the wearing of Board-issued credentials by State employees and subsection (d) addressing the wearing of credentials by individuals who are not State employees.

Language in final-form subsection (e) (former subsection (d)) is deleted to reflect that all employees who are on the gaming floor are required to have a Board-issued credential. Former subsection (e) deleted as unnecessary.

The former heading of § 435a.8 (relating to temporary credentials) related to temporary credentials for principal and key employees and § 435a.9 related to temporary credentials for nongaming employees. Neither section addressed the issuance of temporary credentials for gaming employees. To reflect the Board practice of issuing

temporary credentials to gaming as well as principals, keys and nongaming employees, language is added to § 435a.8. Language from § 435a.9, which is rescinded, is added to § 435a.8.

Section 435a.9a(a)(1) (relating to gaming service provider employee temporary access credentials) is amended for clarity. Subsection (a)(2) no longer requires an employee from the licensee's security department to escort a GSP employee provided that another employee of the licensee who is authorized to have access to the area escorts the GSP employee and both individuals sign in with the Board's casino compliance representatives. This will ensure that Board staff is aware of who is performing the work in the licensed facility and the individual responsible for supervising that employee.

Language is added to subsection (c) allowing additional flexibility, when circumstances warrant, to extend the time period to allow an employee to complete work beyond the 12 days in a 12-month period.

Former subsection (d) addressed a prohibition on the issuance of temporary access credentials to manufacturers, designees and suppliers. However, the section heading relates to GSP temporary access credentials. This subsection is deleted as misplaced and unnecessary.

Final-form subsection (d) specifies that if an operator is going to use an emergency GSP, any employee providing emergency services shall obtain a temporary access credential in accordance with this section prior to performing any emergency services at the licensed facility. This section corresponds with amendments to § 437a.10 (relating to emergency gaming service provider).

Section 435a.10 (relating to loss, theft or destruction of credentials) is amended to reflect that credentials are obtained from the Board's casino compliance representatives and are not distributed or controlled by a licensee's security department. Final-form subsection (b) (former subsection (c)) is amended to reflect that typically the employer, not the employee, will request replacement credentials from the Board.

Chapter 437a. Gaming service provider certification and registration

The amendments to § 437a.1 are made for clarity and to replace language with defined terms in § 401a.3.

Language added in § 437a.2 (relating to gaming service provider registration applications) should provide GSPs with some guidance as to when to file a sponsored versus unsponsored application. If a GSP already has a contract to provide goods or services to a slot machine licensee, the GSP completes a sponsored application. If the GSP does not have a contact with a specific licensee but anticipates that a licensee may utilize the GSP's services in the future, the GSP would complete the unsponsored application.

The language added in subsection (d) reflects the requirements in § 435a.3 (relating to occupation permit) and § 435a.5.

Former § 437a.3(d)—(f) (relating to gaming service provider certification applications) is deleted and added in § 437a.3a (relating to single transaction waiver). This is done because the section heading is not pertinent to waivers. Additionally, both registered and certified GSPs may request a single transaction waiver.

Section 437a.5 (relating to construction subcontractors) is amended to provide clarity to the regulated community.

This section is applicable to subcontractors providing goods and services to other subcontractors while the licensed facility is under construction.

Subsection (c) is amended to reflect that prior to a casino opening, a licensed facility is, in essence, a construction site. Closer to opening, onsite Board staff will specify a date as to when an area of the licensed facility becomes a live gaming floor. Once designated, only those persons who hold a Board-issued credential are allowed onto the gaming floor.

In 2010, the Board amended the GSP regulations and exempted publicly traded GSPs from the requirements of certification or registration. To be eligible for the exemption, each publicly traded GSP was required to complete an authorization form to be placed on the authorized GSP list. At that time there was not an expiration placed on exemption. Although the Board believes that publicly traded GSPs should still be exempt from the certification and registration requirements, the Board has placed an expiration date on the exemption. Every 4 years, publicly traded GSPs that are exempt will have to submit the authorization form to verify that the GSP has continued to provide goods and services to licensed facilities and is still eligible for the exemption. Language relevant to the exemption expiration and renewal is therefore added in § 437a.6 (relating to registration and certification term and renewal).

Language is added in § 437a.7 (relating to registered, certified and authorized gaming service provider responsibilities) to reflect that the requirements applicable to a GSP that is registered or certified are also applicable to a GSP that is on the authorized list.

Subsections (b) and (c) are amended for clarity and to utilize terms that are already defined in § 401a.3. The requirement that offsite supervisors obtain a registration is also deleted. Language is deleted and a cross-reference is added in subsection (e) as these provisions are addressed in § 435a.9a.

Subsection (f) is added to address amendments adopted in final-form rulemaking 125-168 published at 44 Pa.B. 7057 (November 8, 2014), which rescinded § 501a.6 and moved those requirements to § 465a.20 (relating to personal check cashing). The personal check cashing provisions in § 501a.6 were applicable to licensees and GSPs, while the requirements in Chapter 465a (relating to accounting and internal controls) are applicable only to slot machine and management company licensees unless otherwise specified. Subsection (f) is necessary to ensure that requirements of personal check cashing are the same regardless of whether a licensee or a GSP acting on the licensee's behalf is performing those functions.

Section 437a.10 is amended to no longer require an emergency GSP that is not already registered or certified to file for registration or certification after providing emergency services. An employee of the emergency GSP will be required to obtain a temporary access credential before providing services. The BOL will review the explanation for use of the emergency GSP to ensure that this provision is not used to circumvent the registration and certification requirements.

Chapter 440a. Management companies

Section 440a.1 (relating to general requirements) is amended to reflect current practice. Many of the applicants for the available Category 2 slot machine license have contracted with a management company to manage the licensed facility should the slot machine applicant be awarded the license. The management company has filed

an application with the Board and if the slot machine applicant were awarded the license, the management company would be licensed at that time as well.

Section 440a.2 (relating to applications) is amended to reflect that there is only one application for all categories of slot machine licenses. Additionally, if a management company is going to act on behalf of the slot machine applicant/licensee, the management company is required to complete the same application as the applicant for the slot machine license.

Section 440a.3 (relating to management company license term and renewal) is amended to reflect that a management company acts as the slot machine licensee and neither a slot machine license nor a management company license is transferrable.

A portion of § 440a.5(c) (relating to management contracts) is moved into subsection (d) and amended for clarity. The former language in subsection (d) is deleted as the business plan is essentially addressed in the requirements in subsection (f). Subsection (f) is amended to address the management of table game operations.

Chapter 441a. Slot machine licenses

Terms are added to § 441a.1 (relating to definitions). The use of these terms is explained in §§ 441a.11a and 441a.20a (relating to duty to maintain financial suitability; and changes to a slot machine licensee's initial or modified plan of development).

Former § 441a.2(a) (relating to slot machine application deadlines) is deleted for consistency with 4 Pa.C.S. Part II. Former subsection (c) is deleted as unnecessary. The handling of deficiencies in applications is addressed generally in § 423a.2 and § 441a.3 (relating to slot machine license application).

Section 441a.3 is amended to no longer require applications from key employees at the time the slot machine applicant submits an application for licensure. In most instances, key employees have not yet been identified at the time a slot machine applicant submits its application for licensure nor do most applicants hire employees unless and until the Board awards the applicant a slot machine license. The language regarding application requirements is deleted as unnecessary as application requirements for keys and principals are in Chapter 433a (relating to principal licenses) and Chapter 435a.

In subsection (a)(5), language is added to recognize that an authorized designee can sign on behalf of a chief executive officer to legally bind a slot machine applicant. Subsection (a)(6) is amended to reflect the new provisions for approval of a licensee's initial or modified plan of development in § 441a.20a.

As specified in § 423a.1(g), once submitted to the Board, applications and related materials will not be returned to the applicant. The inconsistent language in subsection (b) is therefore deleted.

Subsection (d) is amended to correct conflicting requirements. This subsection formerly required that the local impact report be submitted to the Board with the application and simultaneously to the municipality. Licensees were also required to submit proof that the municipality was served at the time the application was submitted to the Board. The language is amended and still requires licensees to submit the local impact report to the municipality and the Board (with the application) on the same day but provides that the applicant submit proof that the municipality was served within 5 days after the applica-

tion is submitted to the Board. Subsection (e) is in § 421a.3 and is therefore deleted from this subsection.

Section 441a.5(e) (relating to license fee payment bond or letter of credit requirements) is amended to reflect that a slot machine license will not be issued until the license fee has been paid. The Board or Board staff, typically the BOL, will specify the date by which the fee shall be paid.

Most of the amendments to § 441a.7 (relating to licensing hearings for slot machine licenses) are made for clarity. Language in subsections (l) and (m) is amended to reflect that 4 Pa.C.S. § 1206(a) (relating to Board minutes and records) was deleted. Confidential information may be presented not in closed deliberations but during executive session in accordance with 65 Pa.C.S. § 708(a)(5) (relating to executive sessions).

Section 441a.11a is new and reflects requirements in 4 Pa.C.S. Part II.

Language in § 441a.15(b)(2) (relating to slot machine license issuance bond requirement) is deleted. Board staff reviews payment bonds submitted. If there are issues with the payment bond, the BOL notifies the applicant that was awarded the license if corrections are necessary or if additional information about the surety is required. The slot machine license will not be issued until all information is received and any necessary corrections are made.

Former § 441a.17(b)—(e) (relating to change in ownership or control of slot machine licensee and multiple slot machine license prohibition) is deleted. Final-form subsections (b)—(f) should provide clarity and specificity to the regulated community regarding the procedure to acquire an interest in a slot machine licensee which would trigger the change in control or ownership provisions of 4 Pa.C.S. Part II. The remaining subsections are renumbered.

Minor revisions are made to § 441a.18(b)(2) and (c) (relating to employee status report). Language in subsection (b)(2) is deleted because applicants for a slot machine license do not typically have employees and are therefore not required to submit an employee status report to the Board. Subsection (c) is amended to reflect that a signature on an electronically submitted employee status report is not required.

Section 441a.20a provides further detail on a requirement that is already in § 441a.3(a)(6). A licensee may change its approved plan of development with approval of the Board.

Subpart E. Slot machines and associated equipment; accounting and internal controls

Specificity is added in § 461a.7 (relating to slot machine minimum design standards) regarding how the Bureau of Gaming Laboratory Operations will calculate the theoretical payout percentage for slot machines.

A minor revision is made to § 465a.24(b)(1) (relating to count room characteristics) to clarify that the alarm device does not need to signal both security and surveillance. The licensee can designate which department will receive the audible alarm signal. Language at the end of the sentence is deleted as unnecessary. Every time the count room door is opened the audible alarm signal should be sent to security or surveillance. In subsection (b)(2), the language formerly requiring exits door to contain locks is deleted. Only entrances require dual key control. Subsection (b)(3) addresses exiting the count room and requires that licensees specify what type of door device will be used.

Subpart K. Table games

Language is added in § 609a.4 (relating to approval of credit limits) to reflect the statutory requirement that any increase in credit, whether temporary or permanent, requires reverification of a patron's credit information.

Section 609a.5 (relating to derogatory information; reduction or suspension of credit) is amended to clarify the following: if derogatory information is received, the licensee's credit department shall reverify the patron's casino credit information; if a patron's check is returned, the patrons credit privileges must be suspended; and if a patron's credit has been suspended, the licensee is required to reverify the patron's casino and consumer credit information before reinstating credit.

Amendments to §§ 623a.4 and 623a.5 (relating to making and removal of wagers; and payout odds) add clarity regarding the paying of wagers and the collection of vigorish.

The payout procedure in § 633a.7(i) (relating to procedure for dealing the cards; completion of each round of play) is amended to allow operators to either payout immediately when a player has a Blackjack or in accordance with the current regulation. Section 633a.9 (relating to surrender) is amended to allow operators to collect a surrendered hand immediately or in accordance with the current regulation.

In § 643a.12(b) (relating to payout odds; payout limitation), a new payout table is added for the Five Card Bonus Wager.

Former § 645a.5(i)(3) (relating to shuffle and cut of the cards; procedures for determining the starting position for dealing cards) is deleted as unnecessary.

Additional Revisions

Minor additional revisions were made throughout this final-form rulemaking for clarity and consistency among chapters and sections.

Language in § 421a.2(e) was deleted as redundant. When an employee is offered a position with a licensee, the licensee is required by Federal law to complete an I-9 form verifying the employee's identity and employee's legal authority to work in the United States. Additionally, as part of the background investigation, each employee must be fingerprinted. When fingerprinted, the law enforcement agency that performs the fingerprinting also verifies identity and legal authority to be in the United States. Because a prospective employee has already had his identity and legal status confirmed with the employer and law enforcement agency prior to being licensed, registered or permitted, the Board will no longer require the employee to also submit the authorization information to the Board.

Language in § 421a.4(a) was deleted unnecessary. The beginning of the subsection specifies that upon request the Bureau will make in inquiry of a potential purchaser of a licensee. It is unnecessary to include repetitive language at the end of the subsection.

In § 423a.2(b), language was added specifying that if an applicant fails to submit necessary information required under subsection (a)(1)—(3), the applicant would be given the opportunity to cure the deficiency. However, if an applicant fails to include the bond/letter of credit at the time of application, that applicant will not be given an opportunity to cure that deficiency. Applicants are required, by statute, to provide a letter of credit/bond at the time of application to demonstrate the financial

ability to pay the license fee. See 4 Pa.C.S. § 1313(c) (relating to slot machine license application financial fitness requirements). The Board believes this to be a basic eligibility requirement, not curable after the application deadline.

Section 423a.3(a) addresses action Board staff will take after receiving an application. However, some of the language in final-form subsection (a)(2) (former subsection (a)(4)) was applicable to the applicant's duty to provide information to Board staff. This language was deleted as misplaced and unnecessary as the requirement of an applicant to provide information is addressed in § 421a.1(g).

In § 423a.5, language was added addressing the procedure for the surrender of a license, permit, certification or registration. The provisions added in subsection (d) reflect Board practice and are consistent with the procedural requirements in subsections (a)—(c) associated with requesting to withdraw an application.

Section 427a.1(c) was deleted as unnecessary. Manufacturers are permitted by statute to repair slot machines and associated equipment. See the definition of "manufacturer" in 4 Pa.C.S. § 1103 (relating to definitions) and the provisions associated with repairing machines in 4 Pa.C.S. § 1317.1(b)(6) (relating to manufacturer licenses). Additionally, the Board issues occupation permits to gaming employees who are employed by manufacturers to service and repair slot machines and associated equipment. It is unnecessary to include this provision in the regulation.

Final-form § 427a.6(b) was added so the BIE and the BOL are aware of a contemplated change of control or ownership prior to the licensee filing a petition. This is necessary because there are other licensing provisions triggered by a change of control or ownership, including the requirement that principals apply for a license, which should occur prior to petitioning the Board to change ownership or control of the licensee. This provision is also consistent with the requirement that licensed entities provide information, on an ongoing basis, relating to their financial suitability. Similar language was added in §§ 429a.8(b) and 431a.6(b) applicable to manufacturer designees and suppliers.

In § 433a.3(e), language was added for clarity to reflect that the provisions relate to indirect ownership interests not direct ownership interests. Similar language was also added in § 433a.4(e).

In § 433a.6, manufacturer designees were inadvertently excluded from the proposed rulemaking and were added in this final-form rulemaking to reflect that the requirements in this section are applicable to all entity licensees.

As it relates to § 433a.6(f), this provision formerly provided that if the Board had reason to believe the suitability of a person that holds a debt instrument of a licensee is at issue, the Board may require that person to apply for and obtain a license. The issue with the former provision is that persons that are not required to be licensed would not otherwise appear before the Board for the Board to make a determination as to suitability. This provision was changed in this final-form rulemaking to reflect that Board staff reviews debt instruments and if Board staff had reason to believe that the suitability of the person holding the debt instrument may be at issue, Board staff may require the person to apply and complete the full background investigation before the Board could make a determination as to suitability.

In § 440a.1(a), language was added to reflect that if a slot machine licensee is already operational, a new company contracted to manage the slot machine licensee would have to apply for and obtain a management company license prior to providing services to the slot machine licensee. This amendment was necessary to reflect that companies that manage operational slot machine licensees may change over time.

Section 440a.6 addressing the change in control or ownership of a management company licensee was added. These provisions were added in the proposed rulemaking to manufacturer, manufacturer designee and supplier licensees. Management company licensees were inadvertently not included in the proposed rulemaking. Management companies control and stand in the place of the slot machine licensee. Therefore, prior to changing ownership or those who control the management company licensee, the management company has to file a petition and receive Board approval to do so.

Section 461a.18(f) and (g) (relating to cashless funds transfer systems) is deleted as unnecessary. Cashless fund transfers, or the electronic transfer of credits to a patron at a slot machine, is primarily addressed in the provisions on complimentary services or items that are in § 465a.7 (relating to complimentary services or items). These types of transactions are already captured for audit, accounting and tracking purposes through the facility's slot accounting system and the Department of Revenue's Central Control Computer System.

The requirement in § 465a.2(f) (relating to internal control systems and audit protocols) that licensees provide attestations of changes to their internal controls was deleted as no longer necessary. Internal control changes are submitted electronically and each licensee is given a sign-in which is tied specifically to that licensee. For purposes of this section, the sign-in serves as the attestation.

Section 645a.2(c)(3) (relating to Pai Gow Poker table; Pai Gow Poker shaker; physical characteristics) was deleted as unnecessary. A button is used to mark which player is to receive the first stack of cards once a starting position has already been established, not as a mechanism by which to determine the starting position. Operators either use a shaker or a random number generator to determine starting position.

Language was added in § 645a.6(d) (relating to Pai Gow Poker rankings) clarifying that the royal flush plus royal match has a different definition depending on which Pai Gow Poker, Emperor's Challenge or Fortune, the operator is offering.

The payable in § 645a.13(b) (relating to payout odds; Envy Bonus; rate of progression; payout limitation) was corrected and new paytables were added in subsection (d).

Comment and Response Summary

Notice of proposed rulemaking was published at 43 Pa.B. 6764 (November 16, 2013). Sands Bethworks Gaming, LLC (Sands) and Greenwood Gaming and Entertainment, Inc. (Parx) submitted comments on the proposed rulemaking. Additionally, on January 15, 2014, the Independent Regulatory Review Commission (IRRC) provided comments on the proposed rulemaking.

Regulated community

Parx raised issues with the proposed language in § 623a.4 specifying that Pass Bets in Craps could be wagered only before the come out roll. The language added in subsection (c) is not amending the provisions on

when a Pass Bet may be wagered but is added merely for clarity. In accordance with the existing language in § 623a.3 (relating to wagers), a Pass Bet placed on the Pass Line of the layout can be made immediately prior to the come out roll, as defined in § 623a.1 (relating to definitions). In no other section of the regulations on authorized wagers has a certificate holder ever been authorized to accept a Pass Bet placed on the Pass Line of the layout after the come out point is established. Eliminating the possibility of winning on the come out roll (if the shooter throws a 7 or 11) by allowing the placement of the Pass Bet after the come out roll serves to increase the house edge. If a patron wants to participate in play after the point is already established, the patron can place a Buy or Place Bet. The provisions in this section are also consistent with the rules of play in a neighboring gaming jurisdiction.

Sands objected to three provisions in the proposed rulemaking: the requirement that facilities run credit checks each time a patron requests a credit limit increase; the requirement that operators reverify a patron's credit information prior to reinstating a patron's credit privileges; and the provisions on approval of material debt transactions and notification of refinancing transactions.

As it relates to credit limit increases in § 609a.4, Sands asserts that the statute does not require operators to reverify information prior to temporarily increasing a patron's credit information. The Board does not agree.

The Board has never recognized a this trip only (TTO) or temporary credit increase as the Board does not believe temporary credit increases, without reverification, to be permissible under 4 Pa.C.S. § 13A27(d) (relating to other financial transactions). Section 13A27 of 4 Pa.C.S. requires that if a facility is going to grant credit to a patron, the facility must complete credit application verification, establish a credit limit and two employees must approve the credit limit established.

Once a credit limit is established, the statute is clear on how that credit limit may be increased. Increases to an individual's credit limit may be approved by the licensee provided that two conditions are met: that the patron submits a written request to increase his credit limit; and that the facility reverifies the patron's credit information. The statute does not distinguish between different types of credit limit increases. The Board does not believe the statute to be ambiguous or the requirements discretionary.

Additionally, the issue of TTO or temporary credit limit increases was commented on and addressed when Chapter 609a (relating to credit) was adopted at 42 Pa.B. 2629 (May 12, 2012). The "temporary and permanent" language added in § 609a.4(a) and (c) is not altering what is already required and was added for clarity purposes only. The Board believes that, at a minimum, operators must reverify a patron's casino credit prior to granting any increase to the patron's credit limit.

Sands also objected to the requirement in § 609a.5(e) that operators reverify a patron's consumer and casino credit information if the patron's credit privileges were suspended for any reason. While the Board does not believe the language added expands the requirement instituted in 2012 when Chapter 609a was adopted, the Board acknowledges that there may be operational reasons unrelated to overall creditworthiness of a patron for an operator to temporarily suspend a patron's access to credit (such as updating an expired identification or verifying whether a patron walked with chips).

The Board therefore added language specifying that suspension requires reverification if the suspension was related to a patron's creditworthiness provided that the facility document the reasons why a patron's credit privileges were suspended and thereafter reinstated. Failure to document or to reverify a patron's consumer and casino credit information when the credit suspension was related to a patron's continued creditworthiness, such as a returned check, could result in an enforcement action filed with the Board against the licensee.

As it relates to the sections added at proposed on approval of material debt transactions and notification of refinancing transactions in proposed §§ 441a.25 and 441a.26, the Board withdrew these sections from the final-form rulemaking and will publish a proposed rulemaking at a later date to address financial transactions.

IRRC

Comment

IRRC commented on the deletion of the language in §§ 427a.5 and 431a.4 which allowed a licensed manufacturer or supplier to service and repair slot machines and associated equipment.

Response

As previously discussed, the language was deleted because manufacturers and suppliers are permitted by statute to repair slot machines and associated equipment. See the definition of "manufacturer" and "supplier" in 4 Pa.C.S. § 1103 and the provisions associated with repairing equipment in 4 Pa.C.S. § 1317(b)(4) (relating to supplier licenses) and 4 Pa.C.S. § 1317.1(b)(5). Additionally, the Board issues occupation permits to gaming employees who are employed by slot machine, manufacturer and supplier licensees to service and repair slot machines and associated equipment. See paragraph (6) and the additional language provided after paragraph (14) in the definition of "gaming employee" in 4 Pa.C.S. § 1103. It is therefore unnecessary to include this provision in the regulation as it is already permitted by statute.

Comment

As it relates to the renewal of nongaming employee registrations in § 435a.5, IRRC requested that the Board provide detail regarding how: the regulated community and nongaming employees would be notified of the renewal requirement; nongaming employees and publicly traded GSPs would transition into compliance with the new renewal requirements; the currently registered nongaming employees would obtain registrations with expiration dates; and the 2-year expiration provision would work.

Response—notification

Currently nongaming employees are credentialed with the Board once their initial application has been approved. The credential contains an expiration date. Credentials are valid for 4 years and must be updated with a new photograph upon the expiration of the credential. When the renewal provisions are adopted, the expiration of the nongaming registration will coincide with the expiration date on each nongaming employee's credential. At least 60 days prior to the expiration date on the credential, the nongaming employee would be required to complete the renewal application through the Board's web-based SLOTS Link system. The application is approximately five questions and asks that the employee update information such as address, phone number and criminal history. Typically, completion of the application is

done in the licensee's human resources office just like gaming employee permit renewals.

Response—compliance

To transition licensees into compliance, the Board will utilize the date on each nongaming employee's credential as the renewal date and will provide the licensee with at least 90 days' notice of the employees that are up for renewal. For example, if this final-form rulemaking is published June 20th, at the beginning of July, Board staff will send to the licensees the names of those individuals whose renewal is due in October. In August those set to expire in November would be sent and in September, those set to expire in December would be sent. This will ensure that the applications are received at least 60 days prior to expiration, in conformance with the renewal provisions, and will give the employees at least 30 days to complete the renewal application. Each month Board staff sends out another list to the licensee/employer for those due to expire in the next 90 days. This is the exact process Board staff and the licensees already utilize for gaming employee permit renewals.

The same process would also be utilized for nongaming employees of manufacturers, suppliers and GSPs. The entity/employer would be notified of the renewal deadline at least 90 days prior to the expiration of their employee's registration.

For those nongaming employees who receive an updated photo credential just prior to the effective date of this final-form rulemaking, they would not go through the renewal process until their credential is set to expire. For example, if this final-form rulemaking is published June 20th and the nongaming employee had just received an updated photo credential on May 1, 2015, that credential would remain in effect, without going through the renewal process, until the credential expired on April 30, 2019.

This process should ensure that licensees are not inundated with nongaming renewals all at one time. The Board anticipates that there will be approximately 1,200 nongaming registrations to renew yearly, divided among the slot machine licensees, manufacturers, suppliers and GSPs. This should equate to, on average, less than ten registration renewals per slot machine licensee per month, with a much lower number of renewals for manufacturers, suppliers and GSPs.

Response—employee obtaining a registration with an expiration date

Credentials, which all employees are required to have and which are provided by the Board upon approval of an employee's license, permit or registration, are already imprinted with an expiration date. The Board will sync the credential date with the nongaming employee's renewal date. For key and gaming employees, their credential renewal date and their license/permit renewal date are already one in the same. Employees can look at their Board-issued credentials, which they are required to carry, and see when their licenses/permits are due for renewal.

Response—additional 2-year expiration provision in the proposed rulemaking

The proposed rulemaking provided that although the registrations would be renewed once every 4 years, if a registrant were not employed for 2 years in a position that requires registration that the registration would be deemed expired. After reconsidering the practicality of implementing this provision, the Board deleted the expi-

ration provision from the final-form rulemaking. Registrations will be valid for 4 years. If the registrant does not file a renewal, the registration will expire at the end of the 4-year term.

Comment

IRRC asked that the Board explain how publicly traded GSPs would transition into compliance with the renewal provisions in § 437a.6.

Response

Publicly traded GSPs are not presently required to renew or reaffirm that they are a publicly traded entity and thus exempted from the certification and registration requirements in §§ 437a.2 and 437a.3. This final-form rulemaking requires that the publicly traded GSPs submit a form attesting that the entity is still conducting business with a licensee (and should therefore remain under the jurisdiction of the Board) and that the entity is still eligible for the exemption.

There are approximately 100 publicly traded GSPs that are authorized to conduct business with slot machine licensees that are not otherwise required to apply for certification or registration with the Board. For purposes of renewals, the Board staff will utilize the date on which the publicly traded GSP was placed on the list of GSPs authorized to conduct business. The renewal form is approximately four pages long and is available on the Board's web site.

For those publicly traded GSPs that were placed on the authorized list less than 4 years ago and are thus not yet expired, 120 days prior to expiration the Board staff will send notices that the GSPs must submit renewal forms at least 60 days prior to the expiration of the authorization.

For those publicly traded GSPs that were placed on the authorized list more than 4 years ago, upon publication of the final-form rulemaking, the Board staff will send notice that the GSPs must submit the renewal publicly traded form within 60 days. There are less than 40 GSPs that will fall under this category.

Those that do not file a publicly traded renewal form will be removed from the Board's authorized GSP list and will no longer be under the Board's jurisdiction. GSPs are notified, at the time renewal notifications are sent, that a failure to renew will result in removal of the GSP from the authorized list upon expiration of the GSP's certification, registration or authorization.

Comment

IRRC raised a clarity issue with provisions associated with material debt transactions in proposed §§ 441a.25 and 441a.26.

Response

As previously discussed, the Board withdrew these sections from the final-form rulemaking and will publish a proposed rulemaking at a later date to address financial transactions.

Comment

IRRC asked that the Board provide an explanation regarding why the Board will no longer require licensees to verify a patron's consumer credit information prior to approving a credit limit increase as provided in § 609a.4.

Response

The Board deleted this provision for two reasons. First, consumer credit is dated information, typically at least 60 days old. However, casino credit (run through Central

Credit, which is much like the three consumer credit reporting agencies) is updated more frequently. If a patron has markers with several facilities in this Commonwealth or with another facility that utilized Central Credit, the licensee would have access to that information.

Additionally, and perhaps most importantly, each time a facility runs a patron's consumer credit, the patron's overall credit rating can be negatively affected which can have lasting implications beyond access to casino credit. Casino credit, which is required to be run each time a patron requests a credit limit increase, can be run without repercussions as to the patron's consumer credit score.

Comment

IRRC requested that the Board explain why the requirement to reverify a patron's consumer credit each time an operator receives derogatory information regarding the patron was proposed to be deleted from § 609a.5.

Response

The provision requiring operators to reverify a patron's consumer credit when derogatory information is received was deleted because, in addition to the reasons previously provided, this provision, as formerly written, could, and has, had a compounding negative impact on a patron's consumer credit rating.

If, for example, a patron has lines of credit available with three facilities in this Commonwealth, and the patron has derogatory information reported from a casino in Nevada, all three facilities in this Commonwealth were required to separately reverify the patron's consumer credit information. This would show up as three separate inquiries into a person's consumer credit worthiness even if that patron has not played in facility in this Commonwealth for a period of time or is not currently utilizing credit with any licensed facility. The harm that this could cause to patrons outweighs the potential benefit particularly since derogatory information is typically reported to the licensees through Central Credit. Therefore, it is logical to require reverification of casino credit only.

Based on the Board's experience to date, the Board does not believe it necessary to continue to require licensees to run a patron's consumer credit each time a patron requests a credit limit increase or each time a facility receives derogatory information. However, if the licensee suspends a patron's credit privileges because of a bounced check or based on the nature of derogatory information received, the licensee must run both the patron's casino and consumer credit prior to reinstating the patron's credit privileges.

Affected Parties

Individuals and entities that apply for a license, permit, registration, certification or authorization will be affected by this final-form rulemaking. However, most of the amendments in this final-form rulemaking were done for clarity or to reduce or eliminate requirements with the exception of nongaming employees and authorized publicly traded GSPs. Those employees who are registered and the publicly traded GSPs that are authorized will now be required to renew their registration or authorization every 4 years. Lastly, slot machine licensees will have some additional payout options associated with table games.

Fiscal Impact

Commonwealth. The Board does not expect that this final-form rulemaking will have a substantial fiscal im-

act on the Board or other Commonwealth agencies. Although nongaming employees and publicly traded GSPs will be required to submit renewals, the renewals are conducted only once every 4 years and will not occur at the same time. Additionally, the Board may see some administrative cost savings associated with nongaming employees who no longer work in the gaming industry. Currently there are over 5,000 nongaming employees who are still under the Board's jurisdiction although they have not worked in a position that requires a registration in 2 years or more.

Political subdivisions. This final-form rulemaking will not have fiscal impact on political subdivisions of this Commonwealth.

Private sector. Individuals and entities that apply for a license, permit, registration, certification or authorization will be required to comply with the requirements in this final-form rulemaking. Most of the amendments in this final-form rulemaking will not have a fiscal impact on the regulated community with two exceptions (nongaming employees and GSPs).

Nongaming employees will be required to renew their registration once every 4 years. The renewal fee will be approximately \$40 to cover the cost of fingerprinting and a criminal background check with the Pennsylvania State Police. There are approximately 4,000 individuals who hold a registration and continue to work with a licensee and would therefore be required to renew their registration.

Publicly traded GSPs will also be required to renew their authorization once every 4 years. The renewal fee is \$250, a substantial cost savings over GSP certification or registration renewal. There are approximately 100 publicly traded GSPs that are authorized and not required to apply for certification or registration.

Additionally, GSPs that provide services to slot machine licensees on an emergency basis will no longer be required to complete an application for certification or registration, a cost savings of at least \$2,500. It is unclear how many emergency GSPs will benefit from this amendment.

General public. This final-form rulemaking will not have fiscal impact on the general public.

Paperwork Requirements

This final-form rulemaking eliminates the requirement that applicants for and holders of a slot machine, management company, manufacturer, manufacturer designee or supplier license file copies of SEC filings with the Board. A one-page notification is required. Additionally, applicants will no longer be required to submit three copies of applications, only an original and one copy.

Although nongaming employees will be required to renew their registration, the application is submitted electronically through the Board's SLOTS Link system and a paper submission typically is not required.

For publicly traded GSPs that will be required to renew their authorization, the application is approximately four pages long and is available on the Board's web site.

Regarding institutional investors, the Institutional Investor Notice of Ownership Form and Passive Investor Affirmation, which is required under § 433a.5, is a single page, plus instructions and an affirmation page.

Effective Date

This final-form rulemaking will become effective upon publication in the *Pennsylvania Bulletin*. As it relates to

nongaming employee renewals, notification will be sent at least 90 days prior to the expiration of the employee's registration to ensure compliance. Authorized publicly traded GSPs will have 60 days from the date the notification is sent to submit the authorization renewal form.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on November 4, 2013, the Board submitted a copy of the notice of proposed rulemaking, published at 43 Pa.B. 6764, to IRRC and the Chairpersons of the House Gaming Oversight Committee and the Senate Community, Economic and Recreational Development Committee for review and comment.

Under section 5(c) of the Regulatory Review Act, IRRC and the House and Senate Committees were provided with copies of the comments received during the public comment period, as well as other documents when requested. In preparing the final-form rulemaking, the Board has considered all comments from IRRC, the House and Senate Committees and the public.

Under section 5.1(j.2) of the Regulatory Review Act (71 P. S. § 745.5a(j.2)), on April 15, 2015, the final-form rulemaking was deemed approved by the House and Senate Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on April 16, 2015, and approved the final-form rulemaking.

Findings

The Board finds that:

(1) Public notice of intention to adopt these amendments was given under sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations thereunder, 1 Pa. Code §§ 7.1 and 7.2.

(2) The final-form rulemaking is necessary and appropriate for the administration and enforcement of 4 Pa.C.S. Part II (relating to gaming).

Order

The Board, acting under 4 Pa.C.S. Part II, orders that:

(1) The regulations of the Board, 58 Pa. Code Chapters 421a, 423a, 425a, 427a, 429a, 431a, 433a, 435a, 437a, 440a, 441a, 461a, 465a, 609a, 623a, 633a, 643a and 645a, are amended by adding §§ 423a.6a, 427a.6, 429a.8, 431a.6, 437a.3a, 440a.6, 441a.11a and 441a.20a, deleting § 435a.9 and amending §§ 421a.1—421a.5, 423a.1—423a.3, 423a.5, 423a.6, 423a.7, 425a.1, 427a.1, 427a.2, 427a.4, 427a.5, 429a.1—429a.7, 431a.1—431a.5, 433a.1, 433a.3—433a.8, 435a.1—435a.3, 435a.5, 435a.6, 435a.8, 435a.9a, 435a.10, 437a.1—437a.3, 437a.4—437a.8, 437a.10, 437a.11, 440a.1—440a.3, 440a.5, 441a.1—441a.7, 441a.9, 441a.10, 441a.15, 441a.17—441a.19, 441a.21, 461a.7, 461a.18, 465a.2, 465a.24, 609a.4, 609a.5, 623a.4, 623a.5, 633a.7, 633a.9, 643a.12, 645a.2, 645a.5, 645a.6 and 645a.13 to read as set forth in Annex A, with ellipses referring to the existing text of the regulations.

(*Editor's Note:* The addition of § 440a.6 and the amendments to §§ 461a.18, 465a.2, 645a.2, 645a.6 and 645a.13 were not included in the proposed rulemaking published at 43 Pa.B. 6764. The proposed rescission of § 441a.11 and proposed §§ 441a.24—441a.26 have been withdrawn by the Board.)

(2) The Chairperson of the Board shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(3) This order shall take effect upon publication in the *Pennsylvania Bulletin*.

WILLIAM H. RYAN, Jr.,
Chairperson

(*Editor's Note:* For the text of the order of the Independent Regulatory Review Commission relating to this document, see 45 Pa.B. 2218 (May 2, 2015).)

Fiscal Note: Fiscal Note 125-175 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 58. RECREATION

PART VII. GAMING CONTROL BOARD

Subpart B. LICENSING, PERMITTING, CERTIFICATION AND REGISTRATION

CHAPTER 421a. GENERAL PROVISIONS

§ 421a.1. General requirements.

(a) A license, permit, certification, registration or authorization issued by the Board is a revocable privilege. No person holding a license, permit, certification, registration or authorization is deemed to have any property rights related to the license, permit, certification, registration or authorization.

(b) By filing an application with the Board, an applicant consents to an investigation, to the extent deemed appropriate by the Bureau, of the applicant's general suitability, financial suitability, character, integrity and ability to engage in, or be associated with, gaming activity in this Commonwealth.

(c) By filing an application for a license, permit, certification, registration or authorization from the Board, an applicant agrees to:

(1) Abide by the provisions of the act and this part.

(2) Waive liability as to the Board, its members, its employees, the Pennsylvania State Police, the Commonwealth and its instrumentalities for damages resulting from disclosure or publication in any manner, other than a willfully unlawful disclosure or publication of material or information acquired during an investigation of the applicant.

(3) Execute all releases requested by Board staff, including releases whereby the applicant consents to the release of information that may be requested by the individual under section 1 of the Freedom of Information Act (5 U.S.C.A. § 552).

(d) An applicant for or holder of a license, permit, certification, registration or authorization may not give, or offer to give, compensation or reward or a percentage or share of the money or property played or received through gaming to a public official or public employee in consideration for or in exchange for obtaining a license, permit, certification registration or authorization issued pursuant to this part.

(e) An applicant for or holder of a license, permit, certification, registration or authorization shall have a continuing duty to inform the Bureau of:

(1) An action which the applicant for or holder of a license, permit, certification, registration or authorization believes would constitute a violation of the act or the Board's regulations. A person who so informs the Bureau may not be discriminated against by an applicant for or holder of a license, permit, certification, registration or authorization for supplying the information.

(2) A change in circumstances that may render the applicant for or holder of a license, permit, certification, registration or authorization ineligible, unqualified or unsuitable to hold a license, permit, certification, registration or authorization under the act and this part including an arrest, charge, indictment or conviction for:

- (i) An offense involving moral turpitude.
- (ii) An offense under 18 Pa.C.S. (relating to Crimes Code).
- (iii) An offense under 75 Pa.C.S. (relating to Vehicle Code) which is punishable by 1 year or more.
- (iv) An offense under section 13(a) of The Controlled Substance, Drug, Device and Cosmetic Act (35 P.S. § 780-113(a)), regarding prohibited acts and penalties.
- (v) A felony offense.
- (vi) A comparable offense in other states or foreign jurisdictions.

(f) An applicant for or holder of a license, permit, certification, registration or authorization shall have a continuing duty to inform the Bureau of Licensing of changes in the information supplied to the Bureau of Licensing in or in conjunction with the original or renewal application.

(g) An applicant for or holder of a license, permit, certification, registration or authorization shall have a continuing duty to promptly provide information requested by Board staff relating to its application and cooperate with Board staff in investigations, hearings, and enforcement and disciplinary actions.

(h) An applicant shall at all times have the burden of proof. It shall be the applicant's affirmative responsibility to establish the facts supporting its suitability under the act and this part by clear and convincing evidence, including why a license, permit, certification, registration or authorization should be issued or renewed by the Board.

(i) A person holding a license, permit, certification, registration or authorization issued by the Board shall have a continuing duty to maintain suitability and eligibility in accordance with the act and this part.

§ 421a.2. Disqualification criteria.

(a) An application for issuance or renewal of a license, permit, certification, registration or authorization may be denied, or a license, permit, certification, registration or authorization may be suspended or revoked if:

(1) The applicant has failed to prove to the satisfaction of the Board that the applicant or any of the persons required to be qualified are in fact qualified in accordance with the act and with this part.

(2) The applicant for or holder of a license, permit, certification, registration or authorization has violated the act or this part.

(3) The applicant for or holder of a license, permit, certification, registration or authorization is disqualified under the criteria in the act.

(4) The applicant for or holder of a license, permit, certification, registration or authorization has misrepresented, falsified or omitted a fact in the application for licensure or renewal.

(5) The applicant for or holder of a license, permit, certification, registration or authorization has failed to comply with Federal, state or local laws or regulations.

(6) The applicant for or holder of a license, permit, certification, registration or authorization is not current or is in arrears on a financial obligation owed to the Commonwealth or a subdivision thereof, including court-ordered child support payments.

(b) An individual will be disqualified from obtaining or holding:

(1) A principal or key employee license if the individual has been convicted of a:

- (i) Felony offense in any jurisdiction.
- (ii) Misdemeanor gambling offense in any jurisdiction, unless 15 years have elapsed from the date of conviction for the offense.

(2) A permit if the individual has been convicted of a felony or misdemeanor gambling offense in any jurisdiction unless 15 years have elapsed from the date of conviction for the offense.

(c) When considering an application for registration from an individual who has been convicted of a felony or misdemeanor gaming offense in any jurisdiction, a permit from an individual who has been convicted of a felony or misdemeanor gaming offense in any jurisdiction when 15 years have elapsed from the date of the conviction for the offense, or a license from an individual who has been convicted of a misdemeanor gaming offense in any jurisdiction when 15 years have elapsed from the date of the conviction for the offense, the Board will consider:

(1) The nature and duties of the applicant's position with the licensed entity.

(2) The nature and seriousness of the offense or conduct.

(3) The circumstances under which the offense or conduct occurred.

(4) The age of the applicant when the offense or conduct was committed.

(5) Whether the offense or conduct was an isolated or a repeated incident.

(6) Evidence of rehabilitation, including good conduct in the community, counseling or psychiatric treatment received and the recommendation of persons who have substantial contact with the applicant.

(d) For purposes of this section, a felony offense is any of the following:

(1) An offense punishable under the laws of the Commonwealth by imprisonment for more than 5 years.

(2) An offense which, under the laws of another jurisdiction, is either:

- (i) Classified as a felony.
- (ii) Punishable by imprisonment for more than 5 years.

(3) An offense under the laws of another jurisdiction which, if committed in this Commonwealth, would be subject to imprisonment for more than 5 years.

(e) An individual may not be employed in this Commonwealth by an applicant for or holder of a license, certification, registration or authorization under this part in any capacity unless the individual is a citizen of the United States or can demonstrate that he holds a current and valid work authorization and is not restricted from working in the capacity for which employment is sought or held.

(f) A denial of an application or nonrenewal, suspension or revocation of a license, permit, certification, registra-

tion or authorization may be made for a sufficient cause consistent with the act, this part and the public interest.

§ 421a.3. Investigations; supplementary information.

(a) The Bureau may make an inquiry or investigation concerning an applicant for or holder of a license, permit, certification, registration or authorization or any affiliate, intermediary, subsidiary or holding company of the applicant for or holder of a license, permit, certification, registration or authorization as it may deem appropriate either at the time of the initial application or at any time thereafter.

(b) It is the continuing duty of an applicant and a holder of a license, permit, certification, registration or authorization to provide full cooperation to the Bureau in the conduct of an inquiry or investigation and to provide supplementary information requested by the Bureau.

(c) An applicant for an initial or renewal license, permit, registration, certification or authorization will be required to reimburse the Board for additional costs, based on the actual expenses incurred, in conducting the background investigation.

§ 421a.4. Presuitability determination.

(a) Upon request from an eligible applicant for or holder of a license and upon receipt of an application and appropriate fees, the Bureau will make an inquiry or investigation of a potential purchaser of an applicant for or holder of a license as if the purchaser were an eligible applicant.

(b) The eligible applicant for or holder of a license making the request shall reimburse the costs associated with the inquiry or investigation.

(c) This inquiry or investigation does not replace the application process required under the act and this part which is a requirement for licensure.

§ 421a.5. Undue concentration of economic opportunities and control.

(a) In accordance with section 1102(5) of the act (relating to legislative intent), a slot machine license, management company license or principal license may not be issued to or held by a person if the Board determines that the issuance or holding will result in the undue concentration of economic opportunities and control of the licensed gaming facilities in this Commonwealth by that person.

(b) For purposes of this section, "undue concentration of economic opportunities and control of the licensed gaming facilities" means that a person:

(1) Would have actual or potential domination of the gaming market in this Commonwealth contrary to the legislative intent.

(2) Could substantially impede or suppress competition among licensees.

(3) Could adversely impact the economic stability of the gaming industry in this Commonwealth.

(c) In determining whether the issuance or holding of a license by a person will result in undue concentration of economic opportunities and control of the licensed gaming facilities in this Commonwealth, the Board will consider the following criteria:

(1) The percentage share of the market presently controlled by the person in each of the following categories:

(i) Total number of slot machine licenses available under section 1307 of the act (relating to number of slot machine licenses).

(ii) Total gaming floor square footage.

(iii) Number of slot machines and table games.

(iv) Gross terminal and table game revenue.

(v) Net terminal and table game revenue.

(vi) Number of persons employed by the licensee.

(2) The estimated increase in the market share in the categories in paragraph (1) if the person is issued or permitted to hold the license.

(3) The relative position of other persons who hold licenses, as evidenced by the market share of each person in the categories in paragraph (1).

(4) The current and projected financial condition of the industry.

(5) Current market conditions, including level of competition, consumer demand, market concentration, any consolidation trends in the industry and other relevant characteristics of the market.

(6) Whether the gaming facilities held or to be held by the person have separate organizational structures or other independent obligations.

(7) The potential impact of licensure on the projected future growth and development of the gaming industry in this Commonwealth and the growth and development of the host communities.

(8) The barriers to entry into the gaming industry, including the licensure requirements of the act, and whether the issuance or holding of a license by the person will operate as a barrier to new companies and individuals desiring to enter the market.

(9) Whether the issuance or holding of the license by the person will adversely impact consumer interests, or whether the issuance or holding is likely to result in enhancing the quality and customer appeal of products and services offered by slot machine licensees to maintain or increase their respective market shares.

(10) Whether a restriction on the issuance or holding of an additional license by the person is necessary to encourage and preserve competition and to prevent undue concentration of economic opportunities and control of the licensed gaming facilities.

(11) Other evidence related to concentration of economic opportunities and control of the licensed gaming facilities in this Commonwealth.

CHAPTER 423a. APPLICATIONS; STATEMENT OF CONDITIONS; WAGERING RESTRICTIONS

§ 423a.1. General requirements.

(a) For the purposes of this section, a reference to an applicant includes the applicant's affiliates, intermediaries, subsidiaries and holding companies.

(b) An application shall be submitted on forms or in an electronic format supplied or approved by the Board, contain the information and documents required by the Board and include the applicable fees.

(c) Upon request of the Board or Board staff, the applicant shall further supplement information provided in the application. The applicant shall provide requested documents, records, supporting data and other information within the time period specified in the request, or if no time is specified, within 30 days of the date of the

request. If the applicant fails to provide the requested information within the required time period as set forth in the request, the Board may deny the application.

(d) The application, and amendments thereto, and other specific documents designated by the Board shall be sworn to or affirmed by the applicant before a notary public. If there is any change in the information provided to the Board or Board staff, the applicant shall promptly file a written amendment.

(e) The Board will deny the application of an applicant who refuses to submit to a background investigation or provide requested information as required under the act.

(f) An applicant that submits a document to the Board which is in a language other than English shall also submit an English translation of the non-English language document. At its discretion, the Board may accept an English summary of a document instead of a complete translation of the document. The summary or translation must include the signature, printed name, address and telephone number of the translator and a verification by the translator of the truth and accuracy of the summary or translation.

(g) An application and related materials that have been submitted to the Board will become the property of the Board and will not be returned to the applicant.

§ 423a.2. Preliminary submission review.

(a) Upon receipt of an application submission, the Bureau of Licensing will review the submission to ensure that it contains:

- (1) The applicable application fee.
- (2) The applicable application forms and additional information and accompanying documentation required by the act or the Board's regulations governing the specific type of application.
- (3) Completed authorization forms for release of information from governmental agencies and other entities required for the specific type of application.
- (4) For slot machine license applications only, a bond or letter of credit as required by section 1313(c) of the act (relating to slot machine license application financial fitness requirements).

(b) If an application submission fails to include one or more of the items in subsection (a)(1)—(3), the applicant will be notified and given an opportunity to cure the deficiency.

§ 423a.3. Application processing.

(a) Upon a determination that an application is required and the prerequisites for filing have been met, the application will be accepted for filing and Board staff, if applicable, will:

- (1) Obtain information as may be necessary to determine the qualifications of the applicant and any matter relating to the application.
- (2) Promptly conduct an investigation of the applicant and on any matter relating to the application.
- (3) Request the Pennsylvania State Police to provide a criminal history background investigation report, determine employee eligibility consistent with § 435a.1 (relating to general provisions), conduct fingerprinting, photograph the applicant and perform other related duties in accordance with the act.
- (4) Request the Department to promptly conduct a tax clearance review.

(5) Request the Department of Labor and Industry to perform an Unemployment Compensation Tax clearance review and a Workers Compensation Tax clearance review.

(6) Request any agencies, entities or persons to conduct investigations or evaluations or to provide information to the Board as deemed necessary by the Board.

(b) The Board will keep and maintain a record of all applicants under this part together with a record of all actions taken with respect to applicants.

(c) An application submitted under this part and information obtained by Board staff relating to the application will be part of the evidentiary record. The Board's decision to approve, issue or deny a license, permit, registration or certification will be based solely on the evidentiary record before the Board.

§ 423a.5. Application withdrawal and surrender.

(a) A request for withdrawal of an application may be made at any time prior to the Board taking action on the application in accordance with the following requirements:

- (1) A request for withdrawal of an entity applying for a license, certification or registration, or an individual applying for a principal license or a qualifier of an entity applying for a license or certification shall be made by filing a petition with the Board in accordance with § 493a.4 (relating to petitions generally).
- (2) A request for withdrawal of an individual applying for a key employee license, a permit or registration shall be made on a form supplied by the Bureau of Licensing. If Board staff objects to the request for withdrawal, the person filing the form will be notified and may be required to file a petition for withdrawal with the Board in accordance with § 493a.4.
- (b) The petition or form must set forth the reasons for the withdrawal.
- (c) When rendering a decision on a petition for withdrawal, the Board may set the conditions of withdrawal and may deny or grant the request with or without prejudice.

(d) A request to surrender a license, permit, certification or registration may be made in accordance with the following requirements:

- (1) An entity holding a license, certification or registration, an individual holding a principal license or a qualifier of an entity holding a license or certification that is requesting to surrender shall file a petition with the Board in accordance with § 493a.4.
- (2) An individual holding a key employee license, permit or registration who is requesting to surrender the license, permit or registration shall file the request on a form supplied by the Bureau of Licensing.
- (e) The petition or form must set forth the reasons for the surrender.
- (f) Unless the Board otherwise directs, fees or other payments relating to the application, license, permit, registration or certification will not be refundable by reason of the withdrawal or surrender. Additionally, fees and costs owed to the Board shall be paid prior to granting a withdrawal or surrender.

§ 423a.6. License, permit, registration and certification issuance and statement of conditions.

(a) *Issuance criteria.* In addition to the criteria contained in the act, the Board will not issue or renew a license, permit, certification or registration unless the Board finds that the following criteria have been established by the applicant:

- (1) The applicant has paid all applicable fees.
- (2) The applicant has fulfilled each condition set by the Board or contained in the act, including the execution of a statement of conditions.
- (3) The applicant is found suitable consistent with the laws of the Commonwealth and is otherwise qualified to be issued a license, permit, certification, registration or other authorization.

(b) *Statement of conditions.*

(1) For the purposes of this subsection, "executive officer" means the individual holding the highest ranking management position within the entity and who is authorized to legally bind the entity. If the entity elects to designate another competent individual with a direct reporting relationship to its executive officer to execute the statement of conditions required in this section and otherwise legally bind the entity, the entity shall adopt a resolution identifying and authorizing the individual to act on behalf of both the entity and its executive officer. A copy of the resolution shall be provided to the Bureau of Licensing and attached to the Statement of Conditions.

(2) If the Board approves an entity's application for or renewal of a license the executive officer of the entity, or other competent individual designated by the entity in accordance with paragraph (1), shall execute a Statement of Conditions in the manner and form required by the Board. Execution of the Statement of Conditions constitutes the acceptance of each provision contained in the Statement of Conditions by both the entity and the executive officer. The executive officer shall ensure that the entity fully complies with each provision contained in the statement of conditions.

(3) At the time of application for registration or certification, the executive officer, or other competent individual designated by the applicant in accordance with paragraph (1), of a gaming service provider or gaming related gaming service provider shall execute a Statement of Conditions in the manner and form required by the Board. The execution of the Statement of Conditions constitutes the acceptance of each provision in the Statement of Conditions by both the entity and the executive officer. The executive officer shall ensure that the entity fully complies with each provision in the Statement of Conditions.

(4) An individual who has applied for the issuance or renewal of a license, permit, certification, registration or authorization shall execute a statement of conditions in the manner and form required by the Board. The execution of the Statement of Conditions constitutes the acceptance of each provision contained in the statement of conditions.

(5) Failure to fully comply with any provision contained in an executed Statement of Conditions constitutes a violation and may result in Board-imposed administrative sanctions, up to and including revocation, against the individual or entity to whom the license, permit, certification, registration or authorization was issued.

§ 423a.6a. Restriction on wagering after issuance of a license, permit, registration or certification.

(a) An individual who holds a license, permit or registration and is currently employed by or is a principal of a slot machine licensee may not wager at any slot machine or table game in the licensed facility in which the licensee, permittee or registrant is currently employed or associated. The licensed, permitted or registered individual shall wait at least 30 days following the date that the individual is no longer employed in a position that requires a license, permit or registration before the individual may wager at the licensed facility.

(b) An employee of a slot machine licensee who is not required to obtain a license, permit or registration may not wager in the licensed facility in which the employee is currently employed.

(c) An individual who holds a license, permit or registration and is currently employed by a manufacturer, manufacturer designee, supplier or gaming related gaming service provider may not wager at a slot machine or table game in the licensed facility in which the individual is servicing or installing table games, table game devices, slot machines or associated equipment while the individual is at the licensed facility in the performance of the individual's job duties.

(d) An individual who is a qualifier of a gaming junket enterprise or an individual who is employed as a gaming junket representative may not wager at a slot machine or table game in the licensed facility in which the gaming junket enterprise has an ongoing contractual agreement.

§ 423a.7. Restriction on application after withdrawal with prejudice, denial or revocation.

(a) A person whose application has been withdrawn with prejudice, denied or whose license, permit, registration or certification has been revoked may not apply for a license, permit, certification or registration for 5 years from the date that the application was withdrawn with prejudice, denied or the license, permit, certification or registration was revoked.

(b) The 5-year restriction in subsection (a) will not apply:

(1) To applicants for a slot machine license if the denial was for reasons other than unsuitability.

(2) If the denial or revocation was based on pending charges for a disqualifying offense under section 1213 or 1518 of the act (relating to license or permit prohibition; and prohibited acts; penalties), 18 Pa.C.S. (relating to Crimes Code) or the criminal laws of any other jurisdiction and the pending charges did not result in conviction of the disqualifying offense.

(c) Two years from the date that the application was withdrawn with prejudice, denied or the license, permit, certification or registration was revoked, a person may file a petition for permission to apply for a license, permit, certification or registration before the expiration of the 5-year period.

(d) A petition filed under subsection (c) shall be filed in accordance with § 493a.4 (relating to petitions generally).

(e) Petitions filed under subsection (c) must contain:

(1) An explanation of how the conditions that were the basis for withdrawal with prejudice, denial or revocation have been corrected or no longer exist.

(2) Supporting materials that demonstrate that the person meets the requirements for a license, permit, certification or registration.

(3) If the withdrawal with prejudice, denial or revocation was the result of a conviction, the petition must include evidence of rehabilitation, such as:

- (i) The nature and seriousness of the offense or conduct.
- (ii) The circumstances under which the offense or conduct occurred.
- (iii) The date of the offense or conduct.
- (iv) The age of the applicant when the offense or conduct was committed.
- (v) Whether the offense or conduct was an isolated or repeated incident.
- (vi) Social conditions which may have contributed to the offense or conduct.
- (vii) Evidence of rehabilitation, including good conduct in prison or in the community, counseling or psychiatric treatment received, acquisition of additional academic or vocational schooling, successful participation in correctional work-release programs, or the recommendation of persons who have or have had the applicant under their supervision.
- (viii) Evidence that all obligations for restitution, fines and penalties have been met.

CHAPTER 425a. LICENSED ENTITY REPRESENTATIVES

§ 425a.1. Registration.

- (a) A licensed entity representative shall file a completed Licensed Entity Representation Registration Form with the Bureau of Licensing, which includes the individual's name, employer or firm, address, telephone number and the licensed entity being represented.
- (b) A licensed entity representative shall update its registration information on an ongoing basis.
- (c) The Board will maintain a list of licensed entity representatives. The registration list will be available for public inspection at the offices of the Board and on the Board's web site.

CHAPTER 427a. MANUFACTURERS

§ 427a.1. Manufacturer general requirements.

- (a) A manufacturer seeking to manufacture slot machines, table game devices and associated equipment for use in this Commonwealth shall apply to the Board for a manufacturer license.
- (b) In accordance with section 1317.1 of the act (relating to manufacturer licenses), an applicant for or the holder of a manufacturer license or any of the applicant's or holder's affiliates, intermediaries, subsidiaries or holding companies may not apply for or hold a slot machine license or supplier license.

§ 427a.2. Manufacturer license applications and standards.

- (a) An applicant for a manufacturer license shall submit:
 - (1) An original and one copy of the Manufacturer Application and Disclosure Information Form for the applicant and each of the applicant's principal affiliates.
 - (2) The nonrefundable application fee posted on the Board's web site.
 - (3) A diversity plan as set forth in section 1325(b) of the act (relating to license or permit issuance) and Chapter 481a (relating to diversity).

(4) An application from every key employee under § 435a.2 (relating to key employee license) and principal under Chapter 433a (relating to principal licenses) as specified by the Manufacturer Application and Disclosure Information Form and other persons as determined by the Board.

(5) An affirmation that neither the applicant nor any of its affiliates, intermediaries, subsidiaries or holding companies is an applicant for or holder of a slot machine license, and that the applicant has neither applied for nor holds a supplier license.

(6) A sworn or affirmed statement that the applicant has developed and implemented internal safeguards and policies to prevent a violation of section 1513 of the act (relating to political influence) and a copy the safeguards and policies.

(b) In addition to the materials required under subsection (a), an applicant for a manufacturer license shall:

- (1) Comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).
- (2) Demonstrate that the applicant has the ability to manufacture, build, rebuild, repair, fabricate, assemble, produce, program, design or otherwise make modifications to slot machines, table game devices or associated equipment which meet one or more of the following criteria:

- (i) Are specifically designed for use in the operation of a slot machine or table game device.
- (ii) Are needed to conduct an authorized game.
- (iii) Have the capacity to affect the outcome of the play of a game.
- (iv) Have the capacity to affect the calculation, storage, collection or control of gross terminal revenue.
- (c) In determining whether an applicant is suitable to be licensed as a manufacturer under this section, the Board will consider the following:

- (1) The financial fitness, good character, honesty, integrity and responsibility of the applicant.
- (2) If all principals of the applicant are eligible and suitable under the standards of section 1317.1 of the act (relating to manufacturer licenses).
- (3) The integrity of all financial backers.
- (4) The suitability of the applicant and the principals of the applicant based on the satisfactory results of:
 - (i) The background investigation of the principals.
 - (ii) A current tax clearance review performed by the Department.
 - (iii) A current Unemployment Compensation Tax clearance review and a Workers Compensation Tax clearance review performed by the Department of Labor and Industry.

§ 427a.4. Alternative manufacturer licensing standards.

(a) If an applicant for a manufacturer license holds a similar license in another jurisdiction in the United States, the applicant may submit with its application required under § 427a.2(a) (relating to manufacturer license applications and standards) a request for the Board to adopt an abbreviated licensing process under section 1319 of the act (relating to alternative manufacturer licensing standards).

(b) The Board may use the abbreviated process if:

(1) The Board determines, after investigation, that the licensing standards in the jurisdiction in which the applicant is licensed are similarly comprehensive, thorough and provide equal, if not greater, safeguards as provided in the act and that granting the request is in the public interest.

(2) The applicant has provided a copy of its most recent application or renewal for the similar license in the other jurisdiction and a copy of the license or the order issued by the other jurisdiction granting the license.

(3) The applicant has no administrative or enforcement actions pending in another jurisdiction or the applicant has adequately disclosed and explained the action to the satisfaction of the Board.

(4) There are no pending or ongoing investigations of the applicant in another jurisdiction which may render the applicant unsuitable or the applicant has adequately disclosed and explained the investigation to the satisfaction of the Board.

(c) This section may not be construed to waive fees associated with obtaining a license through the application process in this Commonwealth.

§ 427a.5. Responsibilities of a manufacturer.

(a) A holder of a manufacturer license shall have a continuing duty to:

(1) Comply with the general requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

(2) For publicly traded manufacturers, provide notification of all SEC filings or if the manufacturer is publicly traded on a foreign exchange, a copy of all filings submitted to the securities regulator that has jurisdiction over the foreign publicly traded corporation. The notification or copies of the filings shall be submitted to the Bureau of Licensing within 30 days after the date of filing with the SEC or securities regulator that has jurisdiction over the foreign publicly traded corporation.

(b) An employee of a licensed manufacturer who is a gaming or nongaming employee as defined in § 401a.3 (relating to definitions) shall obtain a permit under § 435a.3 (relating to occupation permit) or registration under § 435a.5 (relating to nongaming employee registration).

§ 427a.6. Change of control of a manufacturer licensee.

(a) For purposes of this section, a change of control of a manufacturer licensee will be deemed to have occurred when a person or group of persons acquires:

(1) More than 20% of a manufacturer licensee's securities, assets or other ownership interests.

(2) More than 20% of the securities or other ownership interests of a corporation or other form of business entity that owns directly or indirectly at least 20% of the voting or other securities or other ownership interests of the manufacturer licensee.

(3) Any other interest in a manufacturer licensee which allows the acquirer to control the manufacturer licensee.

(b) A manufacturer licensee shall notify the Bureau and the Bureau of Licensing by filing a Notification of Proposed Transfer of Interest Form immediately upon becoming aware of any proposed or contemplated change of control of the manufacturer licensee.

(c) Prior to acquiring a controlling interest in a manufacturer licensee, the acquirer shall file a petition in accordance with § 493a.4 (relating to petitions generally) requesting Board approval of the acquisition. The petition must include:

(1) A copy of all documents governing the acquisition.

(2) Completed applications for the acquiring company, as required under this chapter, principals as required under Chapter 433a (relating to principal licenses) and key employees as required under § 435a.2 (relating to key employee license).

(3) An affirmation that neither the acquirer nor any of its affiliates, intermediaries, subsidiaries or holding companies is a slot machine licensee and that the acquirer has neither applied for nor holds a supplier license.

(d) A person or group of persons seeking to acquire a controlling interest in a manufacturer licensee shall promptly provide any additional information requested by the Board and Board staff and cooperate with the Bureau in any investigations related to the petition filed under subsection (b).

(e) A person or group of persons may not acquire a controlling interest in a manufacturer licensee until the petition required under subsection (b) has been approved. A person or group of persons seeking to acquire a controlling interest in a manufacturer licensee and the manufacturer licensee may enter into an agreement of sale that is contingent on Board approval of the petition.

(f) The requirements of this section do not apply to the acquisition of a controlling interest in a manufacturer licensee when the following conditions are met:

(1) The acquirer is an existing licensed manufacturer.

(2) The existing licensed manufacturer has provided the Bureau and the Bureau of Licensing notification and a copy of all documents governing the acquisition at least 60 days prior to the acquisition.

(3) After reviewing the documentation, the Bureau and the Bureau of Licensing determine that the filing of a petition is not required.

CHAPTER 429a. MANUFACTURER DESIGNEES

§ 429a.1. Manufacturer designee general requirements.

(a) A manufacturer designee seeking to supply or repair slot machines, table game devices and associated equipment for use in this Commonwealth shall apply to the Board for a manufacturer designee license.

(b) In accordance with section 1317.1 of the act (relating to manufacturer licenses), an applicant for or the holder of a manufacturer designee license or any of the applicant's or holder's affiliates, intermediaries, subsidiaries or holding companies may not apply for or hold a slot machine license or supplier license.

(c) A licensed manufacturer designee may supply or repair slot machines, table game devices or associated equipment manufactured by a manufacturer with whom the manufacturer designee has an agreement or has executed a contract authorizing the manufacturer designee to do so.

§ 429a.2. Manufacturer designee license applications and standards.

(a) An applicant for a manufacturer designee license shall submit:

(1) An original and one copy of the Manufacturer Designee Application and Disclosure Information Form unless otherwise directed by the Board.

(2) The nonrefundable application fee posted on the Board's web site.

(3) A diversity plan as set forth in section 1325(b) of the act (relating to license or permit issuance) and Chapter 481a (relating to diversity).

(4) An application from every key employee under § 435a.2 (relating to key employee license) and principal under Chapter 433a (relating to principal licenses) as specified by the Manufacturer Designee Application and Disclosure Information Form.

(5) An affirmation that neither the applicant nor any of its affiliates, intermediaries, subsidiaries or holding companies is an applicant for or a holder of a slot machine license.

(6) A sworn or affirmed statement that the applicant has developed and implemented internal safeguards and policies to prevent a violation of section 1513 of the act (relating to political influence) and a copy of the safeguards and policies.

(b) In addition to the materials required under subsection (a), an applicant for a manufacturer designee license shall comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

(c) In determining whether an applicant will be licensed as a manufacturer designee under this section, the Board will consider the following:

(1) The financial fitness, good character, honesty, integrity and responsibility of the applicant.

(2) If all principals of the applicant are individually eligible and suitable under the standards in section 1317.1 of the act (relating to manufacturer licenses).

(3) The integrity of all financial backers.

(4) The suitability of the applicant and all principals of the applicant based on the satisfactory results of:

(i) A background investigation of all principals.

(ii) A current tax clearance review performed by the Department.

(iii) A current Unemployment Compensation Tax clearance review and a Workers Compensation Tax clearance review performed by the Department of Labor and Industry.

§ 429a.3. Additional manufacturer designee licenses.

(a) A licensed manufacturer designee whose license is in good standing may submit for an additional manufacturer designation for a different licensed manufacturer by submitting:

(1) An original and one copy of the Additional Manufacturer Designee Application and Disclosure Information Form unless otherwise directed by the Board.

(2) The nonrefundable designation fee posted on the Board's web site.

(b) A manufacturer designee that has requested an additional manufacturer designation shall also comply with § 429a.2(b) (relating to manufacturer designee license applications and standards).

§ 429a.4. Manufacturer designee license term and renewal.

(a) The initial manufacturer designee license will be valid for 1 year from the date of approval of the license by the Board. Renewals of a manufacturer designee license will be valid for 3 years from the date of the approval of the renewal of the license by the Board.

(b) A renewal application and renewal fee shall be filed at least 2 months prior to the expiration of the current license.

(c) A manufacturer designee license for which a completed renewal application and fee has been received by the Board will continue in effect for an additional 6-month period or until acted upon by the Board, whichever occurs first.

§ 429a.5. Responsibilities of a manufacturer designee.

(a) A holder of a manufacturer designee license shall have a continuing duty to:

(1) Comply with the general requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

(2) For publicly traded manufacturer designees, provide notification of all SEC filings or if the manufacturer designee is publicly traded on a foreign exchange, a copy of all filings submitted to the securities regulator that has jurisdiction over the foreign publicly traded corporation. The notification or copies of the filings shall be submitted to the Bureau of Licensing within 30 days after the date of filing with the SEC or securities regulator that has jurisdiction over the foreign publicly traded corporation.

(b) An employee of a licensed manufacturer designee who is a gaming or nongaming employee as defined in § 401a.3 (relating to definitions) shall obtain a permit under § 435a.3 (relating to occupation permit) or registration under § 435a.5 (relating to nongaming employee registration).

§ 429a.6. Manufacturer designee as agent.

(a) Notwithstanding any provision to the contrary in a contract between a licensed manufacturer and a licensed manufacturer designee, the licensed manufacturer designee shall be an agent of the licensed manufacturer for the purposes of imposing liability for any act or omission of the licensed manufacturer designee in violation of the act or this part.

(b) Notwithstanding any provision to the contrary in a contract between a licensed manufacturer and a licensed manufacturer designee, the licensed manufacturer may be jointly and severally liable for any act or omission by the licensed manufacturer designee in violation of the act or this part, regardless of actual knowledge by the licensed manufacturer of the act or omission.

§ 429a.7. Manufacturer designee agreements.

(a) Agreements, and any amendments thereto, between a licensed manufacturer and a licensed manufacturer designee shall be submitted to the Bureau of Licensing for review.

(b) Amendments to agreements between a licensed manufacturer and a licensed manufacturer designee shall be submitted to the Bureau of Licensing for review at least 30 days prior to the effective date of the proposed amendment.

(c) An agreement between a licensed manufacturer and a licensed manufacturer designee submitted for Bureau of

Licensing review must enumerate with specificity the responsibilities of the licensed manufacturer and the licensed manufacturer designee.

(d) Agreements must contain a provision that describes with particularity any terms related to compensation of the licensed manufacturer or the licensed manufacturer designee.

§ 429a.8. Change of control of a manufacturer designee licensee.

(a) For purposes of this section, a change of control of a manufacturer designee licensee will be deemed to have occurred when a person or group of persons acquires:

(1) More than 20% of a manufacturer designee licensee's securities, assets or other ownership interests.

(2) More than 20% of the securities or other ownership interests of a corporation or other form of business entity that owns directly or indirectly at least 20% of the voting or other securities or other ownership interests of the manufacturer designee licensee.

(3) Any other interest in a manufacturer designee licensee which allows the acquirer to control the manufacturer designee licensee.

(b) A manufacturer designee licensee shall notify the Bureau and the Bureau of Licensing by filing a Notification of Proposed Transfer of Interest Form immediately upon becoming aware of any proposed or contemplated change of control of the manufacturer designee licensee.

(c) Prior to acquiring a controlling interest in a manufacturer designee licensee, the acquirer shall file a petition in accordance with § 493a.4 (relating to petitions generally) requesting Board approval of the acquisition. The petition must include:

(1) A copy of all documents governing the acquisition.

(2) Completed applications for the acquiring company, as required under this chapter, principals as required under Chapter 433a (relating to principal licenses) and key employees as required under § 435a.2 (relating to key employee license).

(3) An affirmation that neither the acquirer nor any of its affiliates, intermediaries, subsidiaries or holding companies is a slot machine licensee and that the acquirer has neither applied for nor holds a supplier license.

(d) A person or group of persons seeking to acquire a controlling interest in a manufacturer designee licensee shall promptly provide any additional information requested by the Board and Board staff and cooperate with the Bureau in any investigations related to the petition filed under subsection (b).

(e) A person or group of persons may not acquire a controlling interest in a manufacturer designee licensee until the petition, required under subsection (b), has been approved. A person or group of persons seeking to acquire a controlling interest in a manufacturer designee licensee and the manufacturer designee licensee may enter into a sales agreement that is contingent on Board approval of the petition.

(f) The requirements of this section do not apply to the acquisition of a controlling interest in a manufacturer designee licensee when the following conditions are met:

(1) The acquirer is an existing licensed manufacturer designee.

(2) The existing licensed manufacturer designee has provided the Bureau and the Bureau of Licensing notification

and a copy of all documents governing the acquisition at least 60 days prior to the acquisition.

(3) After reviewing the documentation, the Bureau and the Bureau of Licensing determine that the filing of a petition is not required.

CHAPTER 431a. SUPPLIER LICENSES

§ 431a.1. Supplier general requirements.

(a) A supplier seeking to sell, lease, offer or otherwise provide, distribute or service slot machines, table game devices or associated equipment to a slot machine licensee within this Commonwealth shall apply to the Board for a supplier license.

(b) In accordance with sections 1317 and 1317.1 of the act (relating to supplier licenses; and manufacturer licenses), an applicant for or the holder of a supplier license or any of the applicant's or holder's affiliates, intermediaries, subsidiaries or holding companies, may not apply for or hold a slot machine license or a manufacturer license.

§ 431a.2. Supplier license applications and standards.

(a) An applicant for a supplier license shall submit:

(1) An original and one copy of the Supplier Application and Disclosure Information Form for the applicant and each of the applicant's principal affiliates.

(2) The nonrefundable application fee posted on the Board's web site.

(3) A diversity plan as set forth in section 1325(b) of the act (relating to license or permit issuance) and Chapter 481a (relating to diversity).

(4) An application from every key employee under § 435a.2 (relating to key employee license) and principal under Chapter 433a (relating to principal licenses) as specified by the Supplier Application and Disclosure Information Form and other persons as determined by the Board

(5) An affirmation that neither the applicant nor any of its affiliates, subsidiaries, intermediaries and holding companies is an applicant for or holder of a slot machine license.

(6) A sworn or affirmed statement that the applicant has developed and implemented internal safeguards and policies to prevent a violation of section 1513 of the act (relating to political influence) and a copy the safeguards and policies.

(b) In addition to the materials required under subsection (a), an applicant for a supplier license shall:

(1) Comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

(2) Demonstrate that the applicant has or will establish a principal place of business in this Commonwealth.

(c) In determining whether an applicant is suitable to be licensed as a supplier under this section, the Board will consider the following:

(1) The financial fitness, good character, honesty, integrity and responsibility of the applicant.

(2) If all principals of the applicant are eligible and suitable under the standards of section 1317 of the act (relating to supplier licenses).

- (3) The integrity of financial backers.
- (4) The suitability of the applicant and principals of the applicant based on the satisfactory results of:
 - (i) A background investigation of principals.
 - (ii) A current tax clearance review performed by the Department.
 - (iii) A current Unemployment Compensation Tax clearance review and a Workers Compensation Tax clearance review performed by the Department of Labor and Industry.

§ 431a.3. Supplier license term and renewal.

(a) The initial supplier license will be valid for 1 year from the date of approval of the license by the Board. Renewals of a supplier license will be valid for 3 years from the date of the approval of the renewal of the license by the Board.

(b) A Supplier License Renewal Application Form and renewal fee shall be filed at least 2 months prior to the expiration of the current license.

(c) A supplier license for which a completed renewal application and fee has been received by the Board will continue in effect for an additional 6-month period or until acted upon by the Board, whichever occurs first.

§ 431a.4. Responsibilities of a supplier.

(a) Within 1 year of the Board's issuance of a supplier license, the supplier shall establish and maintain a principal place of business in this Commonwealth. The principal place of business must be:

- (1) Owned or leased by the supplier. If leased, the term of the lease must be at least as long as the term of the supplier's license.
- (2) Where the supplier maintains all agreements, contracts and records, or copies thereof, pertaining to the supplier's business conducted in this Commonwealth.
- (3) Large enough to accommodate all of the materials required under paragraph (2), the employees assigned to this office and the equipment required to carry out the employees' assigned duties.
- (4) Equipped with a telephone.
- (5) Staffed by at least one person during normal business hours.
- (6) Open for inspection by Board personnel during normal business hours.

(b) A supplier shall submit to the Bureau of Licensing for review any agreements with a licensed manufacturer or with a slot machine licensee. The review may include, but not be limited to, financing arrangements, inventory requirements, warehouse requirements, warehouse space, technical competency, compensative agreements and other terms or conditions to ensure the financial independence of the licensed supplier from any licensed manufacturer or licensed gaming entity.

(c) A holder of a supplier license shall have a continuing duty to:

- (1) Comply with the general requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).
- (2) For publicly traded suppliers, provide notification of all SEC filings or, if the supplier is publicly traded on a foreign exchange, a copy of all filings submitted to the securities regulator that has jurisdiction over the foreign publicly traded corporation. The notification or copies of

the filings shall be submitted to the Bureau of Licensing within 30 days after the date of filing with the SEC or securities regulator that has jurisdiction over the foreign publicly traded corporation.

(d) An employee of a licensed supplier who is a gaming or nongaming employee as defined in § 401a.3 (relating to definitions) shall obtain a permit under § 435a.3 (relating to occupation permit) or registration under § 435a.5 (relating to nongaming employee registration).

§ 431a.5. Supplier log books.

(a) A supplier licensee shall maintain a log book to register the individuals who enter the supplier licensee's principal place of business and each physical facility utilized by the supplier licensee to house inventory, replacement parts, supplies, transportation or delivery equipment.

(b) The supplier licensee shall record or cause to be recorded in the log book the following:

- (1) The date, entrance time and departure time of each individual.
- (2) The name of each individual entering the place of business or physical facility and who they represent.
- (3) The signature of each individual.
- (4) The purpose for the visit.
- (5) For individuals who are not employees of the supplier, the individual's Board license, permit, certification or registration number, if applicable.

(c) Licensed, permitted or registered employees of a supplier are not required to register in the log book.

(d) Each log book required by this section shall be maintained at the entrance of the location to which it pertains and shall be made readily accessible for examination and inspection upon the demand of any agent, employee or representative of the Board, the Department of Revenue or the Pennsylvania State Police.

§ 431a.6. Change of control of a supplier licensee.

(a) For purposes of this section, a change of control of a supplier licensee will be deemed to have occurred when a person or group of persons acquires:

- (1) More than 20% of a supplier licensee's securities, assets or other ownership interests.
- (2) More than 20% of the securities or other ownership interests of a corporation or other form of business entity that owns directly or indirectly at least 20% of the voting or other securities or other ownership interests of the supplier licensee.

(3) Any other interest in a supplier licensee which allows the acquirer to control the supplier licensee.

(b) A supplier licensee shall notify the Bureau and the Bureau of Licensing by filing a Notification of Proposed Transfer of Interest Form immediately upon becoming aware of any proposed or contemplated change of control of the supplier licensee.

(c) Prior to acquiring a controlling interest in a supplier licensee, the acquirer shall file a petition in accordance with § 493a.4 (relating to petitions generally) requesting Board approval of the acquisition. The petition must include:

- (1) A copy of all documents governing the acquisition.
- (2) Completed applications for the acquiring company, as required under this chapter, principals as required

under Chapter 433a (relating to principal licenses) and key employees as required under § 435a.2 (relating to employee license).

(3) An affirmation that neither the acquirer nor any of its affiliates, intermediaries, subsidiaries or holding companies is a slot machine licensee and that the acquirer has neither applied for nor holds a manufacturer license.

(d) A person or group of persons seeking to acquire a controlling interest in a supplier licensee shall promptly provide any additional information requested by the Board and Board staff and cooperate with the Bureau in any investigations related to the petition filed under subsection (b).

(e) A person or group of persons may not acquire a controlling interest in a supplier licensee until the petition, required under subsection (b), has been approved. A person or group of persons seeking to acquire a controlling interest in a supplier licensee and the supplier licensee may enter into a sales agreement that is contingent on Board approval of the petition.

(f) The requirements of this section do not apply to the acquisition of a controlling interest in a supplier licensee when the following conditions are met:

(1) The acquirer is an existing licensed supplier.

(2) The existing licensed supplier has provided the Bureau and the Bureau of Licensing notification and a copy of all documents governing the acquisition at least 60 days prior to the acquisition.

(3) After reviewing the documentation, the Bureau and the Bureau of Licensing determine that the filing of a petition is not required.

CHAPTER 433a. PRINCIPAL LICENSES

§ 433a.1. Definitions.

The following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

* * * * *

Officer—A president, chief executive officer, chief operating officer, secretary, treasurer, principal legal officer, principal compliance officer, principal financial officer, principal accounting officer, chief engineer or technical officer of a manufacturer, senior surveillance and audit executives of a principal affiliate of a slot machine licensee and any person routinely performing corresponding functions with respect to an entity whether incorporated or unincorporated.

* * * * *

§ 433a.3. Interests in licensees held by individuals.

(a) An individual shall apply for and obtain a principal license from the Board prior to possessing any of the following:

(1) A direct ownership interest in a slot machine or management company licensee.

(2) A 1% or greater indirect ownership interest in a slot machine or management company licensee. An ownership interest that is held indirectly by an individual through one or more intervening entities will be determined by successive multiplication of the ownership percentages for each link in the vertical chain.

(3) A right to receive a payment from a slot machine or management company licensee based or contingent upon a licensee's earnings, profits or receipts from the slot

machines, table games and associated equipment for use or play in this Commonwealth.

(4) A right or ability to control or influence the management or policies of a slot machine or management company licensee.

(5) A general partnership interest in a limited partnership that is a slot machine or management company licensee.

(6) A general partnership interest in a limited partnership that is a principal affiliate of a slot machine or management company licensee.

(b) An individual shall notify the Board and submit a completed application in accordance with § 433a.8 (relating to principal applications) prior to possessing any of the following:

(1) A direct ownership interest of 1% or more in a licensed manufacturer, licensed supplier or licensed manufacturer designee.

(2) A 1% or greater indirect ownership interest in a licensed manufacturer, licensed supplier or licensed manufacturer designee. An ownership interest that is held indirectly by an individual through one or more intervening entities will be determined by successive multiplication of the ownership percentages for each link in the vertical chain.

(3) A right or ability to control or influence the management or policies of a licensed manufacturer, licensed supplier or licensed manufacturer designee.

(4) A general partnership interest in a limited partnership that is a licensed manufacturer, licensed supplier or licensed manufacturer designee.

(5) A general partnership interest in a limited partnership that is a principal affiliate of a licensed manufacturer, licensed supplier or licensed manufacturer designee.

(c) An individual who has acquired an interest or right set forth in subsection (b)(1)—(5) prior to being licensed, and whose application is denied or withdrawn, shall divest his interest or right within a period of time established by the Office of Enforcement Counsel.

(d) An individual seeking to acquire a direct or indirect ownership interest of 20% or greater in a licensed manufacturer, licensed supplier or licensed manufacturer designee shall comply with the requirements in § 427a.6, § 429a.8 or § 431a.6 (relating to change of control of a manufacturer licensee; change of control of a manufacturer designee licensee; and change of control of a supplier licensee).

(e) Notwithstanding subsections (a) and (b), an individual whose indirect ownership interest in a licensee consists of less than 5% of the voting securities of a publicly traded corporation will not be required to be licensed as a principal.

(f) Notwithstanding subsections (a) and (b), an individual who indirectly owns less than 5% of the voting securities of a publicly traded corporation through one or more privately held entities will not be required to be licensed as a principal.

(g) Notwithstanding subsections (a) and (b), an individual who indirectly owns less than 5% of the voting securities of a publicly traded corporation through a private investment fund that has been exempted from licensure under § 433a.4(g) (relating to interests in licensees held by entities) will not be required to be licensed as a principal.

(h) Notwithstanding any provision in this section, the Board may require any individual who has any financial interest in a licensee to be licensed as a principal.

§ 433a.4. Interests in licensees held by entities.

(a) An entity shall apply for and obtain a principal license prior to possessing any of the following:

(1) A direct ownership interest in a slot machine or management company licensee.

(2) A 1% or greater indirect ownership interest in a slot machine or management company licensee. An ownership interest that is held indirectly by an entity through one or more intervening entities will be determined by successive multiplication of the ownership percentages for each link in the vertical chain.

(3) A right to receive a payment from a slot machine or management company licensee based or contingent upon the earnings, profits or receipts from the slot machines, table games and associated equipment for use or play in this Commonwealth.

(4) A right or ability to control or influence the management or policies of a slot machine or management company licensee.

(5) A general partnership interest in a limited partnership that is a slot machine or management company licensee.

(6) A general partnership interest in a limited partnership that is a principal affiliate of a slot machine or management company licensee.

(b) An entity shall notify the Board and submit a completed application in accordance with § 433a.8 (relating to principal applications) prior to possessing any of the following:

(1) A direct ownership interest of 1% or more in a licensed manufacturer, licensed supplier or licensed manufacturer designee.

(2) A 1% or greater indirect ownership interest in a licensed manufacturer, licensed supplier or licensed manufacturer designee. An ownership interest that is held indirectly by an entity through one or more intervening entities will be determined by successive multiplication of the ownership percentages for each link in the vertical chain.

(3) A right or ability to control or influence the management or policies of a licensed manufacturer, licensed supplier or licensed manufacturer designee.

(4) A general partnership interest in a limited partnership that is a licensed manufacturer, licensed supplier or licensed manufacturer designee.

(5) A general partnership interest in a limited partnership that is a principal affiliate of a licensed manufacturer, licensed supplier or licensed manufacturer designee.

(c) An entity that has acquired an interest or right set forth in subsection (b)(1)—(5) prior to being licensed, and whose application is denied or withdrawn, shall divest its interest or right within a period of time established by the Office of Enforcement Counsel.

(d) An entity seeking to acquire a direct or indirect ownership interest of 20% or greater in a licensed manufacturer, licensed supplier or licensed manufacturer designee shall comply with the requirements in § 427a.6, § 429a.8 or § 431a.6 (relating to change of control of a manufacturer licensee; change of control of a manufacturer designee licensee; and change of control of a supplier licensee).

(e) Notwithstanding subsections (a) and (b), an entity whose indirect ownership interest in a licensee consists of less than 5% of the voting securities of a publicly traded corporation will not be required to be licensed as a principal.

(f) Notwithstanding subsections (a) and (b), an entity that indirectly owns less than 5% of the voting securities of a publicly traded corporation through one or more privately held entities will not be required to be licensed as a principal.

(g) Notwithstanding subsections (a) and (b), a private investment fund and its related management entities will not be required to be licensed as a principal if the following apply:

(1) The private investment fund has no voting rights in the licensee and does not possess any other right or ability to control or to influence the licensee.

(2) At least 20% of the investors in the private investment fund are “institutional investors” as defined in § 401a.3 (relating to definitions).

(3) Each individual who has an indirect ownership or beneficial interest of 5% or greater in the licensee through the private investment fund applies for and obtains a principal license.

(4) Each individual who has the ability to control or influence the management of the private investment fund applies for and obtains a principal license.

(5) The private investment fund agrees to provide the Board with information the Board deems necessary to evaluate the integrity of the private investment fund and its investors, and its compliance with this section. Information provided to the Board will be confidential.

(6) Each individual required to be licensed as a principal in paragraph (4) shall as part of his principal license application sign a notarized statement affirming, at a minimum, the following:

(i) The private investment fund’s investment in the applicant or licensee will not violate applicable United States, Commonwealth or international laws and regulations, including anti-money laundering regulations or conventions, the Internal Revenue Code of 1986 (26 U.S.C.A.), the Employee Retirement Income Security Act of 1974 (Pub. L. No. 93-406, 88 Stat. 829), the Securities Act of 1933 (15 U.S.C.A. §§ 77a—77aa), the Securities Exchange Act of 1934 (15 U.S.C.A. §§ 78a—78pp), the Investment Company Act of 1940 (15 U.S.C.A. §§ 80a-1—80a-64) and the Investment Advisers Act of 1940 (15 U.S.C.A. §§ 80b-1—80b-18c).

(ii) To his best knowledge, no investor in the private investment fund:

(A) Holds an interest in the private investment fund in contravention of any applicable United States, Commonwealth or international laws and regulations, including anti-money laundering regulations or conventions, the Internal Revenue Code of 1986, the Employee Retirement Income Security Act of 1974, the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Company Act of 1940 and the Investment Advisers Act of 1940.

(B) Is directly or indirectly affiliated with a prohibited country, territory, individual or entity on the List of Specially Designated Nationals and Blocked Persons maintained by the United States Treasury Department’s Office of Foreign Asset Control.

(C) Is currently charged with or is under indictment for any felony or gambling offense in any jurisdiction.

(D) Has been convicted of a felony when 15 years have not elapsed from the date of expiration of the sentence for the offense.

(h) The Board may require a subsidiary of a licensee to be licensed as a principal.

(i) Notwithstanding any provision to the contrary in this section, the Board may require any entity that has any financial interest in a licensee to be licensed as a principal.

§ 433a.5. Institutional investors.

(a) An institutional investor may file an Institutional Investor Notice of Ownership Form and Passive Investor Affirmation with the Bureau of Licensing instead of applying for principal licensure required under this chapter, if:

(1) The institutional investor owns or beneficially owns more than 5% but less than 20% of the outstanding voting securities of a publicly traded corporation that is a principal affiliate of a manufacturer, manufacturer designee, supplier licensee or applicant and has filed and remains eligible to file a statement of beneficial ownership on Schedule 13G with the SEC as a result of the institutional investor's ownership interest in the publicly traded corporation.

(2) The institutional investor owns or beneficially owns more than 5% but less than 10% of the outstanding voting securities of a publicly traded corporation that is a principal affiliate of a slot machine or management company licensee and has filed and remains eligible to file a statement of beneficial ownership on Schedule 13G with the SEC as a result of the institutional investor's ownership interest in the publicly traded corporation. In addition to filing an Institutional Investor Notice of Ownership Form and Passive Affirmation, if an institutional investor seeks to own 10% or more but less than 20% of the outstanding voting securities of a publicly traded corporation that is a principal affiliate of a slot machine or management company licensee:

(i) The institutional investor seeking to acquire the interest shall promptly provide information requested by the Bureau relating to the institutional investor, its operations and sources of funds. The information provided to the Bureau will be deemed confidential when submitted.

(ii) Within 5 days of receipt of all requested information, the Bureau will issue a written response relating to the proposed acquisition. If the Bureau does not cite an objection, the transaction may thereafter be consummated. If the Bureau objects to the acquisition, the institutional investor shall file a petition with the Board in accordance with § 493a.4 (relating to petitions generally) for approval prior to acquiring the interest.

(b) If an institutional investor's purpose for holding an interest in a publicly traded corporation that is a principal affiliate of a slot machine, management company, manufacturer, manufacturer designee or supplier licensee changes from that of a passive investor, whereby the institutional investor files a Schedule 13D with the SEC indicating that its ownership interest is no longer passive, the institutional investor shall notify the Bureau of Licensing, in writing, within 2 days of filing the Schedule 13D with the SEC. The institutional investor shall then apply for licensure as a principal, in accordance with this chapter, within 30 days of filing the Schedule 13D with the SEC.

(c) Notwithstanding the requirements in subsections (a) and (b), if the institutional investor has an ownership interest in a publicly traded corporation, which is a principal affiliate of a licensee, that is listed on a foreign exchange in which a Schedule 13G is not filed, the institutional investor shall file a copy of the corresponding passive investor form filed with the securities regulator that has jurisdiction over the foreign publicly traded corporation.

(d) The institutional investor shall file the Institutional Investor Notice of Ownership Form with the Bureau of Licensing within 30 days of the institutional investor filing its Schedule 13G with the SEC or the corresponding passive investor form with the securities regulator that has jurisdiction over the foreign publicly traded corporation.

§ 433a.6. Lenders and underwriters.

(a) Each lender and underwriter of a slot machine, management company, manufacturer, manufacturer designee or supplier licensee shall be licensed as a principal.

(b) Notwithstanding subsection (a), a lender that is a bank or lending institution which makes a loan to a slot machine, management company, manufacturer, manufacturer designee or supplier licensee in the ordinary course of business will not be required to be licensed as a principal. The Board may require a bank or lending institution to provide information or other assurances to verify its eligibility for this exemption.

(c) A lender to a principal affiliate of a slot machine licensee or to a management company that is obtaining financing for the construction or operation of a slot machine licensee shall be required to be licensed as a principal unless the following apply:

(1) The lender is in the business of providing debt or equity capital to individuals or entities.

(2) The loan to the principal affiliate or management company of a slot machine licensee is in the ordinary course of the lender's business.

(3) The lender does not have the ability to control or otherwise influence the affairs of the principal affiliate or management company of a slot machine licensee or the slot machine licensee.

(d) A lender that is required to be licensed as a principal in accordance with subsection (c) may lend to a principal affiliate or to a management company of a slot machine licensee prior to licensure if the lender has filed a completed application in accordance with § 433a.8 (relating to principal applications) and has received lender authorization from the Bureau of Licensing.

(e) A person that acquires a debt instrument issued by a licensed supplier, manufacturer, manufacturer designee, management company, slot machine licensee or principal affiliate of a slot machine licensee in a secondary market will not be required to be licensed as a principal if:

(1) The person does not have any right or ability to control or influence the affairs of the licensee.

(2) The person's acquisition of the debt instrument is in the ordinary course of business and is not part of a plan or scheme to avoid the requirements of this section.

(f) Notwithstanding any provision to the contrary in this section, the Board may require the licensure of any person that holds a debt instrument issued by a licensee or any principal affiliate or subsidiary of a licensee if Board staff has reason to believe that the suitability of the person may be at issue.

§ 433a.7. Trusts.

(a) A trust or similar business entity shall apply for and obtain a principal license prior to possessing any of the following:

(1) A direct ownership interest in a slot machine or management company licensee.

(2) A 1% or greater indirect ownership interest in a slot machine or management company licensee. An ownership interest that is held indirectly by an individual through one or more intervening entities will be determined by successive multiplication of the ownership percentages for each link in the vertical chain.

(3) A right to receive a payment from a slot machine licensee based on contingent upon a licensee's earnings, profits or receipts from the slot machines, table games and associated equipment for use or play in this Commonwealth.

(4) A right or ability to control or influence the management or policies of a slot machine or management company licensee.

(5) A general partnership interest in a limited partnership that is a slot machine or management company licensee.

(6) A general partnership interest in a limited partnership that is a principal affiliate of a slot machine or management company licensee.

(b) A trust or similar business entity shall submit a completed application in accordance with § 433a.8 (relating to principal applications) prior to possessing any of the following:

(1) A direct ownership interest of 1% or more in a licensed manufacturer, licensed supplier or licensed manufacturer designee.

(2) A 1% or greater indirect ownership interest in a licensed manufacturer, licensed supplier or licensed manufacturer designee. An ownership interest that is held indirectly by an individual through one or more intervening entities will be determined by successive multiplication of the ownership percentages for each link in the vertical chain.

(3) A right or ability to control or influence the management or policies of a licensed manufacturer, licensed supplier or licensed manufacturer designee.

(4) A general partnership interest in a limited partnership that is a licensed manufacturer, licensed supplier or licensed manufacturer designee.

(5) A general partnership interest in a limited partnership that is a principal affiliate of a licensed manufacturer, licensed supplier or licensed manufacturer designee.

(c) If a trust is required to be licensed as a principal in accordance with this section, each trustee, grantor and beneficiary, including a minor child beneficiary, of the trust shall also be licensed as a principal.

(d) Notwithstanding subsections (a) and (b), a trust whose ownership interest in a licensee consists of less than 5% of the voting securities of a publicly traded company will not be required to be licensed as a principal.

(e) Notwithstanding any provision to the contrary in this section, the Board may require any trust that has any financial interest in a licensee to be licensed as a principal.

§ 433a.8. Principal applications.

(a) An individual required to be licensed as a principal, unless otherwise directed by the Board, shall file:

(1) An original and one copy of a completed Multi-Jurisdictional Personal History Disclosure Form.

(2) An original and one copy of a completed Principal/Key Employee Form—Pennsylvania Supplement to the Multi-Jurisdictional Personal History Disclosure Form.

(3) The nonrefundable application fee posted on the Board's web site.

(b) A principal entity required to be licensed as a principal shall file a completed Principal Entity Form and submit the applicable application fee posted on the Board's web site.

(c) A principal affiliate shall apply for a principal license as if the principal affiliate were applying for the slot machine license, manufacturer license, manufacturer designee license, supplier license or management company license.

(d) In addition to the materials required under subsection (a) or (b), an applicant for a principal license shall comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

CHAPTER 435a. KEY, GAMING AND NONGAMING EMPLOYEES; BOARD-ISSUED CREDENTIALS

§ 435a.1. General provisions.

(a) An individual seeking a key employee license, occupation permit or nongaming employee registration shall apply to the Board as required by this chapter.

(b) In addition to the materials required under §§ 435a.2, 435a.3 and 435a.5 (relating to key employee license; occupation permit; and nongaming employee registration), an applicant shall comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

(c) The holder of a key employee license, occupation permit or nongaming employee registration shall provide an updated photograph at the request of Board staff.

(d) An applicant for an occupation permit or nongaming employee registration shall be at least 18 years of age.

(e) Slot machine licensees, manufacturers, manufacturer designees, suppliers, gaming service providers and gaming related gaming service providers that hire an individual who holds a key employee license, permit or registration issued by the Board shall contact the Bureau of Licensing to confirm that the individual's key employee license, permit or registration is in good standing prior to allowing the individual to work in the licensed facility.

§ 435a.2. Key employee license.

(a) An individual may not perform duties associated with a position that requires a key employee license prior to receiving a temporary or permanent credential unless otherwise authorized by the Board. An applicant for a key employee license shall submit:

(1) An original and one copy of a completed Multi-Jurisdictional Personal History Disclosure Form.

(2) An original and one copy of a completed Principal/Key Employee Form—Pennsylvania Supplement to the Multi-Jurisdictional Personal History Disclosure Form.

(3) The nonrefundable application fee posted on the Board's web site.

(b) In addition to the materials required under subsection (a), an applicant for a key employee license shall comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

(c) After reviewing the application and the results of the applicant's background investigation, the Board may issue a key employee license if the individual has proven that he is a person of good character, honesty and integrity and is eligible and suitable to be licensed as a key employee.

(d) A key employee license issued will be valid for employment with any licensed entity.

§ 435a.3. Occupation permit.

(a) An applicant for a gaming employee occupation permit shall submit:

(1) An original and one copy of the Gaming Employee Application and Disclosure Information Form or an electronic application using the SLOTS Link system. When an application for an occupation permit is filed using SLOTS Link, any additional documents required, including releases, shall be submitted to the Board:

(i) Within 5 days of the submission of the SLOTS Link application by an applicant for or holder of a slot machine license.

(ii) Within 10 days of the submission of the SLOTS Link application by an applicant for or holder of a manufacturer, manufacturer designee, or supplier license or a gaming related gaming service provider certification or gaming service provider registration, certification or authorization.

(2) The nonrefundable application fee posted on the Board's web site.

(3) Verification of an offer of employment from a licensed entity.

(b) In addition to the materials required under subsection (a), an applicant for a gaming employee occupation permit shall comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

(c) After reviewing the application and the results of the applicant's background investigation, the Board may issue a gaming employee occupation permit if the individual has proven that the individual is a person of good character, honesty and integrity and is eligible and suitable to hold an occupation permit.

(d) An individual who wishes to receive a gaming employee occupation permit under this chapter may authorize an applicant for or holder of a slot machine, management company, manufacturer, manufacturer designee or supplier license or gaming related gaming service provider certification or gaming service provider registration, certification or authorization to file an application on the individual's behalf.

(e) A gaming employee occupation permit issued under this section will be valid for employment with any

licensed entity, any certified gaming related gaming service provider or any registered or certified gaming service provider.

§ 435a.5. Nongaming employee registration.

(a) An applicant for a nongaming employee registration shall submit:

(1) An original and one copy of the Nongaming Employee Registration Form or an electronic application using the SLOTS Link system. When an application for a nongaming employee registration is filed using SLOTS Link, any additional documents required, including releases, shall be submitted to the Board:

(i) Within 5 days of the submission of the SLOTS Link application by an applicant for or holder of a slot machine license.

(ii) Within 10 days of the submission of the SLOTS Link application by an applicant for or holder of a manufacturer, manufacturer designee, or supplier license or an applicant for or holder of a gaming service provider registration or certification.

(2) The nonrefundable application fee posted on the Board's web site.

(b) In addition to the materials required under subsection (a), an applicant for a nongaming employee registration shall comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

(c) After review of the application, the Board may register the individual if the individual has proven that he is eligible and suitable to be registered under this section.

(d) An individual who wishes to receive a nongaming employee registration under this chapter may authorize an applicant for or holder of a slot machine, manufacturer, manufacturer designee or supplier license or a gaming service provider registration or certification to file an application on the individual's behalf.

(e) A registration issued under this section is valid for employment with any slot machine, manufacturer, manufacturer designee or supplier licensee or registered, certified or authorized gaming service provider.

(f) A registration issued under this section will be valid for 4 years from the date of Board approval.

(g) A renewal application shall be submitted to the Board at least 60 days prior to the expiration of a registration credential.

(h) A registration for which a completed renewal application and fee has been received by the Board will continue in effect until the Board sends written notification to the holder of the registration that the Board has approved or denied the renewal registration.

§ 435a.6. Board credentials.

(a) The following individuals shall obtain a Board credential:

(1) A principal whose duties are required to be performed at a licensed facility in excess of 12 days in a 12-month period.

(2) Key employees.

(3) Gaming employees.

(4) Nongaming employee registrants.

(5) State employees whose duties require the employee's presence at a licensed facility more frequently than once a month.

(b) The credential will contain the following information:

(1) The name, date of birth, sex, height, weight, hair color and eye color of the licensee, permittee or registrant.

(2) A photograph of the face of the individual to whom the credential has been issued which meets the standards of the Commonwealth Photograph Imaging Network.

(3) The inscription "Pennsylvania Gaming Control Board."

(4) The seal of the Commonwealth.

(5) A license, permit or registration number.

(6) The type of license, permit or registration.

(7) An expiration date.

(8) The signature of the employee.

(9) Other security features as determined by the Board.

(c) A State employee required to obtain a Board credential shall carry the Board credential on his person at all times while engaged in the performance of his duties on the premises of a licensed facility.

(d) An individual who is not a State employee, who is required to obtain a Board credential and whose duties:

(1) Do not require the individual to be on the gaming floor or in a restricted area, shall carry the Board credential on his person at all times while engaged in the performance of his duties on the premises of a licensed facility.

(2) Require the individual to be on the gaming floor or in a restricted area, shall display the Board credential on his person at all times while engaged in the performance of his duties on the premises of a licensed facility. A food and beverage employee of a slot machine licensee who is required to obtain a Board credential and whose duties require the individual to be on the gaming floor may carry, instead of display, the employee's Board credential if:

(i) The employee displays the access badge required under § 465a.12 (relating to access badges and temporary access credentials).

(ii) The access badge displays a unique identification number that has been assigned to that employee and which can be read by the slot machine licensee's surveillance system.

(e) Slot machine and management company licensees are prohibited from allowing a principal who is required to obtain a credential, a key employee, gaming employee or nongaming employee registrant to perform his duties on the premises of a licensed facility unless the employee is in possession of a Board-issued credential.

(f) An employee whose license, permit or registration has been suspended or revoked by the Board shall surrender the Board credential to Board staff.

§ 435a.8. Temporary credentials.

(a) A temporary credential may be issued by the Board to a principal, key employee or gaming employee.

(b) A temporary credential issued to a principal, key employee or gaming employee is valid for up to 270 days from the date of its issuance.

(c) The Board may extend the expiration date of a temporary credential issued to a principal, key employee or gaming employee if the Board determines additional time is needed to complete an investigation for licensure.

(d) A temporary credential may be issued by the Bureau of Licensing to a nongaming employee if:

(1) The applicant has submitted all of the application materials required under § 435a.5 (relating to nongaming employee registration).

(2) The applicant has been fingerprinted and photographed by the Pennsylvania State Police.

(e) A temporary credential issued to a nongaming employee will be valid for 30 days.

(f) Board staff may impose conditions on the holders of temporary credentials.

§ 435a.9. (Reserved).

§ 435a.9a. Gaming service provider employee temporary access credentials.

(a) The Board's casino compliance representatives at a licensed facility may issue a Gaming Service Provider Employee Temporary Access Credential to an employee of a registered or certified gaming service provider that is a construction company that is completing work on the gaming floor or in a restricted area under the registered or certified gaming service provider's original contract, change orders or punch lists, or to complete periodic repairs or warranty work if:

(1) The employee's duties of employment do not require the employee to touch or have contact with a slot machine, table game device or associated equipment other than exterior contact that does not affect the play of the game.

(2) The employee signs in with the security department of the licensed facility and will be escorted and under the constant supervision of an employee of the slot machine licensee who is authorized to have access to the area where the work is being performed.

(3) The gaming service provider employee and the employee of the slot machine licensee who will escort and supervise both sign in with the Board's casino compliance representatives.

(b) To receive a Gaming Service Provider Employee Temporary Access Credential, the employee of the registered or certified gaming service provider that is a construction company shall surrender his driver's license or other photo identification.

(c) A Gaming Service Provider Employee Temporary Access Credential will not be issued to an employee of a registered or certified gaming service provider that is a construction company for more than 12 days in a 12-month period. The time period may be extended for good cause as determined by the Bureau of Licensing.

(d) As provided in § 437a.10(c) (relating to emergency gaming service provider), an employee of an emergency gaming service provider shall obtain a temporary access credential in accordance with subsections (a) and (b) to enable the employee to perform emergency services at the licensed facility.

§ 435a.10. Loss, theft or destruction of credentials.

(a) As soon as possible, but no later than 24 hours following the loss, theft or destruction of a Board credential, emergency credential or temporary credential, the

person to whom the credential was issued shall notify the Board's casino compliance representatives at the licensed facility.

(b) The slot machine licensee, on behalf of an employee whose Board-issued credential was lost, stolen or destroyed, may request a replacement Board credential by submitting a Request for Duplicate PGCB Credential Form and the fee established by the Board to the Bureau of Licensing.

CHAPTER 437a. GAMING SERVICE PROVIDER CERTIFICATION AND REGISTRATION

§ 437a.1. General gaming service provider requirements.

(a) Except as provided in § 437a.10 (relating to emergency gaming service provider), a gaming service provider or person seeking to conduct business with a slot machine applicant or licensee shall apply to the Board for registration if:

(1) The total dollar amount of the goods or services to be provided to a single slot machine applicant or licensee or to multiple slot machine applicants or licensees will be or is anticipated to be equal to or greater than \$100,000 but less than or equal to \$500,000 within a consecutive 12-month period.

(2) The employees of the gaming service provider or person seeking to conduct business with a slot machine applicant or licensee will be working either:

- (i) In a restricted area of the licensed facility.
- (ii) On the gaming floor unless all of the following conditions are met:

(A) The employees will be on the gaming floor for less than 24 hours within a 72-hour period no more than once in any consecutive 3-month period.

(B) The employees sign-in with the security department at the licensed facility and the Board's casino compliance representatives prior to entering the gaming floor.

(C) The gaming service provider has received written approval from the Bureau of Licensing for the gaming service provider's employees to be on the gaming floor.

(b) Except as provided in § 437a.10, a gaming service provider or person seeking to conduct business with a slot machine applicant or licensee shall apply to the Board for certification if the total dollar amount of the goods or services to be provided to a single slot machine applicant or licensee or to multiple slot machine applicants or licensees will be or is anticipated to be greater than \$500,000 within a consecutive 12-month period.

(c) A person that provides goods or services indirectly to a slot machine applicant or licensee through an intermediary, holding company or affiliate of the slot machine applicant or licensee shall be required to be registered or certified if the cost of the goods or services provided to the slot machine applicant or licensee exceeds the monetary thresholds in subsections (a) and (b).

(d) The following persons are exempt from the gaming service provider registration and certification requirements of this chapter:

(1) Public utilities which provide one or more of the following services to a slot machine applicant or licensee:

- (i) Water.
- (ii) Sewerage.
- (iii) Electricity.
- (iv) Natural gas.

(2) Insurance companies providing insurance to a slot machine applicant or licensee and its employees.

(3) Employee benefit and retirement plans including incorporated 401K plans and employee stock purchase programs.

(4) National, state or local professional associations that receive funds from the slot machine applicant or licensee for the cost of enrollment, activities and membership.

(5) State, Federal and municipal operated agencies.

(6) Manufacturers and suppliers of liquor, wine and beer regulated by the Liquor Control Board.

(7) State and Federally chartered banks or savings and loan associations where funds are deposited by slot machine licensees, notwithstanding those sources or transactions provided to a slot machine licensee which require Board approval.

(8) Providers of professional services including accountants, attorneys, engineers and architects, when acting in their respective professional capacities.

(9) Telecommunication service providers.

(10) Shipping services.

(11) Persons that engage in efforts to influence legislative action or administrative action on behalf of a principal for economic consideration.

(12) Schools regulated by the Department of Education.

(13) Professional entertainers, sports figures and other celebrities engaged by a slot machine licensee to appear at a slot machine licensee-sponsored special entertainment or promotional event.

(14) Newspapers, television stations, radio stations and providers of simulcast services that contract with slot machine applicants or licensees.

(15) Professional sports teams of Major League Baseball, the National Hockey League, the National Football League and the National Basketball Association.

(16) Any person not otherwise exempt under this subsection that is licensed by a Federal or state agency if the agency's licensing requirements are determined by the Bureau of Licensing to be substantially similar to those of the Board.

(e) The Board may request information or assurances from any person listed in subsection (d) to determine the validity of the person's exempt status.

(f) Subsection (d) does not relieve a slot machine applicant or licensee of reporting obligations required under §§ 441a.12 and 441a.14 (relating to maintaining agreements; filing of agreements; and master purchasing and disbursement report).

(g) Notwithstanding subsections (a) and (b), a publicly traded corporation or subsidiary thereof will not be required to be registered or certified as a gaming service provider if the publicly traded corporation or subsidiary thereof submits a completed Publicly Traded Gaming Service Provider Form to the Bureau of Licensing accom-

panied by the filing fee posted on the Board's web site and is authorized. A publicly traded corporation or subsidiary thereof that is authorized to provide goods and services under this subsection shall be required to:

(1) Comply with § 437a.7 (relating to registered, certified and authorized gaming service provider responsibilities).

(2) Immediately notify the Bureau of Licensing if the publicly traded corporation or subsidiary thereof ceases to meet the definition of a publicly traded corporation.

(h) A slot machine applicant or licensee shall complete and submit to the Bureau of Licensing a Notification of Material Gaming Service Provider Form prior to compensating a gaming service provider \$15,000 or more within a consecutive 12-month period. A slot machine applicant or licensee will not be required to submit a Notification of Material Gaming Service Provider Form to the Bureau of Licensing if either of the following apply to the gaming service provider to be compensated:

(1) The gaming service provider is exempt under subsection (d).

(2) The gaming service provider is listed on the Board's authorized gaming service provider list.

(i) A gaming service provider of a slot machine applicant or licensee whose compensation does not exceed the monetary thresholds contained in this section or who is otherwise not required to be registered or certified under subsection (d) or (g) may be required to be registered or certified if the Board determines that registration or certification is necessary to protect the integrity of gaming.

§ 437a.2. Gaming service provider registration applications.

(a) A gaming service provider seeking registration shall do one of the following:

(1) If the gaming service provider has or will be entering into an agreement to provide goods or services to a specific slot machine applicant or licensee, the gaming service provider shall complete an original and one copy of a Gaming Service Provider Registration Form—Sponsored. The original copy and the fee toward the cost of the investigation of the applicant posted on the Board's web site shall be submitted to the Bureau of Licensing by the slot machine applicant or licensee for whom the gaming service provider will provide goods or services unless otherwise directed by the Bureau of Licensing.

(2) If a gaming service provider does not have an agreement to provide goods or services to a specific slot machine applicant or licensee but is seeking to conduct business with slot machine applicants or licensees, the gaming service provider shall complete an original and one copy of a Gaming Service Provider Registration Form—Unsponsored. The original, copy and the fee toward the cost of the investigation of the applicant, as posted on the Board's web site, shall be submitted to the Bureau of Licensing by the gaming service provider unless otherwise directed by the Bureau of Licensing.

(b) In addition to the materials required under subsection (a), an applicant for a gaming service provider registration shall:

(1) Submit the nonrefundable application fee posted on the Board's web site.

(2) Comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

(3) Submit fingerprints of the following individuals in a manner prescribed by the Bureau:

(i) Each officer and director of the registered gaming service provider applicant. For purposes of this subparagraph, "officer" means a president, chief executive officer, a chief financial officer and a chief operating officer, and any person routinely performing corresponding functions with respect to an organization whether incorporated or unincorporated.

(ii) Each individual who has a direct or indirect ownership or beneficial interest of 10% or more in the registered gaming service provider applicant.

(iii) Each salesperson of a registered gaming service provider applicant who solicits business from, or has regular contact with, any representatives of a slot machine applicant or licensee or any employee of a registered gaming service provider applicant who will be engaging in that conduct.

(c) A person who holds any direct or indirect ownership or beneficial interest in a registered gaming service provider or applicant for gaming service provider registration, or has the right to any profits or distributions directly or indirectly, from the registered gaming service provider or applicant for gaming service provider registration may be required to submit fingerprints if the Bureau determines that the submission of fingerprints of the person is necessary to protect the public interest or to enhance the integrity of gaming in this Commonwealth.

(d) Each of the individuals required to submit fingerprints under subsection (b)(3) must be found qualified by the Board. An individual who is found qualified and is also a gaming or nongaming employee as defined in § 401a.3 (relating to definitions) shall obtain a gaming employee occupation permit in accordance with § 435a.3 (relating to occupation permit) or a nongaming employee registration in accordance with § 435a.5 (relating to nongaming employee registration).

(e) An applicant for a gaming service provider registration shall reimburse the Board for costs incurred in conducting the investigation of the applicant.

(f) A gaming service provider registration will not be issued until all fees and costs have been paid.

§ 437a.3. Gaming service provider certification applications.

(a) A gaming service provider seeking certification shall complete and the slot machine applicant or licensee for whom the gaming service provider will provide goods or services shall submit:

(1) An original and one copy of a Gaming Service Provider Certification Application and Disclosure Information Form unless otherwise directed.

(2) The nonrefundable application fee posted on the Board's web site.

(3) Applications and release authorizations for each individual required to be qualified under § 437a.4 (relating to qualification of individuals and entities).

(b) In addition to the requirements of subsection (a), an applicant for a gaming service provider certification shall comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

(c) An applicant for a gaming service provider certification shall reimburse the Board for costs incurred in conducting the investigation of the applicant.

(d) A gaming service provider certification will not be issued until all fees and costs have been paid.

§ 437a.3a. Single transaction waiver.

(a) A gaming service provider required to be registered or certified under this chapter may request that the Board waive its obligation to be registered or certified by filing a Single Transactional Waiver Form. To be eligible to receive a waiver, the gaming service provider shall demonstrate that it is proposing to engage in a single transaction and satisfies the following requirements:

(1) The gaming service provider's required performance under the contract with the slot machine licensee does not require the gaming service provider's employees to be on the gaming floor or in a restricted area.

(2) The gaming service provider has not filed a Single Transactional Waiver Form within 2 years of the current waiver request.

(3) The gaming service provider will not have a continuing business relationship with the slot machine licensee or have a continuing onsite presence at the licensed facility.

(b) The Board may, in response to misrepresentations or a change in circumstances, revoke a waiver granted under this section and require the recipient of the waiver to comply with the gaming service provider registration or certification requirements of this chapter.

(c) A gaming service provider that has requested a waiver under this section may not provide goods or services to a slot machine applicant or licensee prior to Board approval of the gaming service provider's waiver request.

§ 437a.4. Qualification of individuals and entities.

(a) The following individuals shall be required to submit a Pennsylvania Personal History Disclosure Form and be found qualified by the Board:

(1) Each officer and director of a certified gaming service provider or applicant for gaming service provider certification. For the purposes of this paragraph, "officer" means a president, chief executive officer, a chief financial officer and a chief operating officer and any person routinely performing corresponding functions with respect to an organization whether incorporated or unincorporated.

(2) Each individual who has a direct or indirect ownership or beneficial interest of 10% or more in the certified gaming service provider or applicant for gaming service provider certification. A certified gaming service provider or applicant for gaming service provider certification shall provide information or documentation requested by the Board necessary to determine compliance with this paragraph.

(3) Each salesperson of a certified gaming service provider or applicant for gaming service provider certification who solicits business from, or has regular contact with, any representatives of a slot machine applicant or licensee or any employee of a certified gaming service provider or applicant for gaming service provider certification who will be engaging in that conduct.

(b) Each entity that directly owns 20% or more of the voting securities of a certified gaming service provider or person applying for gaming service provider certification shall file a Gaming Service Provider Certification Form—Private Holding Company with the Bureau of Licensing and be found qualified by the Board.

(c) The following persons may be required to submit a Gaming Service Provider Certification Form—Private Holding Company or a Pennsylvania Personal History Disclosure Form and be found qualified by the Board if the Bureau of Licensing determines that the qualification of the person is necessary to protect the public interest or to enhance the integrity of gaming in this Commonwealth:

(1) An intermediary or holding company of a certified gaming service provider or applicant for gaming service provider certification not otherwise required to be qualified.

(2) An officer or director of an intermediary or holding company of a certified gaming service provider or applicant for gaming service provider certification.

(3) An employee of a certified gaming service provider or applicant for gaming service provider certification.

(4) A person who holds any direct or indirect ownership or beneficial interest in a certified gaming service provider or applicant for gaming service provider certification, or has the right to any profits or distribution, directly or indirectly, from the certified gaming service provider or applicant for gaming service provider certification.

(5) A trustee of a trust that is required to be found qualified under this section.

(d) The Bureau of Licensing may issue a temporary credential to an individual who is required to be qualified by the Board under this section if:

(1) The individual's presence in the licensed facility is needed.

(2) The company with which the individual is associated is on the authorized gaming service provider list.

(e) Upon request, the Bureau of Licensing will issue a credential to an individual who has been found qualified under this section if the gaming service provider has been certified.

§ 437a.5. Construction subcontractors.

(a) Instead of filing for registration or certification, a construction subcontractor that is otherwise required to be certified or registered may elect to file an On-site Subordinate Pre-Opening Construction Notification Form with the Bureau of Licensing if:

(1) The subcontractor is not providing goods or services through an agreement with a slot machine applicant or licensee.

(2) The subcontractor is not a first-tier subcontractor providing goods or services to the general contractor that has entered into a contract with a slot machine applicant or licensee for the construction of a licensed facility.

(b) The On-site Subordinate Gaming Service Provider Notification Form will be valid for the construction of only one licensed facility, and will expire upon completion of the contract.

(c) A subcontractor that elects to file an On-site Subordinate Gaming Service Provider Notification Form as outlined in subsection (a) shall be prohibited from:

(1) Employing any person to work in a restricted area of a licensed facility or on the gaming floor after onsite Board staff designates the area as a gaming floor.

(2) Providing, directly or indirectly, goods or service to any other slot machine applicant or licensee other than

the slot machine applicant or licensee identified in the On-site Subordinate Gaming Service Provider Notification Form.

§ 437a.6. Registration and certification term and renewal.

(a) Gaming service provider certifications, registrations and renewals issued under this chapter will be valid for 4 years from the date of Board approval.

(b) Publicly traded gaming service provider authorizations approved under § 437a.1(g) (relating to general gaming service provider requirements) will be valid for 4 years from the date of authorization.

(c) Registered, certified and authorized publicly traded gaming service providers shall submit to the Board a completed renewal application or form and renewal fee at least 60 days prior to the expiration of a certification, registration or authorization.

(d) A certification or registration for which a completed renewal application and fee has been received by the Bureau of Licensing will continue to be in effect until the Board sends written notification to the holder of the certification or registration that the Board has approved or denied the certification or registration.

(e) A publicly traded gaming service provider authorization for which a completed renewal form and fee has been received by the Bureau of Licensing will continue in effect unless the Bureau of Licensing sends written notification to the publicly traded gaming service provider that the authorization has been rescinded.

§ 437a.7. Registered, certified and authorized gaming service provider responsibilities.

(a) A holder of a gaming service provider certification, registration or authorization shall have a continuing duty to comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

(b) An employee of a gaming service provider shall be required to obtain an occupation permit under § 435a.3 (relating to occupation permit) if:

(1) The employee is the onsite supervisor of other gaming employees, as defined in § 401a.3 (relating to definitions), of the gaming service provider.

(2) The employee is a gaming employee as defined in § 401a.3.

(c) An employee of a gaming service provider who is not required to obtain an occupation permit under subsection (b) shall be required to obtain a nongaming employee registration under § 435a.5 (relating to nongaming employee registration) if:

(1) The employee is the onsite supervisor of:

(i) Other nongaming employees as defined in § 401a.3.

(ii) Employees of the gaming service provider who are involved in the construction of the licensed facility.

(2) The employee is a nongaming employee as defined in § 401a.3.

(d) Employees of a gaming service provider who are not required to obtain an occupation permit or a nongaming employee registration under subsection (b) or (c) may be required to obtain an occupation permit or nongaming employee registration if the Board determines, after a

review of the work being performed, that obtaining a permit or registration is necessary for the protection of the integrity of gaming.

(e) Workers employed by a gaming service provider that is a construction company, who are completing work on the gaming floor or in a restricted area under their original contract, change orders, punch lists, periodic repairs or warranty work, will not be required to comply with the requirements in subsection (b) or (c) if the conditions in § 435a.9a(a) and (b) (relating to gaming service provider employee temporary access credentials) are met.

(f) A certified, registered or authorized gaming service provider operating within a licensed facility that cashes personal checks shall comply with § 465a.20 (relating to personal check cashing).

§ 437a.8. Authorized gaming service providers list; prohibited gaming service providers.

(a) The Board will maintain a list of authorized gaming service providers and a list of prohibited gaming service providers. The authorized list will contain the names of persons who:

(1) Have been registered or certified.

(2) Are eligible to file and have filed a completed publicly traded gaming service provider form under § 437a.1(g) (relating to general gaming service provider requirements).

(3) Have been authorized to conduct business with a slot machine licensee or applicant under § 437a.9 (relating to permission to conduct business prior to certification or registration).

(b) Except as permitted under § 437a.1(a)(2), (d) and (g) and § 437a.10 (relating to emergency gaming service provider), a slot machine licensee or applicant may not purchase goods or services from a gaming service provider, when the employees of the gaming service provider will be working on the gaming floor or in a restricted area or compensate a gaming service provider \$100,000 or more within a consecutive 12-month period, unless the gaming service provider is on the authorized gaming service provider list. A slot machine licensee or applicant or any affiliate, intermediary, subsidiary or holding company thereof acting on behalf of the slot machine licensee or applicant may not enter into an agreement or continue to do business with a gaming service provider on the prohibited gaming service providers list.

(c) The Board may place a person on the prohibited gaming service providers list if:

(1) The gaming service provider has failed to comply with this chapter.

(2) The gaming service provider has failed to cooperate with Board staff in its review and investigation of the gaming service provider's application.

(3) The gaming service provider's application for certification or registration has been denied or withdrawn with prejudice or the gaming service provider has had its gaming service provider certification or registration suspended or revoked.

(4) The gaming service provider has failed to provide information to a slot machine applicant or licensee that is necessary for the slot machine applicant or licensee to comply with this chapter.

(d) A person seeking to be removed from the list of prohibited gaming service providers shall file a petition

for removal in accordance with § 493a.4 (relating to petitions generally) and shall be responsible for all costs associated with the person's petition for removal from the list of prohibited gaming service providers. The petition must state the specific grounds believed by the petitioner to constitute good cause for removal from the prohibited gaming service providers list and how the gaming service provider has cured any deficiencies that led to the gaming service provider being placed on the prohibited gaming service providers list.

(e) The Board may impose a monetary penalty or other appropriate sanction in connection with the removal of a person from the list of prohibited gaming service providers, or attach any reasonable condition to the removal of a person from the list of prohibited gaming service providers.

§ 437a.10. Emergency gaming service provider.

(a) A slot machine licensee may utilize a gaming service provider that is not registered, certified or authorized to conduct business in accordance with § 437a.8 (relating to authorized gaming service providers list; prohibited gaming service providers) when a threat to public health, welfare or safety of the building or its occupants exists or circumstances outside the control of the slot machine licensee create an urgency of need which does not permit the delay involved in using the formal method of gaming service provider certification or registration. A slot machine licensee may not use a gaming service provider on the prohibited list.

(b) When using a gaming service provider that is not registered, certified or authorized to conduct business to respond to an emergency, the slot machine licensee shall:

(1) Immediately notify the onsite casino compliance representatives in the licensed facility of the emergency and the gaming service provider that was selected to provide emergency services.

(2) File a Gaming Service Provider Emergency Notification Form with the Bureau of Licensing within 72 hours after commencement of the gaming service provider's services and a written explanation of the basis for the procurement of the emergency gaming service provider.

(c) An employee of the emergency gaming service provider who is providing emergency services in the licensed facility shall obtain a temporary access credential in accordance with § 435a.9a(d) (relating to gaming service provider employee temporary access credentials) prior to performing any work.

(d) If the slot machine licensee continues to utilize the gaming service provider after the emergency circumstances have passed or if the Bureau of Licensing determines that the circumstances did not necessitate the use of an emergency gaming service provider that was not registered, certified or on the authorized list, the slot machine licensee and gaming service provider shall comply with the requirements in this chapter.

§ 437a.11. Slot machine applicants' and licensees' duty to investigate.

(a) An applicant for or holder of a slot machine license shall investigate the background and qualifications of the applicants for gaming service provider registration or certification with whom it intends to have a contractual relationship or enter into an agreement.

(b) An applicant for or holder of a slot machine license shall have an affirmative duty to avoid agreements or relationships with persons applying for gaming service

provider registration or certification whose background or associations are injurious to the public health, safety, morals, good order and general welfare of the people of this Commonwealth, or who threaten the integrity of gaming in this Commonwealth.

(c) An applicant for or holder of a slot machine license shall have a duty to inform the Board of an action by an applicant for or holder of a gaming service provider registration or certification or a gaming service provider that is eligible to file and has filed a completed publicly traded gaming service provider form under § 437a.1(g) (relating to general gaming service provider requirements), which the applicant for or holder of a slot machine license believes would constitute a violation of the act or this part.

CHAPTER 440a. MANAGEMENT COMPANIES

§ 440a.1. General requirements.

(a) A management company shall obtain a management company license from the Board prior to the commencement of gaming operations. If a slot machine licensee has already started gaming operations, a management company may not provide services to the slot machine licensee prior to obtaining a license from the Board.

(b) An applicant for or holder of a management company license or any of the applicant's or holder's affiliates, intermediaries, subsidiaries or holding companies may not apply for or hold a manufacturer or supplier license.

§ 440a.2. Applications.

(a) An applicant for a management company license shall file:

(1) A completed application and disclosure form.

(2) The nonrefundable application fee posted on the Board's web site.

(b) In addition to the application required under subsection (a), an applicant for a management company license shall comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

§ 440a.3. Management company license term and renewal.

(a) A management company license or renewal will be valid for 3 years from the date on which the initial license is issued or the renewal is approved by the Board. The management company license will not be issued or renewed until all fees and costs have been paid.

(b) A renewal application shall be submitted to the Bureau of Licensing at least 60 days prior to the expiration of a management company license.

(c) A management company license for which a completed renewal application and fee has been received by the Bureau of Licensing will continue in effect until the Board sends written notification to the holder of the management company license that the Board has approved or denied the management company license.

(d) A management company license issued by the Board is nontransferable.

§ 440a.5. Management contracts.

(a) A management contract between a slot machine applicant or licensee and management company licensee will not become effective until the Board has approved the management contract.

(b) A management company licensee shall submit any amendment to a management contract 30 days prior to the effective date of the proposed amendment. The amendment will not become effective until a petition is submitted and the Board has approved the amendment.

(c) A management contract or amendment will not be approved by the Board unless the management company proves by clear and convincing evidence that the approval of the contract would not create a monopoly on the control of licensed gaming facilities in this Commonwealth.

(d) A management company that requests Board approval of a management contract shall disclose its financial interests in the slot machine applicant or licensee and, if applicable, any exercisable option that may constitute a change in ownership or control of a slot machine licensee as described in § 441a.17 (relating to change in ownership or control of slot machine licensee and multiple slot machine license prohibition).

(e) A management contract, submitted to the Board for approval, must contain the following:

(1) A provision that provides the grounds and mechanisms for modifying or terminating the contract.

(2) A provision that states that the contract will not be effective unless it is approved by the Board.

(3) A provision that describes with particularity the method of compensating and reimbursing the management company.

(4) Provisions that contain a mechanism to resolve patron disputes and disputes between the slot machine licensee and the management company.

(5) A provision that indicates whether and to what extent contract assignments and subcontracting are permissible.

(6) A provision that specifies the duration of the management contract. A management contract may not contain a provision that provides for the automatic renewal of the management contract.

(f) A management contract submitted for approval must specify the terms and conditions of the management contract and the responsibilities of the slot machine applicant or licensee and management company. At a minimum, the terms should address whether, and to what extent, the management company is involved in the following:

- (1) Operation of the following departments:
 - (i) Information technology.
 - (ii) Internal audit.
 - (iii) Slot accounting.
 - (iv) Slot management.
 - (v) Security.
 - (vi) Surveillance.
 - (vii) Table games.
- (2) Design, construction, improvement and maintenance of the licensed facility.
- (3) Sources of operating capital and financing for the development of the licensed facility.
- (4) Payment of the slot machine license fee and the table games operation certificate fee, if applicable.
- (5) Purchase or lease of slot machines, table games, table game devices or associated equipment.

(6) Design, implementation and amendment of the system of internal controls required under section 1322 of the act (relating to slot machine accounting controls and audits) and this part including the financial reporting requirements.

(7) Hiring, terminating, training and promoting of employees and the employment practices attendant thereto.

(8) The payment of local, State and Federal taxes and slot machine license deposit required under the act and this part and any penalties imposed by the Board for violations thereof.

(9) Advertising, player incentive or marketing programs.

(10) Compliance with section 1325(b)(1) of the act (relating to license or permit issuance).

(11) Obtaining and maintaining insurance coverage, including coverage of public liability and property loss or damage.

(12) Procurement of gaming service providers and gaming junket enterprises.

(13) Selection of the licensed facility's independent auditor.

(g) Notwithstanding subsections (a)—(f), a slot machine licensee and licensed management company may not contract for the delegation of any benefits, duties or obligations specifically granted to or imposed upon the slot machine licensee by the act.

§ 440a.6. Change in ownership or control of a management company licensee.

(a) A management company licensee shall notify the Bureau and the Bureau of Licensing by filing a Notification of Proposed Transfer of Interest Form prior to or immediately upon becoming aware of a proposed or contemplated change in ownership or control of the management company licensee by a person or group of persons acting in concert which involves any of the following:

(1) More than 5% of a management company licensee's securities or other ownership interests.

(2) More than 5% of the securities or other ownership interests of a corporation or other form of business entity that owns, directly or indirectly, at least 20% of the voting or other securities or other ownership interest of the management company licensee.

(3) Any other interest in a management company licensee which allows the acquirer to control the management company license.

(b) A transaction in subsection (a) may not be consummated without:

- (1) Obtaining the prior approval of the Board.
- (2) Each principal involved in the transaction obtaining a license in accordance with Chapter 433a (relating to principal licenses).

(c) A request for approval required under subsection (b)(1) shall be made by filing a petition with the Board in accordance with § 493a.4 (relating to petitions generally).

(d) Notwithstanding the requirement in subsection (b)(2), the Board may approve a transaction under subsection (a) prior to the licensure of the person or group of persons acting in concert if all of the following apply:

(1) The person or group of persons acting in concert are proposing to acquire 20% or less of the voting securities of a publicly traded holding company of a management company licensee.

(2) The person or group of persons acting in concert affirm that the person or group of persons will not control or influence the affairs of or benefit from the management company or slot machine licensee prior to being licensed as principals in accordance with Chapter 433a.

(3) The person or group of persons have filed applications with the Board for licensure as principals in accordance with Chapter 433a.

(4) The approval of the transaction is expressly conditioned upon the person or group of persons being licensed as principals in accordance with Chapter 433a.

(e) The Board will not approve a transaction under subsection (a) which involves a change in control unless the person or group of persons acting in concert demonstrates by clear and convincing evidence that the slot machine licensee's gaming facility will remain or become a financially successful, suitable and efficient business operation.

(f) The following transactions are not be subject to subsections (a)—(c):

(1) A transaction through which an underwriter will possess a security for less than 90 days.

(2) A transaction through which an institutional investor acquires less than 20% of the securities of a management company licensee's holding company, provided that the securities were acquired for investment purposes only and the institutional investor complies with § 433a.5 (relating to institutional investors).

Subpart C. SLOT MACHINE LICENSING

CHAPTER 441a. SLOT MACHINE LICENSES

§ 441a.1. Definitions.

For purposes of this subpart, the following words and terms have the following meanings, unless the context clearly indicates otherwise:

Amenities—Ancillary activities, services or facilities in which a registered guest or the transient public, in return for non-de minimis consideration, may participate at a resort hotel, including, but not limited to:

(i) Sports and recreational activities and facilities such as a golf course, golf driving range, tennis court or swimming pool.

(ii) Health spa.

(iii) Convention, meeting and banquet facilities.

(iv) Entertainment facilities.

(v) Restaurant facilities.

Applicant—A person who applies to the Board to receive a slot machine license as defined in this section.

Developer—A person engaged by a slot machine applicant or licensee to construct a proposed licensed facility or to otherwise make land or buildings suitable for use as a licensed facility.

Guest rooms under common ownership—A room or group of rooms, including timeshare units, that are owned by a well-established resort hotel and that are available for rental.

Initial plan of development—The slot machine licensee's financing, construction schedule, comprehensive design

plan and projected expenditure for the licensed facility as described by the licensee in its application and presented at the licensee's initial suitability hearing before the Board.

Licensing hearing—A hearing before the Board in which an applicant for a slot machine license will have an opportunity to present to the Board:

(i) Evidence concerning its eligibility for a license.

(ii) Evidence concerning its suitability for a license.

(iii) Evidence of how its proposed facility and operation addresses the criteria identified in section 1325(c) of the act (relating to license or permit issuance).

(iv) For applicants seeking licensure under section 1304 of the act (relating to Category 2 slot machine license), evidence which sets forth a comparison between the applicant and other applicants within the same category of licensure on the standards and criteria in the act.

Modified plan of development—An alteration to a slot machine licensee's initial plan of development.

Non-de minimis consideration—A payment of fair market value of at least \$10 per patron paid to the resort hotel for use of one or more amenities.

Organization—Legal business entities that are under common ownership or control, including, but not limited to, affiliates, subsidiaries, intermediaries and holding companies.

Patron of amenities—An individual who is a registered attendee of a convention, meeting or banquet event or a participant in a sport or recreational event or any other social, cultural or business event held at a resort hotel or who participates in one or more of the amenities provided to registered guests of the resort hotel.

Slot machine license—A Category 1 slot machine license under section 1302 of the act (relating to Category 1 slot machine license), a Conditional Category 1 slot machine license under section 1315 of the act (relating to conditional Category 1 licenses), a Category 2 slot machine license under section 1304 of the act (relating to Category 2 slot machine license) and a Category 3 slot machine license under section 1305 of the act (relating to Category 3 slot machine license).

Well-established resort hotel—A resort hotel having at least 275 guest rooms under common ownership at the time of application for a Category 3 slot machine license and having substantial year-round recreational guest amenities.

§ 441a.2. Slot machine application deadlines.

The Board will initiate the formal procedure for the acceptance, consideration and final resolution of applications for slot machine licenses by setting a filing period for filing of Category 1, 2 or 3 slot machine license applications. The filing period set by the Board will be posted on the Board's web site.

§ 441a.3. Slot machine license application.

(a) An applicant for a slot machine license shall submit an application which includes the following:

(1) An original and one copy of the Category 1, Category 2, or Category 3 Application and Disclosure Information Form.

(2) The nonrefundable application fee posted on the Board's web site.

(3) An application for each principal under Chapter 433a (relating to principal licenses).

(4) Fingerprints for each principal.

(5) A diversity plan as set forth in section 1325(b) of the act (relating to license or permit issuance) and Chapter 481a (relating to diversity), which shall be signed by the chief executive officer of the applicant or authorized designee.

(6) If a temporary land-based facility is to be licensed, a plan for how the licensee will transition to a permanent facility, including a date for completion of the permanent facility. A permanent facility shall be the facility proposed by the applicant, which is designated, identified and made part of the evidentiary record by the applicant at the applicant's licensing hearing. Modifications to the approved permanent facility following the applicant's licensing hearing require approval of the Board in accordance with § 441a.20a (relating to changes to a slot machine licensee's initial or modified plan of development).

(7) A sworn or affirmed statement that the applicant has developed and implemented internal safeguards and policies to prevent a violation of section 1513 of the act (relating to political influence).

(8) A statement demonstrating compliance with the geographical requirements of section 1302, 1304 or 1305 of the act (relating to Category 1 slot machine license; Category 2 slot machine license; and Category 3 slot machine license).

(b) Failure to provide the information required in subsection (a) may result in the application being deemed incomplete.

(c) In addition to the materials required under subsection (a), an applicant for a slot machine license shall comply with the general application requirements in Chapters 421a and 423a (relating to general provisions; and applications; statement of conditions; wagering restrictions).

(d) A copy of the local impact report required as part of the application shall be provided to the political subdivisions in which the licensed facility will be located at the same time as the filing of the application for a slot machine license. The applicant shall file a proof of service with the Bureau of Licensing within 5 business days after filing the application for a slot machine license.

§ 441a.4. Alternative Category 1 licensing standards.

(a) If an applicant for a Category 1 license, or its affiliate, intermediary, subsidiary or holding company holds a similar license in another jurisdiction in the United States or Canada, the applicant may submit a written request with its application required under § 441a.3 (relating to slot machine license application) for the Board to adopt an abbreviated licensing process under section 1314(b) of the act (relating to alternative Category 1 licensing standards).

(b) The Board may use the abbreviated process if:

(1) The Board determines, after investigation, that the licensing standards in the other jurisdiction in which the applicant or its affiliate, intermediary, subsidiary or holding company is licensed is similarly comprehensive and thorough and provides safeguards that are equal to or greater than those provided in the act and granting the request would be in the public interest.

(2) A completed application for a Category 1 license has been filed with the Bureau of Licensing which includes the name and address of the regulatory agency in the other jurisdiction.

(3) The Bureau of Licensing has received a copy of the completed application, renewal applications and accompanying documents filed in the other jurisdiction.

(4) The applicant has provided current, updated information to the Bureau of Licensing and the Bureau regarding the license in the other jurisdiction and information relating to its financial viability and suitability and good character.

(5) The applicant has no administrative or enforcement actions pending in other jurisdictions that could render the applicant ineligible or unsuitable for licensure or the applicant has disclosed and explained these actions to the satisfaction of the Board.

(6) There are no pending or ongoing investigations of possible violations by the applicant in other jurisdictions that could render the applicant ineligible or unsuitable for licensure or the applicant has disclosed and explained these investigations to the satisfaction of the Board.

(c) The abbreviated process does not waive fees associated with obtaining a Category 1 license.

(d) The Board may determine to use an abbreviated process requiring only that information determined by the Board to be necessary to consider the issuance of the license, including the financial viability of the applicant.

(e) Following the issuance of a Category 1 license under this section, the Bureau will initiate a complete review of the information submitted under this subpart. If the applicant does not meet the requirements of the act or this part, the Board may revoke, suspend or condition the license until the applicant meets the requirements of the act.

§ 441a.5. License fee payment bond or letter of credit requirements.

(a) An application for a slot machine license shall at all times throughout the period in which the application is on file with the Board include original payment bonds or original irrevocable letters of credit, or some combination thereof, that include draw instructions guaranteeing the applicant's payment of the slot machine license fee required by sections 1209(a) and 1305(d) of the act (relating to slot machine license fee; and Category 3 slot machine license) if the license is approved and issued.

(1) Payment bonds or irrevocable letters of credit shall be submitted to the Bureau of Licensing for review before an application may be accepted for filing. The review of the payment bond or irrevocable letter of credit will include an assessment of both the proposed terms and the surety or financial institution that will issue the payment bond or irrevocable letter of credit. An application will be deemed incomplete if at any time during the period the application is on file with the Board payment bonds or letters of credit in the amounts required in paragraph (2) are not in full force and effect.

(2) Payment bonds or irrevocable letters of credit must aggregate to the following amounts:

(i) \$50,000,000 for each application for a Category 1 or Category 2 license.

(ii) \$5,000,000 for each application for a Category 3 license.

(b) Unless otherwise permitted by the Board, a payment bond provided under this section must be issued by a surety company that is both licensed by the Insurance Department and assigned a credit rating within the three highest categories, without regard to numerics or other modifiers, by Moody's or Standard & Poor's, or upon the discontinuance of Moody's or Standard & Poor's, by another Nationally-recognized rating service. Proof that the surety is licensed by the Insurance Department and has been assigned the required credit rating must accompany any payment bond submitted under this section.

(c) Unless otherwise required by the Board, a letter of credit must be issued by a bank, trust company, National banking association or corporation which is both subject to regulation by the Federal Reserve System under the Bank Holding Company Act of 1956 (12 U.S.C.A. §§ 1841—1852) and assigned a credit rating within the three highest rating categories, without regard to numerics or other modifiers, by Moody's or Standard & Poor's, or upon the discontinuance of Moody's or Standard & Poor's, by another Nationally-recognized rating service. Proof that the bank, trust company, National banking association or corporation is subject to regulation by the Federal Reserve System under the Bank Holding Company Act of 1956 and that the issuer has been assigned the required credit rating must accompany any letter of credit submitted under this section.

(d) The payment bond or irrevocable letter of credit provided under this section must state that it is payable to the "Commonwealth of Pennsylvania" as the obligee.

(e) The payment bond or irrevocable letter of credit provided under this section must provide that if the slot machine license has been approved by the Board and the license fee has not been paid in full within 5 business days following the deadline for payment set by the Board or Board staff, the Commonwealth will have the right to request immediate payment under the payment bond or irrevocable letter of credit for payment of the slot machine license fee.

(f) The payment bond or irrevocable letter of credit provided under this section must state that it will expire upon the earlier to occur of the following:

(1) A specified expiry date or any automatically extended expiry date.

(2) Receipt by the issuer of the Board's signed statement that:

(i) The application has been denied.

(ii) The slot machine license has been issued and 10 business days have elapsed following the issuance of the license.

(iii) The license fee has been paid.

(iv) The applicant has been permitted by the Board to withdraw its application under § 423a.5 (relating to application withdrawal and surrender).

(g) An expiry date applicable to a payment bond or letter of credit provided under this section must be at least 12 months from the date of issuance of the payment bond or letter of credit. Any provision automatically renewing or extending a payment bond or letter of credit must do so at intervals of at least 3 months. Notice provisions to the Board in a payment bond or letter of credit applicable to an election by an issuer not to renew or extend a then current expiry date must provide that the Board will receive at least 60 days written notice, by registered mail or overnight courier service, of an election not to renew or extend.

(h) This section does not preclude a slot machine license applicant from substituting or replacing a payment bond or letter of credit during the period the application is on file with the Board provided the replacement payment bond or letter of credit is reviewed by the Bureau of Licensing.

§ 441a.6. Public input.

(a) Prior to granting a slot machine license, the Board will conduct at least one public input hearing.

(b) Public input hearings relating to an application for a slot machine license shall be held in the municipality where the licensed facility will be located. The public input hearings will be organized in cooperation with the municipality.

(c) The Board will develop and post the procedures that will be used to conduct public input hearings on the Board's web site.

(d) The Board will make public a list of all witnesses scheduled to testify at a public input hearing at least 7 days prior to the hearing. The list of witnesses will be updated at least 3 days prior to the hearing. Additional witnesses will be posted on the Board's web site as they are added to the witness list.

§ 441a.7. Licensing hearings for slot machine licenses.

(a) A schedule of licensing hearings for all slot machine license applicants will be posted on the Board's web site.

(b) The Board may schedule prehearing conferences under § 491a.9 (relating to prehearing and other conferences) to address issues related to licensing hearings.

(c) The Board will allot each applicant a specified time for its presentation. The length of the presentations, which shall be the same for each applicant within each category, will be established by the Board.

(d) At a licensing hearing, an applicant shall appear before the Board and at all times have the burden to establish and demonstrate, by clear and convincing evidence, its eligibility and suitability for licensure and to address the criteria identified in section 1325(c) of the act (relating to license or permit issuance).

(e) For the purposes of this section, an applicant's demonstration of eligibility must include a showing of compliance with:

(1) Section 1302, 1303, 1304 or 1305 of the act, as applicable.

(2) The application requirements in § 441a.3 (relating to slot machine license application).

(3) The license fee payment bond or letter of credit requirements in § 441a.5 (relating to license fee payment bond or letter of credit requirements).

(4) The diversity requirements in Chapter 481a (relating to diversity) and section 1325(b) of the act.

(f) For the purposes of this section, an applicant's demonstration of suitability must include a showing of:

(1) Good character, honesty and integrity in compliance with section 1310 of the act (relating to slot machine license application character requirements).

(2) Financial fitness in compliance with section 1313 of the act (relating to slot machine license application financial fitness requirements).

(3) Operational viability, including:

(i) The quality of the proposed licensed facility, and temporary land-based facility, if applicable, including the number of slot machines and table games proposed and the ability of the proposed licensed facility to comply with statutory, regulatory and technical standards applicable to the design of the proposed licensed facility and the conduct of slot machine and table game operations therein.

(ii) The projected date of the start of operations of the proposed licensed facility and any accessory uses such as hotel, convention, retail and restaurant space proposed in conjunction therewith. Applicants shall provide the Board with a time line on the deliverability of proposed temporary land-based or phased permanent licensed facilities and the accessory uses proposed in conjunction therewith.

(iii) The ability of the applicant's proposed licensed facility to generate and sustain an acceptable level of growth of revenue.

(g) For the purposes of this section, an applicant's demonstration of how it addresses the criteria identified in section 1325(c) of the act must include:

(1) The location and quality of the proposed facility, including, but not limited to, road and transit access, parking and the facility's proximity to its anticipated market service area.

(2) The potential for new job creation and economic development which are expected to result from granting a license to an applicant.

(3) The applicant's good faith plan to recruit, train and enhance diversity in all employment classifications in the facility.

(4) The applicant's good faith plan for enhancing the representation of diverse groups in the operation of its facility through the ownership and operation of business enterprises associated with or utilized by its facility or through the provision of goods or services utilized by its facility and through the participation in the ownership of the applicant.

(5) The applicant's good faith effort to assure that all persons are accorded equality of opportunity in employment and contracting by it and any contractors, subcontractors, assignees, lessees, agents, gaming service providers and suppliers the applicant may employ directly or indirectly.

(6) The potential for enhancing tourism which is expected to result from granting a license to the applicant.

(7) The history and success of the applicant in developing tourism facilities ancillary to gaming development in other locations if applicable to the applicant.

(8) The degree to which the applicant presents a plan for the project which will likely lead to the creation of quality, living-wage jobs and full-time permanent jobs for residents of this Commonwealth generally and for residents of the host political subdivision in particular.

(9) The record of the applicant and its developer in meeting commitments to local agencies, community-based organizations and employees in other locations.

(10) The degree to which potential adverse effects which might result from the project, including costs of meeting the increased demand for public health care and

treatment of problem gamblers and their families, child care, public transportation, affordable housing and social services, will be mitigated.

(11) The record of the applicant and its developer regarding compliance with:

(i) Federal, State and local discrimination, wage and hour, disability and occupational and environmental health and safety laws.

(ii) State and local labor relations and employment laws.

(12) The record of the applicant in dealing with its employees and their representatives at other locations.

(13) The applicant's business probity, experience and ability.

(14) Areas of deficiency in the applicant's application previously identified by the Bureau or the Bureau of Licensing that have not been resolved.

(h) The applicant's demonstration of how it addresses section 1325(c) of the act and subsection (g) may include information relating to its affiliates, intermediaries, subsidiaries or holding companies.

(i) No later than 30 days before the first scheduled licensing hearing in the category of license for which the applicant has filed an application, the applicant shall file with the Board a memorandum identifying all evidence it intends to use in support of its presentation before the Board. At the same time, Category 1 and Category 3 applicants shall serve the memorandum on the other applicants in the same category. At the same time, Category 2 applicants shall serve the memorandum on all other applicants whose proposed facility meets the same location criteria as the applicant's proposed facility as specified in subsection (n)(1)(i)–(iii). The memorandum must include the following:

(1) The name of the applicant and docket number of the applicant's application to which the evidence will relate.

(2) Identification of each standard and criterion in subsections (d)–(f) to which the evidence will relate.

(3) As to each criterion identified, whether the evidence will be presented through oral testimony or the proffer of documents, or both. If any portion of the evidence will be presented through oral testimony, the notice must include the name, address and telephone number of each testifying witness, the identified criteria about which the witness will testify and a detailed summary of the witness' testimony. If any portion of the evidence will be presented through the proffer of documents, including reports and exhibits, the memorandum must include a copy of each document to be proffered and the name, address and telephone number of the persons who prepared the document.

(4) If any person identified in paragraph (3) will testify as an expert, the person's qualifications, including the person's education, experience and training, and a listing of the other jurisdictions where the person has been qualified as an expert witness within the last 5 years, shall be attached to the notice. A copy of the results or reports of any tests, experiments, examinations, studies or documents prepared or conducted by the expert or about which the expert will testify or which will be relied upon by the expert to render an opinion shall be attached to the notice.

(5) Documents required under paragraphs (3) and (4) that have already been submitted to the Board and made

part of the public record may be referenced instead of being included with the memorandum identifying all evidence an applicant intends to use in support of its presentation before the Board.

(j) The Board will serve on all applicants within that category any expert reports developed for and requested by the Board that pertain to the applicants.

(k) Applicants, at the time of filing, shall provide the Board with an electronic version, in a format prescribed by the Board, of the reports and exhibits provided in paper form.

(l) If an applicant designates any submitted report or exhibit as confidential under § 401a.3 (relating to definitions) or section 1206(f) of the act (relating to Board minutes and records), the applicant shall:

(1) Clearly and conspicuously indicate that the report or exhibit is confidential in both the paper and electronic format and provide these exhibits separately from the nonconfidential exhibits.

(2) Request that the confidential information be presented to the Board in an executive session in accordance with 65 Pa.C.S. § 708(a)(5) (relating to executive sessions) and provide an explanation of the need for the designation of confidentiality and presentation during an executive session or authorize the release of the report or exhibit in compliance with section 1206(f)(5) of the act.

(m) Applicants are prohibited from relying upon or introducing new evidence, including witnesses' testimony, reports or exhibits, not identified under subsection (i) or (n), except in the following circumstances:

(1) Applicants may update or supplement evidence, including witnesses' testimony, reports or exhibits to respond to requests from the Board or Board staff.

(2) Applicants may update or supplement evidence, including witnesses' testimony, reports or exhibits to respond to issues raised subsequent to the filing of the memorandum required by subsection (i) at a prehearing conference if the issues could not have been reasonably anticipated by the applicant.

(n) For Category 2 and Category 3 applicants only, in addition to the applicant's presentation of evidence to the Board relative to its eligibility and suitability for a license, an applicant may, during its licensing hearing, present evidence which sets forth a comparison between the applicant and other applicants within the same category with respect to the standards and criteria in subsections (e)—(h).

(1) Comparisons must be limited to:

(i) For applicants seeking to locate a licensed facility in a city of the first class, other applicants for a licensed facility in a city of the first class.

(ii) For applicants seeking to locate a licensed facility in a city of the second class, other applicants for a licensed facility in a city of the second class.

(iii) For applicants seeking to locate a licensed facility in a revenue-enhanced or tourism-enhanced location, other applicants for a licensed facility in a revenue-enhanced or tourism-enhanced location.

(iv) For applicants seeking to locate a licensed facility in a well-established resort hotel, other applicants for a licensed facility in a well-established resort hotel.

(2) If an applicant desires to present comparative evidence under this subsection, the applicant shall, no later than 20 days prior to the commencement of the first

scheduled licensing hearing in the category of license for which the applicant has filed an application, file with the Board Clerk a separate written notice evidencing the intent identifying each other applicant about whom the applicant desires to present evidence. A copy of the notice shall be served on the applicants about whom the evidence will be presented and on the Chief Enforcement Counsel. The notice must include:

(i) The name of the applicant and docket number of the applicant's application to which the evidence will relate.

(ii) Identification of the standards and criteria in subsections (e)—(h) to which the evidence will relate.

(iii) As to each criterion identified, a copy of any document or evidence that will be used to support the comparison to be presented in compliance with subsection (i).

(3) An applicant served with notice under paragraph (2) may present, during its licensing hearing, comparative evidence concerning it and the applicant from who notice was received with respect to the standards and criteria in subsections (e)—(h). The applicant so served shall have 10 days following services to file a reply notice with the Board which contains the information required by paragraph (2). A complete copy of the reply notice shall be served on the applicant who initially served notice under paragraph (2) and on the Chief Enforcement Counsel.

(4) If the applicant plans to present evidence to the Board concerning another applicant in an executive session, the applicant shall provide notice to the other applicant and provide any report or exhibit relied upon to the other applicant. The other applicant may be represented in the executive session.

(o) At the discretion of the Board, an applicant's presentation may include:

(1) Oral presentation.

(2) Documentary evidence submissions, including reports, photographs, audiovisual presentations, exhibits or testimony of witnesses.

(p) The Board, its designee and Chief Enforcement Counsel may:

(1) Examine or question the applicant and witnesses called by the applicant or the Board regarding their testimony and any aspect of the applicant's application and relevant background.

(2) Recall the applicant and other witnesses called by the applicant or the Board during the licensing hearing for further questioning.

(q) A person who testifies at the licensing hearing shall be sworn and testify under oath.

(r) Information obtained by the Bureau during an applicant's background investigation based upon public record or upon information otherwise in the public domain will be heard by the Board during the licensing hearing. Information submitted by an applicant under section 1310(a) of the act or obtained by the Board or Bureau as part of a background investigation from any source not in the public domain is considered confidential. The Board may not require an applicant to waive any confidentiality provided for in section 1206(f) of the act as a condition for the approval of a slot machine license or any other action of the Board. The Board may request that an applicant respond to inquiries related to confidential information during a licensing hearing to promote

transparency in the regulation of gaming in this Commonwealth. An applicant who does not waive the right to confidentiality shall:

* * * * *

§ 441a.9. Approval of a slot machine license.

(a) An applicant for a slot machine license shall prove by clear and convincing evidence:

(1) The financial stability and integrity of the applicant and its affiliates, intermediaries, subsidiaries and holding companies in accordance with section 1313 of the act (relating to slot machine license application financial fitness requirements).

(2) The good character, honesty and integrity of the applicant and its affiliates, intermediaries, subsidiaries, holding companies and principals in accordance with section 1310 of the act (relating to slot machine license application character requirements).

(b) For Category 1 slot machine applications, the State Horse Racing Commission or the State Harness Racing Commission may submit information if it believes the information will assist the Board in making a determination relating to the operational, financial or character fitness of the applicant.

(c) The Board may issue a slot machine license under this chapter if it determines that the applicant:

(1) Has demonstrated that the applicant will establish and is likely to maintain a financially successful, viable and efficient business operation and will likely be able to maintain a steady level of growth of revenue to the Commonwealth.

(2) Is of good character, honesty and integrity.

§ 441a.10. Notification of anticipated or actual changes in principals or key employees.

Each slot machine applicant or licensee shall notify the Bureau of Licensing, in writing, as soon as it becomes aware, of the proposed appointment, appointment, proposed nomination, nomination, election, hiring, promotion, intended resignation, resignation, removal, firing, incapacitation or death of any person required to be licensed as a principal or key employee under Chapter 433a and § 435a.2 (relating to principal licenses; and key employee license). The notice must be addressed to the Bureau of Licensing.

§ 441a.11a. Duty to maintain financial suitability.

A slot machine licensee and its intermediaries, subsidiaries and holding companies shall, at all times, remain financially suitable. In determining whether a licensee is financially suitable, the Board will consider the following factors:

(1) The ability to develop and maintain the proposed or licensed project.

(2) The ability to obtain financing and meet its financial obligations.

(3) The ability to maintain a steady level of growth of revenue.

(4) The historical financial suitability and financial wherewithal of the slot machine licensee, its intermediaries, subsidiaries and holding companies.

§ 441a.15. Slot machine license issuance bond requirement.

(a) Upon the issuance of a slot machine license, a slot machine licensee shall post an original payment bond in the amount of \$1,000,000.

(b) Unless otherwise required by the Board, the payment bond must comply with the following:

(1) The payment bond must be issued by a surety company that is both licensed by the Insurance Department and assigned a credit rating within the three highest categories, without regard to numerics or other modifiers, by Moody's or Standard & Poor's, or upon the discontinuance of Moody's or Standard & Poor's, by another Nationally recognized rating service. Proof that the surety is licensed by the Insurance Department and has been assigned the required credit rating must accompany any payment bond submitted under this section.

(2) A slot machine licensee shall submit its proposed payment bond to the Board prior to the issuance of a slot machine license.

(3) The payment bond must state that it is payable to the "Commonwealth of Pennsylvania" as the obligee for immediate payment of the slot machine licensee's financial obligations to the Commonwealth under the act and as security to guarantee that the slot machine licensee faithfully makes the payments, keeps its books and records, makes reports and conducts its operations in conformity with the act, this part and the rules and orders promulgated by the Board.

(4) A payment bond issued in accordance with this section will remain in full force and effect throughout the period of time that the slot machine license is in effect. If a bond is canceled and the slot machine licensee fails to file a new bond with the Bureau of Licensing in the required amount on or before the effective date of the cancellation, the slot machine licensee's license will be revoked or suspended.

(5) Any notice provision in a payment bond applicable to an election by a surety to cancel a then current payment bond must provide that the Board will receive at least 30 days written notice, by registered mail or overnight courier service, of the surety's election to cancel.

(c) The Board may demand that the slot machine licensee post a new payment bond upon the occurrence of any of the following:

(1) Liability on the existing payment bond is discharged or reduced by judgment rendered, payment made or similar occurrence.

(2) The Board determines that the surety is no longer satisfactory.

(3) The slot machine licensee requests the right to post a new payment bond.

(4) The Board receives notice that the payment bond will be cancelled.

§ 441a.17. Change in ownership or control of slot machine licensee and multiple slot machine license prohibition.

(a) A slot machine licensee shall notify the Bureau and the Bureau of Licensing by filing a Slot Machine Licensee's Notification of Proposed Transfer of Interest Form prior to or immediately upon becoming aware of any proposed or contemplated change in ownership of the slot machine licensee by a person or group of persons acting in concert which involves any of the following:

(1) More than 5% of a slot machine licensee's securities or other ownership interests.

(2) More than 5% of the securities or other ownership interests of a corporation or other form of business entity

that owns, directly or indirectly, at least 20% of the voting or other securities or other ownership interest of the slot machine licensee.

(3) The sale of a slot machine licensee's assets, other than in the ordinary course of business.

(4) Other transactions or occurrences deemed by the Board to be relevant to license qualification.

(b) A transaction set forth in subsection (a) may not be consummated without:

(1) Obtaining the prior approval of the Board.

(2) Each principal involved in the transaction obtaining a license in accordance with Chapter 433a (relating to principal licenses).

(c) A request for approval required under subsection (b)(1) shall be made by filing a petition with the Board in accordance with § 493a.4 (relating to petitions generally).

(d) Notwithstanding the requirement in subsection (b)(2), the Board may approve a transaction under subsection (a) prior to the licensure of the person or group of persons acting in concert if all of the following apply:

(1) The person or group of persons acting in concert are proposing to acquire 20% or less of the voting securities of a publicly traded holding company of a slot machine licensee.

(2) The person or group of persons acting in concert affirm that the person or group of persons will not control or influence the affairs of or benefit from the slot machine licensee prior to being licensed as principals in accordance with Chapter 433a.

(3) The person or group of persons have filed applications with the Board for licensure as principals in accordance with Chapter 433a.

(4) The approval of the transaction is expressly conditioned upon the person or group of persons being licensed as principals in accordance with Chapter 433a.

(e) The Board will not approve a transaction under subsection (a) which involves a change in control unless the person or group of persons:

(1) Acting in concert demonstrates by clear and convincing evidence that the slot machine licensee's gaming facility will remain or become a financially successful, suitable and efficient business operation.

(2) Acquiring the interest pay a new slot machine license fee as determined by the Board. The Board may condition its approval of the transaction on the payment of the fee.

(f) The following transactions are not be subject to subsections (a)—(c):

(1) A transaction through which an underwriter will possess a security for less than 90 days.

(2) A transaction through which an institutional investor acquires less than 20% of the securities of a slot machine licensee's holding company, provided that the securities were acquired for investment purposes only and the institutional investor complies with § 433a.5 (relating to institutional investors).

(g) In accordance with section 1330 of the act (relating to multiple slot machine license prohibition), a slot machine licensee, its affiliates, intermediaries, subsidiaries and holding companies may not possess an ownership or financial interest in any other slot machine licensee or in any other person eligible to apply for a Category 1 slot

machine license or its affiliates, intermediaries, subsidiaries or holding companies that exceeds 33.3%.

(h) Nothing in subsection (g) prevents a slot machine licensee from possessing ownership or financial interests of 33.3% or less, in multiple slot machine licensees or in persons eligible to apply for a Category 1 slot machine license or its affiliates, intermediaries, subsidiaries or holding companies.

(i) If a slot machine licensee, its affiliates, intermediaries, subsidiaries or holding companies has an ownership or financial interest in another slot machine licensee that is in violation of subsection (g), the slot machine licensee will be required to divest that interest which is in excess of 33.3% in compliance with section 1330 of the act.

(j) Nothing in this section concerning ownership or financial interests applies to contractual interests including those in the nature of management contracts, options to purchase exercisable after a license has been issued or leases.

§ 441a.18. Employee status report.

(a) A slot machine licensee shall maintain a complete, accurate and current record of each employee that includes the information in subsection (b)(1).

(b) Each month each slot machine licensee shall generate a monthly employee status report of the slot machine licensee's and management company's employees. The report shall be submitted to the Bureau of Licensing no later than the 15th calendar day of the following month. The report must include the following information:

(1) An alphabetical listing of the individuals currently employed by the slot machine licensee and the management company and the following information with respect to each employee listed:

(i) The name of the employee.

(ii) The address of record of the employee on file with the slot machine licensee.

(iii) The employee's license, permit or registration number and expiration date, if applicable.

(iv) The employee's title or position.

(v) Whether the employee is full-time or part-time.

(vi) The date of hire of the employee.

(vii) The access code, if any, assigned to the employee which designates the restricted areas that the employee is permitted to enter and remain in for the purposes of performing his normal duties.

(2) The total number of persons employed by the slot machine licensee and management company during the preceding month.

(3) An alphabetical listing of all employees who have discontinued or terminated employment with the slot machine licensee or management company during the preceding month and the following information with respect to each employee listed:

(i) The information listed in paragraph (1)(i)—(vii).

(ii) The date on which the employee discontinued or terminated employment with the slot machine licensee or management company.

(4) The total number of employees who have discontinued or terminated employment with the slot machine licensee and management company during the preceding month.

(5) The date on which the information provided in the report was compiled.

(c) The reports shall be transmitted to the Bureau of Licensing by means of electronic data transmission or in a form prescribed by the Bureau of Licensing.

(d) The Board may request interim employee status reports from a slot machine licensee or management company.

§ 441a.19. Notice of employee misconduct and of offenses and employee resignations.

* * * * *

(c) Notwithstanding subsection (a), a slot machine licensee shall, within 24 hours, notify the Bureau upon learning of the arrest, charging, indictment or conviction of any of its affiliates, intermediaries, subsidiaries, holding companies, principals, key employees, permittees or registrants for any of the following:

* * * * *

§ 441a.20a. Changes to a slot machine licensee's initial or modified plan of development.

(a) A slot machine licensee shall obtain Board approval prior to implementing any change to the slot machine licensee's approved initial or modified plan of development as defined in § 441a.1 (relating to definitions).

(b) A request for approval of a change to a slot machine licensee's initial or modified plan of development shall be made by filing a petition with the Board in accordance with § 493a.4 (relating to petitions generally).

(c) The licensee shall demonstrate that the contemplated change in the development plan is substantially similar to the currently approved plan of development or show good cause as to why a contemplated plan of development that is different from the licensee's currently approved plan should be approved.

§ 441a.21. Liability for management companies.

Notwithstanding any provision to the contrary in the management contract, each slot machine licensee may be jointly and severally liable for any act or omission by its management company in violation of the act or this part, regardless of actual knowledge by the slot machine licensee of the act or omission.

Subpart E. SLOT MACHINES AND ASSOCIATED EQUIPMENT; ACCOUNTING AND INTERNAL CONTROLS

CHAPTER 461a. SLOT MACHINE AND TABLE GAME DEVICE TESTING AND CONTROL

§ 461a.7. Slot machine minimum design standards.

(a) A slot machine may not be set to pay out less than the theoretical payout percentage, which may not be less than 85%, calculated using the lowest possible wager that could be played for any single play, or equal or exceed 100%, calculated using the highest eligible wager available. The theoretical payout percentage for the total value of slot machine wagers will be calculated using the following:

* * * * *

§ 461a.18. Cashless funds transfer systems.

(a) A slot machine licensee may utilize a cashless funds transfer system that has been tested and approved by the Board under § 461a.4 (relating to submission for testing and approval).

(b) A cashless funds transfer system must comply with the act, this subpart and technical standards on cashless funds transfer systems adopted by the Board, published in the *Pennsylvania Bulletin* and posted on the Board's web site.

(c) Prior to utilizing a cashless funds transfer system, a slot machine licensee shall establish a system of internal controls applicable to the cashless funds transfer system. The internal controls shall be submitted to and approved by the Board under § 465a.2 (relating to internal control systems and audit protocols). The internal control procedures submitted by the slot machine licensee must address the integrity, security and control of its cashless funds transfer system and include:

- (1) An overview of the system design.
- (2) System access controls and restrictions.
- (3) Override policies and restrictions.
- (4) Backup and recovery procedures.
- (5) Logical and physical access controls and restrictions.
- (6) Network security.
- (7) Procedures for handling customer disputes.

(d) Transfer of electronic credits to a slot machine under this section shall be initiated by a patron using an access control. Access controls must require the use of a unique access code for each patron. The access code shall be selected by and only available to the patron.

(e) A record of every transfer of electronic credits to a slot machine under this section shall be maintained by the slot machine licensee and shall be identified by, at a minimum, the date, time and the asset number of the slot machine to which the transfer occurred and an identification number assigned to the patron who initiated the transaction. The identification number assigned to a patron for the purposes of this section must be different from the unique access code selected by the patron as part of an access control.

CHAPTER 465a. ACCOUNTING AND INTERNAL CONTROLS

§ 465a.2. Internal control systems and audit protocols.

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(f) If a slot machine licensee intends to make a change or amendment to its system of internal controls, it shall submit the change or amendment electronically to the Bureau of Gaming Operations using the Internal Controls & Table Games Submission Form posted on the Board's web site. The slot machine licensee may implement the change or amendment on the 30th calendar day following the filing of a complete submission unless the slot machine licensee receives written notice tolling the change or amendment in accordance with subsection (g) or written notice from the Board's Executive Director rejecting the change or amendment.

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§ 465a.24. Count room characteristics.

(a) A slot machine licensee shall have adjacent or proximate to the cage a room, to be known as a count room, specifically designated, designed and used for counting the contents of slot cash storage boxes and table game drop boxes.

(b) The count room shall be designed and constructed to provide maximum security for the materials housed therein and for the activities conducted therein. Each slot machine licensee shall design and construct a count room with the following security measures:

(1) A metal door installed on each entrance and exit equipped with an alarm device which audibly signals the surveillance department monitoring room or the security department whenever a door to the count room is opened.

(2) Each entrance door to the count room must be equipped with two separate locks, the keys to which must be different from each other and different from the lock securing the contents of each slot cash storage box or table game drop box. The keys shall be maintained and controlled as follows:

(i) The key to one of the locks shall be maintained and controlled by the security department.

(ii) The key to the other lock shall be maintained and controlled by finance.

(iii) Sign out and sign in procedures shall be established for both keys.

(3) To exit the count room, the count room door must be equipped with an automatic release mechanism or other device as specified in the slot machine licensee's internal controls.

(c) The following must be located within the count room:

(1) A table constructed of clear glass or similar material for the emptying, counting and recording of the contents of slot cash storage boxes and table game drop boxes.

(2) Surveillance cameras capable of video monitoring of:

(i) The entire count process.

(ii) The interior of the count room, including any storage cabinets or trolleys used to store slot cash storage boxes and table game drop boxes and any approved trolley storage area located adjacent to the count room.

Subpart K. TABLE GAMES

CHAPTER 609a. CREDIT

§ 609a.4. Approval of credit limits.

(a) A credit limit, and any temporary or permanent increases thereto, shall be approved by either:

(1) Two or more employees holding the job positions of credit manager, assistant credit manager, credit shift manager, credit executive or other key employee in a direct reporting line above the credit manager provided that a credit supervisor who processed and verified a patron's credit application may not grant credit or a credit limit increase to that patron.

(2) A credit committee composed of at least two of the employees in paragraph (1) which may approve credit as a group.

(b) The approval of credit shall be recorded in the patron's credit file and include:

(1) Other information used to support the credit limit and any changes thereto, including the source of the information, if the information is not otherwise required to be recorded under this section.

(2) A brief summary of the key factors relied upon in approving or reducing the requested credit limit and any changes thereto.

(3) The reason credit was approved if derogatory information was obtained during the verification process.

(4) The signatures of the employees approving the credit limit, together with the date and time of the authorization, shall be recorded before any actual extension of credit is tendered. A certificate holder may obtain verbal or electronic authorization from one of the employees required to approve credit limits provided that the date and time that the verbal authorization was given is noted in the patron's credit file or a copy of the electronic authorization is placed in the patron's credit file. Upon arrival at the licensed facility, the employee who verbally or electronically approved a patron's credit limit shall sign and date the patron's credit file.

(c) Prior to approving a temporary or permanent credit limit increase, an employee of the certificate holder's credit department shall:

(1) Obtain a written request from the patron which includes:

(i) The date and time of the patron's request.

(ii) The amount of credit limit increase requested by the patron and if the increase requested is temporary or permanent.

(iii) The signature of the patron.

(2) Reverify the patron information required under § 609a.3(c)(2) (relating to application and verification procedures for granting credit).

(3) Consider the patron's player rating based on a continuing evaluation of the amount and frequency of play subsequent to the patron's initial receipt of credit.

(4) Include the information and documentation required under paragraphs (1)—(3) in the patron's credit file.

(5) Comply with subsections (a) and (b).

§ 609a.5. Derogatory information; reduction or suspension of credit.

(a) A certificate holder may reduce or suspend a patron's credit limit at any time.

(b) Derogatory information concerning a patron's credit account shall be reported by each certificate holder on a daily basis to the casino credit bureau used by the certificate holder. Each certificate holder shall document any derogatory information pertaining to its patrons that was reported to that certificate holder by the casino credit bureau. Documentation obtained from the casino credit bureau shall be maintained in the patron's credit file.

(c) In addition to the requirements in subsection (d), whenever derogatory information is received by a certificate holder's credit department relating to the patron's continued creditworthiness the certificate holder's credit department shall reverify the patron information required under § 609a.3(c)(2) (relating to application and verification procedures for granting credit).

(d) A patron having a check returned to any certificate holder unpaid by the patron's bank shall have credit privileges suspended unless the returned check was due to a processing error and an explanation for the error is noted in the patron's credit file or until the returned check has been paid in full. Prior to reinstating a patron's credit privileges, the certificate holder shall comply with subsection (e).

(e) If a patron's credit privileges have been suspended for any reason relating to the patron's continued credit-

worthiness, the certificate holder's credit department shall reverify the patron's information, as required under § 609a.3(c)(2) and (3), before reinstating the patron's credit privileges. Credit suspensions and reinstatements and an explanation thereto shall be documented in the patron's credit file.

CHAPTER 623a. CRAPS AND MINI-CRAPS

§ 623a.4. Making and removal of wagers.

- (a) Wagers shall be made before the dice are thrown.
- (b) Wagers shall be made by placing value chips or plaques on the appropriate areas of the layout. Verbal wagers accompanied by cash may be accepted provided that they are confirmed by the dealer and the cash is expeditiously converted into value chips or plaques.
- (c) A wager made on any bet may be removed or reduced at any time prior to a roll that decides the outcome of the wager except that:
 - (1) A Pass Bet may not be wagered, removed or reduced after a come out point is established with respect to the Pass Bet.
 - (2) A Come Bet may not be removed or reduced after a come point is established with respect to the Come Bet.
 - (3) A Fire Bet may not be reduced or increased at any time, and may not be removed prior to the throwing of a loser 7.
 - (4) Any of the Bonus Craps wagers may not be reduced or increased at any time.
 - (d) A Don't Come Bet and a Don't Pass Bet may be removed or reduced at any time but may not be replaced or increased after the bet has been removed or reduced.
 - (e) Only players who are seated at a Mini-Craps table may place a wager at the game. Once a player has placed a wager, that player shall remain seated until the completion of the round of play.

§ 623a.5. Payout odds.

* * * * *

(g) A certificate holder that offers Buy Bets and Lay Bets:

* * * * *

- (3) May collect a vigorish of up to 5%, as specified in the certificate holder's Rules Submission, in accordance with the following requirements:
 - (i) For Buy Bets, the certificate holder may utilize one of the following vigorish procedures as specified in its Rules Submission:
 - (A) At the time the player makes a Buy Wager, the dealer shall collect a vigorish based on the amount wagered on the Buy Bet. The vigorish amount collected may not be included in the wager amount.
 - (B) The dealer shall collect a vigorish only on a winning Buy Bet. If the certificate holder utilizes this vigorish procedure for Buy Bets, it shall specify the wagers on which this vigorish will be applicable. For example, vigorish based on winning Buy Bets placed on the 4 or 10.
 - (ii) For Lay Bets, the certificate holder may utilize one of the following vigorish procedures as specified in its Rules Submission:
 - (A) At the time the player makes a Lay Wager, the dealer shall collect a vigorish based on the amount

potentially won on the Lay Bet. The vigorish amount collected may not be included in the wager amount.

(B) The dealer shall collect a vigorish only on a winning Lay Bet. If the certificate holder utilizes this vigorish procedure for Lay Bets, it shall specify the wagers on which this vigorish will be applicable. For example, vigorish based on winning Lay Bets placed on the 4 or 10.

(h) A certificate holder that offers Bonus Craps in accordance with § 623a.3(a)(43) shall pay winning:

- (1) All Small Wagers at odds of 34 to 1.
- (2) All Or Nothing At All Wagers at odds of 175 to 1.
- (3) All Tall Wagers at odds of 34 to 1.

(i) Except as permitted under subsection (g)(3), a certificate holder may not charge a percentage, fee or vigorish to a player in making any wager in the game of Craps or Mini-Craps.

(j) Except as permitted under § 623a.6(e) (relating to supplemental wagers made after the come out roll in support of Pass, Don't Pass, Come and Don't Come Bets (taking and laying odds)), a certificate holder may not accept any wager in excess of the maximum bet posted at the table.

CHAPTER 633a. BLACKJACK

§ 633a.7. Procedure for dealing the cards; completion of each round of play.

* * * * *

(i) After the procedures in subsection (h) have been completed, if necessary, the dealer shall start with the player farthest to the dealer's left and continue around the table in a clockwise direction and if the player:

- (1) Has Blackjack and the dealer's up card:
 - (i) Is a 2, 3, 4, 5, 6, 7, 8 or 9, the dealer shall announce and pay the Blackjack and remove the player's cards.
 - (ii) Is an ace, king, queen, jack or 10 but the dealer's hole card will not give the dealer a Blackjack, the dealer shall announce the player's Blackjack and either:

(A) Immediately pay the player's Blackjack and remove the player's cards.

(B) Leave the player's cards on the table and not make a payment to the player. After all other cards are dealt to the players and the dealer reveals his hole card, the dealer shall pay the player's Blackjack and remove the player's cards.

(2) Does not have Blackjack, the player shall indicate whether he wishes to surrender, as permitted under § 633a.9 (relating to surrender), double down as permitted under § 633a.10, split pairs as permitted under § 633a.11, stand or draw additional cards.

(j) As each player indicates his decision, the dealer shall deal face upwards whatever additional cards are necessary to effectuate the player's decision.

* * * * *

§ 633a.9. Surrender.

(a) After the first two cards are dealt to the player, the player may elect to discontinue play on his hand for that round by surrendering 1/2 his wager. All decisions to surrender shall be made prior to the player indicating whether he wishes to double down as permitted under § 633a.10 (relating to Double Down Wager), split pairs as

permitted under § 633a.11 (relating to splitting pairs), stand or draw. If the first card dealt to the dealer:

(1) Is not an ace or 10 value card, the dealer shall immediately collect 1/2 of the wager and return 1/2 to the player.

(2) Is an ace or 10 value card, the dealer will either:

(i) Place the player's wager on top of the player's cards. When the dealer's second card is revealed, the hand will be settled by immediately collecting the entire wager if the dealer has Blackjack or collecting 1/2 of the wager and returning 1/2 of the wager to the player if the dealer does not have Blackjack. The player's cards shall then be collected.

(ii) Immediately after utilizing the card reader device in accordance with § 633a.7(h) (relating to procedure for dealing the cards; completion of each round of play), the hand shall be settled by immediately collecting the entire

wager if the dealer has Blackjack or collecting 1/2 of the wager and returning 1/2 of the wager to the player of the dealer does not have Blackjack. The player's cards shall then be collected.

(b) If the player has made an Insurance Wager and then elects to surrender, each wager will be settled separately in accordance with subsection (a) and § 633a.8 (relating to Insurance Wager).

CHAPTER 643a. LET IT RIDE POKER

§ 643a.12. Payout odds; payout limitation.

* * * * *

(b) If a certificate holder offers the Five Card Bonus Wager, the certificate holder shall pay out winning Five Card Bonus Wagers at the amounts in one of the following paytables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

* * * * *

<i>Hand</i>	<i>Paytable D</i>	<i>Paytable E</i>	<i>Paytable F</i>	<i>Paytable G</i>
Royal flush	\$10,000	\$10,000	\$10,000	\$25,000
Straight flush	\$2,000	\$2,000	\$2,000	\$2,500
Four-of-a-kind	\$200	\$200	\$100	\$400
Full house	\$75	\$100	\$75	\$200
Flush	\$50	\$50	\$50	\$50
Straight	\$25	\$25	\$25	\$25
Three-of-a-kind	\$5	\$10	\$9	\$5
Two pair	\$4	\$6	\$6	
Pair of tens, jacks, queens, kings or aces	\$1	\$0	\$0	

* * * * *

CHAPTER 645a. PAI GOW POKER

§ 645a.2. Pai Gow Poker table; Pai Gow Poker shaker; physical characteristics.

* * * * *

(c) To determine the starting position for the dealing or delivery of the cards, Pai Gow Poker may be played with:

(1) A Pai Gow Poker shaker, approved in accordance with § 601a.10(a), which shall be designed and constructed to maintain the integrity of the game. The Pai Gow Poker shaker shall be the responsibility of the dealer, may not be left unattended while at the table and must:

(i) Be capable of housing three dice that when not being shaken must be maintained within the Pai Gow Poker shaker. Dice that have been placed in a Pai Gow Poker shaker for use in gaming may not remain on a table for more than 24 hours.

(ii) Be designed to prevent the dice from being seen while being shaken.

(iii) Have the name or logo of the certificate holder imprinted or impressed thereon.

(2) A computerized random number generator which shall be submitted to the Bureau of Gaming Laboratory Operations and approved in accordance with § 461a.4 (relating to submission for testing and approval) prior to its use.

(d) If the certificate holder offers the optional Progressive Payout Wager in accordance with § 645a.7(e)(4), the Pai Gow Poker table must have a progressive table game system in accordance with § 605a.7 (relating to progres-

sive table games) for the placement of Progressive Payout Wagers. The progressive table game system must include:

* * * * *

§ 645a.5. Shuffle and cut of the cards; procedures for determining the starting position for dealing cards.

* * * * *

(i) To determine the starting position for the dealing of cards, the certificate holder shall use one of the following:

(1) A Pai Gow Poker shaker in accordance with the following procedures:

(i) The dealer shall shake the Pai Gow Poker shaker at least three times to cause a random mixture of the dice. If a player is the bank, in accordance with § 645a.12, the player shall shake the Pai Gow Poker shaker instead of the dealer. The dealer shall ensure that the bank shakes the Pai Gow Poker shaker at least three times.

(ii) The dealer shall then remove the lid covering the Pai Gow Poker shaker and place the uncovered shaker on the designated area of the table layout. The dealer shall then total the dice and announce the total. If a player is the bank and the player inadvertently removes the lid, the Pai Gow Poker shaker shall be covered and reshaken by the bank.

(iii) To determine the starting position, the dealer shall count each betting position in order, regardless of whether there is a wager at the betting position, beginning with the dealer as number one and continuing around the table in a counterclockwise manner, until the count matches the total of the three dice. If a player is the bank, when counting the betting positions to determine the starting position for dealing the cards, the bank, instead of the dealer, shall be considered number one.

(iv) After the dealing procedures required under § 645a.8, § 645a.9 or § 645a.10 have been completed, the dealer shall place the cover on the Pai Gow Poker shaker and shake the shaker once. The Pai Gow Poker shaker shall then be placed to the right of the dealer.

(2) A computerized random number generator to select and display a number from 1 to 7. To determine the starting position, the dealer shall count each betting position in order, regardless of whether there is a wager at the betting position, beginning with the dealer as number one and continuing around the table in a counter-clockwise manner until the count matches the number displayed by the random number generator. If a player is the bank in accordance with § 645a.12, when counting the betting positions to determine the starting position for dealing the cards, the bank, instead of the dealer, shall be considered number one.

(j) After the starting position for a round of play has been determined, a certificate holder may mark that position with an additional cover card or similar object approved in accordance with § 601a.10(a) (relating to approval of table game layouts, signage and equipment).

§ 645a.6. Pai Gow Poker rankings.

* * * * *

(d) If the certificate holder offers the optional Fortune Bonus Wager under § 645a.7(e)(1) (relating to wagers), the following seven-card hands shall have a rank higher than a hand of five aces, as described in subsection (b)(1), and be used to determine the amount of the Fortune Bonus Wager payout or Envy Bonus payment to a winning player:

(1) A seven-card straight flush with no joker, which is a hand consisting of seven cards of the same suit in consecutive ranking, with no joker used to complete the straight flush.

(2) A royal flush plus Royal Match, which is a seven-card hand consisting of an ace, king, queen, jack and a 10 of the same suit, with or without a joker, with one of the following:

(i) An additional ace and king of a same suit if offering Emperor's Challenge Pai Gow Poker.

(ii) An additional king and queen of a same suit if offering Fortune Pai Gow Poker.

* * * * *

§ 645a.13. Payout odds; Envy Bonus; rate of progression; payout limitation.

(a) A certificate holder shall pay each winning Pai Gow Poker Wager at odds of 1 to 1, except that the certificate holder shall extract a vigorish from the winning players in an amount equal to 5% of the amount won. When collecting the vigorish, the certificate holder may round off the vigorish to 25¢ or the next highest multiple of 25¢. A certificate holder shall collect the vigorish from a player at the time the winning payout is made.

(b) The certificate holder shall pay out winning Fortune Bonus Wagers and Envy Bonus payouts at the odds and amounts in one of the following paytables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2 (relating to table games Rules Submissions):

* * * * *

<i>Hand</i>	<i>Paytable C</i>	<i>Envy Bonus</i>
Seven-card straight flush	5,000 to 1	\$1,000
Royal flush and Royal Match	1,000 to 1	\$250
Seven-card straight flush with joker	750 to 1	\$100
Five aces	250 to 1	\$50
Royal flush	100 to 1	\$25
Straight flush	50 to 1	\$10
Four-of-a-kind	20 to 1	\$5
Full house	5 to 1	
Flush	4 to 1	
Three-of-a-kind	3 to 1	
Straight	2 to 1	
Three pair	Push	

* * * * *

(d) The certificate holder shall pay out winning Pai Gow Insurance Wagers at the odds in one of the following paytables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2 provided that if the licensee is offering Emperor's Challenge Pai Gow Poker, the licensee may select from paytables a or b or if the licensee is offering Fortune Pai Gow Poker, the licensee may select from paytables c, d or e:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>	<i>Paytable E</i>
Nine-high	100 to 1	100 to 1	100 to 1	100 to 1	100 to 1
Ten-high	25 to 1	25 to 1	40 to 1	50 to 1	40 to 1
Jack-high	15 to 1	15 to 1	10 to 1	10 to 1	10 to 1
Queen-high	6 to 1	7 to 1	7 to 1	7 to 1	7 to 1
King-high	5 to 1	5 to 1	6 to 1	5 to 1	5 to 1
Ace-high	3 to 1	3 to 1	3 to 1	3 to 1	3 to 1

* * * * *

[Pa.B. Doc. No. 15-1109. Filed for public inspection June 12, 2015, 9:00 a.m.]

PROPOSED RULEMAKING

BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

[49 PA. CODE CH. 43b]

Schedule of Civil Penalties—Accountants

The Acting Commissioner of Professional and Occupational Affairs (Commissioner) proposes to amend § 43b.10a (relating to schedule of civil penalties—accountants) to read as set forth in Annex A.

Effective Date

This proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin*.

Statutory Authority

Section 5(a) of the act of July 2, 1993 (P. L. 345, No. 48) (Act 48) (63 P. S. § 2205(a)) authorizes the Commissioner, after consultation with licensing boards in the Bureau of Professional and Occupational Affairs (Bureau), to promulgate a schedule of civil penalties for violations of the acts or regulations of the licensing boards.

Background and Need for the Proposed Rulemaking

Act 48 authorizes agents of the Bureau to issue citations and impose civil penalties under schedules adopted by the Commissioner in consultation with the Bureau's boards and commissions. Act 48 citations streamline the disciplinary process by eliminating the need for formal orders to show cause, answers, adjudications and orders, and consent agreements. An individual who receives an Act 48 citation retains his due process right to a hearing prior to the imposition of judgment. The use of Act 48 citations has increased steadily since 1996, when the program was first implemented, and they have become an important part of the Bureau's enforcement efforts. Section 5(b)(4) of Act 48 authorizes the State Board of Accountancy (Board), as a licensing board within the Bureau, to levy a civil penalty of not more than \$10,000 on any licensee or unlicensed person who violates a provision of the CPA Law (act) (63 P. S. §§ 9.1—9.16b) or regulations of the Board. However, section 5(a) of Act 48 limits the civil penalty levied by citation to no more than \$1,000 per violation.

Under authority of Act 48, the Commissioner published a schedule of civil penalties in § 43b.10 for certain violations of the act and the regulations of the Board at 28 Pa.B. 5883 (November 28, 1998). The final-form rulemaking published at 31 Pa.B. 1227 (March 3, 2001) rescinded § 43b.10 and adopted § 43b.10a. The schedule of civil penalties in § 43b.10a was amended at 42 Pa.B. 7275 (December 1, 2012). The Board is separately publishing a proposed rulemaking (16A-5513) to amend certain of its substantive regulations regarding continuing education violations for which civil penalties are included in the schedule. See the proposed rulemaking published at 45 Pa.B. 2878 (June 13, 2015). The Commissioner has determined, based upon the Board's proposed rulemaking,

that the Act 48 schedule of civil penalties for violations of the regulations require corresponding amendments.

Description of the Proposed Rulemaking

Current § 11.63(a)(1) (relating to CPE subject areas; relevance to professional competence) requires each licensee to complete at least 16 hours of acceptable continuing professional education (CPE) in accounting and attest subjects during each 2-year reporting period. The current Act 48 schedule provides that a first offense violation of failing to complete this required CPE will expose a licensee to citation with a civil penalty of \$300 for a deficiency of 1 to 4 hours, \$400 for a deficiency of 4 to 8 hours, \$500 for a deficiency of 9 to 12 hours and \$600 for a deficiency of 13 to 16 hours. The Board is proposing to amend § 11.63(a)(1) to increase the required amount of CPE for those who are required to complete CPE in this area to 24 hours. Accordingly, the Commissioner proposes to amend the schedule to provide a civil penalty of \$50 per hour deficient, not to exceed \$1,000. A second or subsequent offense will continue to result in formal action.

Current § 11.63(a)(6) requires each licensee to complete at least 8 hours of acceptable CPE in tax subjects during each reporting period. The current schedule also includes a civil penalty for a first offense violation of this provision. However, the Board is proposing to delete this required minimum to be completed in tax subjects. Accordingly, the Commissioner proposes to delete this item from the schedule.

Fiscal Impact and Paperwork Requirements

The proposed rulemaking would not have a fiscal impact on, or create additional paperwork for, the regulated community, the general public, the Commonwealth or political subdivisions.

Sunset Date

The Commissioner and the Board continuously monitor the effectiveness of the regulations. Therefore, a sunset date has not been assigned.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on May 29, 2015, the Commissioner submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Commissioner, the General Assembly and the Governor of comments, recommendations or objections raised.

Public Comment

Interested persons are invited to submit written comments, recommendations or objections regarding this proposed rulemaking to the Regulatory Unit Counsel, Department of State, P. O. Box 69523, Harrisburg, PA 17106-9523, RA-STRegulatoryCounsel@pa.gov within 30 days following publication of this proposed rulemaking in

the *Pennsylvania Bulletin*. Reference No. 16A-5514 (schedule of civil penalties—accountants), when submitting comments.

IAN J. HARLOW,
Acting Commissioner

Fiscal Note: 16A-5514. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 43b. COMMISSIONER OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

SCHEDULE OF CIVIL PENALTIES, GUIDELINES FOR IMPOSITION OF CIVIL PENALTIES AND PROCEDURES FOR APPEAL

§ 43b.10a. Schedule of civil penalties—accountants.

STATE BOARD OF ACCOUNTANCY

* * * * *

Violation under

49 Pa. Code Chapter 11

Section 11.62(b)	Failure to complete 20 hours of acceptable continuing professional education during each year of reporting period	1st offense—\$300 2nd or subsequent offense—formal action
Section 11.63(a)(1)	Failure to complete [16] 24 hours of acceptable continuing professional education in accounting and attest subjects during reporting period, if required	1st offense—[1-4 hour deficiency—\$300; 4-8 hour deficiency—\$400; 9-12 hour deficiency—\$500; 13-16 hour deficiency—\$600 ²] \$50 per hour deficient, not to exceed \$1,000 ² 2nd or subsequent offense—formal action
[Section 11.63(a)(6)	Failure to complete 8 hours of acceptable continuing professional education in tax subjects during reporting period	1st offense—\$300² 2nd or subsequent offense—formal action]
Section 11.63(a)(7)	Failure to complete 4 hours of acceptable continuing professional education in professional ethics during reporting period	1st offense—\$300 ² 2nd or subsequent offense—formal action
Section 11.67(b)	Failure to timely submit documentation of continuing professional education during Board audit (assumes no other continuing education violation)	1st offense—\$500 2nd or subsequent offense—formal action

¹ The first offense provision does not apply to a situation involving multiple occurrences or a pattern or practice of misconduct.

² When there are violations of both 63 P. S. § 9.8b(b) and 49 Pa. Code § 11.63(a)(1)[, (6)] or (7) (relating to CPE subject areas; relevance to professional competence), a combined civil penalty will not be assessed for both sets of violations. The highest civil penalty will be assessed whether for the violation of 63 P. S. § 9.8b(b) or 49 Pa. Code § 11.63(a)(1)[, (6)] or (7).

PHILADELPHIA PARKING AUTHORITY

[52 PA. CODE CH. 1017]

Modern Taxicab Standards

The Philadelphia Parking Authority (Authority), on February 24, 2015, adopted a proposed rulemaking order regarding taxicab vehicle standards.

Proposed Rulemaking Order; Philadelphia Taxicab and Taxicab Vehicle Standards; Doc. No. 126-11

Proposed Rulemaking Order

By the Authority:

The Authority is the sole regulator¹ of all taxicab and limousine service in Philadelphia.² The purpose of the proposed rulemaking is to improve the quality and capability of taxicabs in Philadelphia. The proposed rulemaking will require all vehicles proposed for medallion taxicab service after a designated date, to be wheelchair accessible and otherwise comply with the Authority's wheelchair accessible regulations, including those related to vehicle age and mileage requirements. Similar requirements will apply to partial-rights taxicabs. The Authority seeks comments from all interested parties on the proposed regulation, which are found at Annex A to this Order.

A. Background and discussion.

The Authority continues to experience an unwillingness on the part of taxicab owners in Philadelphia to, voluntarily, upgrade and improve the quality of taxicabs.³ The riding public continues to endure service in the oldest and most worn vehicles that a taxicab owner can legally get on the road. While the condition of taxicabs has improved significantly since the Authority's regulatory functions began and a minimum of 2 annual "wheels off" inspections began in 2005, the condition of these vehicles remains unacceptable. This situation persists despite the Authority's repeated references to the purpose of the medallion program, which was to improve the level of service provided to the public.

Some certificated limousine carriers have modified their business models in an attempt to service some of the passengers in search of a better, but still affordable means of quick transportation in Philadelphia. Illegal service providers have also been drawn to the obvious dearth in affordable quality common carrier transportation in Philadelphia. Some of these illegal services employ the use of voiceless electronic communication to summon and seamlessly pay for that transportation. Not surprisingly, the public has responded favorably to cleaner and better vehicles, more friendly drivers and the hassle-free use of credit cards.

An obvious lesson is to be learned here. Taxicab owners must make significant investments in the equipment and people they use to provide taxicab service. Taxicab drivers need to understand that if they do not provide friendly, courteous and clean service to the public, the public will continue to look elsewhere.

Based on past performance, or lack thereof, the Authority has no expectation that the taxicab industry will

¹ The act of July 16, 2004 (P. L. 758, No. 94), 53 Pa.C.S. §§ 5701 et seq., as amended (the "act").

² The Authority may promulgate taxicab and limousine regulations. 53 Pa.C.S. §§ 5722 and 5742.

³ See 53 Pa.C.S. § 5712(a).

voluntarily work to save itself. As the regulator of taxicabs in Philadelphia and with the knowledge that high quality, clean, safe, insured, and monitored taxicab service in clearly marked vehicles remains an important part of the City's economy, we are duty bound to cause change, unilaterally. The Authority will act on its own when possible, seek active participation of the riding public and the regulated industries at all times and may seek additional authorization from the Legislature to bring about the level of taxicab service demanded by today's customers.

The proposed regulation will require a marked increase in the quality and capability of taxicabs in Philadelphia. Beginning 30 days after the effective date of the final-form regulation, all vehicles brought into service as taxicabs in Philadelphia for the first time will be required to be late models with less than 500 miles on the odometer. Additionally, all medallion taxicabs and 25 percent of each carrier's fleet of partial-rights taxicabs will be required to be wheelchair accessible. We understand that this is a significant increase to the quality of taxicab service and the cost to place a taxicab into service. However, we note that the improvements will likely be imposed over a series of years as taxicabs that are legally permitted to be in service the day before the effective date of this section may not need to be removed from service for up to 8 years. Finally, without rapid, significant and obvious improvement, the long term viability of taxicab service is in jeopardy.

B. The regulation.

We propose amending the below referenced section to provide heightened taxicab service standards in terms of both the quality and capabilities of the vehicles used to provide that service:

§ 1017.4. Age and mileage limitations.

The proposed regulation will amend subsection (a) and (b) in order to incorporate the changes to age and mileage parameters provided for in the new subsection (d). Subsection (c) is amended to place a cap on the potential number of "antique" vehicles used as taxicabs. We understand that some people may enjoy the nostalgic use of an older taxicab, but the problems that Philadelphia has experienced with old taxicabs, merits some limitation on this potential use. It also does not go without notice that while the Authority has regulated taxicabs in Philadelphia for more than a decade, not a single request for this exemption has been made.

The new subsection (d) is added to require, 30 days after publication of the final-form regulation, all vehicles brought into service as taxicabs in Philadelphia for the first time to be late models with less than 500 miles, incorporating the requirements of Section 1017.8(c) (relating to wheelchair accessible vehicle taxicab specifications). Additionally, all medallion taxicabs and 25 percent of each carrier's fleet of partial-rights taxicabs will be required to be wheelchair accessible as provided in Section 1017.8. It is important to understand that this requirement will not result in the immediate transition to a fleet of new taxicabs in Philadelphia that will largely be wheelchair accessible on the effective date. Taxicab owners replace aging or damaged vehicles on a regular basis. This regulation will require the owners to replace those retiring vehicles with vehicles that comply with these new standards. For example, if a taxicab is placed into service on the day before the effective date, it will not have to comply with these standards until it is replaced, which

could be as many as 8 years in the future. The current regulatory and statutory cap on the age of a taxicab is 8 years.⁴

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on May 28, 2015, the Authority submitted a copy of this proposed rulemaking to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Urban Affairs Committee and the Senate Consumer Protection and Professional Licensure Committee. In addition to submitting the proposed rulemaking, the Commission provided IRRC and will provide the Committees with a copy of a detailed Regulatory Analysis Form. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Authority, the General Assembly and the Governor of comments, recommendations or objections raised.

Conclusion

The Authority, therefore, formally commences its rulemaking process to promulgate this regulation to become part of 52 Pa. Code Part II in a manner consistent with Annex A to this Order. The Authority seeks comments from all interested parties on this proposed body of regulations, which are found at Annex A to this Order. The Authority hereby advises that all comments submitted in response to this Order will be posted, without redaction of name, address, or other personal information or comment provided, on the website of the Independent Regulatory Review Commission, which may be reached at (717) 783-5417.

Accordingly, under sections 13 and 17 of the Act (53 Pa.C.S. §§ 5722 and 5742); section 5505(d)(17), (23) and (24) of the Parking Authorities Act (act of June 19, 2001) (P. L. 287, No. 22) (53 Pa.C.S. § 5505(d)(17), (23) and (24)); sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202), and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1, 7.2 and 7.5; section 204(b) of the Commonwealth Attorneys Act (71 P. S. § 732.204(b)); section 745.5 of the Regulatory Review Act (71 P. S. § 745.5); and section 612 of The Administrative Code of 1929 (71 P. S. § 232), and the regulations promulgated at 4 Pa. Code §§ 7.231—7.234 the Authority proposes adoption of the regulations set forth in Annex A;

Therefore,

It Is Ordered That:

1. A proposed rulemaking be opened to consider the regulation set forth in Annex A.
2. The Executive Director shall submit this proposed rulemaking Order and Annex A to the Office of Attorney General for review as to form and legality.
3. The Executive Director shall submit this proposed rulemaking Order and Annex A for review and comments to the Independent Regulatory Review Commission and the Legislative Standing Committees.

4. The Executive Director shall do all such other things necessary to advance this regulation through the appropriate promulgations process in an expeditious manner.

5. The Secretary of the Board shall certify this proposed rulemaking Order and Annex A and that the Executive Director shall deposit them with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin*.

6. An original and 15 copies of any written comments referencing the docket number of the proposed regulation be submitted within 30 days of publication in the *Pennsylvania Bulletin* to the Philadelphia Parking Authority, Attn: General Counsel, 701 Market Street, Suite 5400, Philadelphia, PA 19106.

7. A copy of this proposed rulemaking Order and Annex A shall be served on the City of the First Class Taxicab and Limousine Advisory Committee and a copy shall be posted on the Authority's website at www.philapark.org/tld.

8. The contact person for this proposed rulemaking is James R. Ney, Director, Taxicab and Limousine Division, (215) 683-9417.

VINCENT J. FENERTY, Jr.,
Executive Director

Fiscal Note: 126-11. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 52. PUBLIC UTILITIES

PART II. PHILADELPHIA PARKING AUTHORITY

Subpart B. TAXICABS

CHAPTER 1017. VEHICLE AND EQUIPMENT REQUIREMENTS

Subchapter A. GENERAL PROVISIONS

§ 1017.4. Age and mileage limitations.

(a) *Retirement age and mileage.*

(1) Except as provided in [**subsection (c)**] **subsections (c) and (d)**, a taxicab will not be eligible for inspection as provided in § 1017.31 (relating to biannual inspections by Authority) upon reaching an age of 8 years old, as calculated under § 1017.3(a) (relating to age and mileage [**computations**] **computation**). For example, the last day on which a 2006 model year vehicle may be operated in taxicab service is the day before the taxicab's first scheduled biannual inspection after December 31, 2014.

(2) Except as provided in [**subsection (c)**] **subsections (c) and (d)**, a taxicab will not be eligible for inspection as provided in § 1017.31 upon reaching 250,000 cumulative miles on the vehicle's odometer.

(b) *Entry mileage.* Except as provided in [**subsection (c)**] **subsections (c) and (d)**, a vehicle will not be eligible for inspection as provided in § 1017.2 (relating to preservice inspection) if it has 135,000 or more cumulative miles on the vehicle's odometer.

(c) *Antique vehicles.* The Director may authorize the operation of antique vehicles as taxicabs upon review of a petition for waiver as provided in § 1005.23 (relating to petitions for issuance, amendment, repeal or waiver of Authority regulations). **The number of antique ve-**

⁴ 53 Pa.C.S. § 5714(a)(4).

hicles in operation in a fiscal year may not exceed 2% of the vehicles comprising the taxicab utility group.

(d) *Modern taxicabs. Beginning _____*, (Editor's Note: The blank refers to a date 30 days after the effective date of adoption of this proposed rulemaking) the following taxicab vehicle standards apply:

(1) Every medallion taxicab must comply with § 1017.8 (relating to wheelchair accessible vehicle taxicab specifications) as a condition of eligibility for inspection as provided in § 1017.2.

(2) Every partial-rights taxicab must comply with the age and mileage requirements of § 1017.8(c) as a condition of eligibility for inspection as provided in § 1017.2.

(3) At least 25% of each partial rights certificate holder's taxicab fleet must comply with all of the wheelchair accessible vehicle requirements of § 1017.8 as a condition of eligibility for inspection as provided in § 1017.2.

[Pa.B. Doc. No. 15-1111. Filed for public inspection June 12, 2015, 9:00 a.m.]

STATE BOARD OF ACCOUNTANCY

[49 PA. CODE CH. 11]

Act 73 and Act 15 Amendments

The State Board of Accountancy (Board) proposes to amend §§ 11.1, 11.4, 11.5, 11.7, 11.8, 11.16, 11.55, 11.56, 11.63, 11.81 and 11.82 and to add §§ 11.23a and 11.57 (relating to competence to supervise attest services; and education requirements for CPA certification) to read as set forth in Annex A.

Effective Date

The proposed amendments would become effective upon final-form publication in the *Pennsylvania Bulletin*.

Statutory Authority

Section 3(a)(12) of the CPA Law (act) (63 P. S. § 9.3(a)(12)) authorizes the Board to promulgate and enforce regulations as necessary and proper to carry into effect the provisions of the act.

Background and Need for the Proposed Rulemaking

The act of July 9, 2008 (P. L. 954, No. 73) (Act 73) amended the act in a number of significant ways. Act 73 provided for practice in this Commonwealth under substantial equivalence by persons licensed in other states. Act 73 also provided new education and experience standards for licensure. In addition, Act 73 increased from \$1,000 to \$10,000 the maximum civil penalty that the Board could levy in a disciplinary action and authorized the Board to assess the costs of investigation and made other technical revisions to the language of the act. See the proposed rulemaking published at 45 Pa.B. 2874 (June 13, 2015). Because the Board's existing regulations prohibit unlicensed practice without mention of substantial equivalency and address what experience and education is acceptable, the Board concluded that it should amend its regulations to implement Act 73.

The act of June 19, 2013 (P. L. 46, No. 15) (Act 15) also amended the act. Previously, a candidate was required to have at least 1 year of experience that, among other things, included at least 400 hours of experience in attest activity in public accounting, as an internal auditor meeting certain standards, or as an auditor with a unit of the Federal, state or local government. Act 15 replaced this with a requirement that the candidate's year of experience include "providing any type of service or advice involving the use of accounting, attest, compilation, management advisory, financial advisory, tax or consulting skills, which were gained through employment in government, industry, academia or public practice." Additionally, a candidate had been required to have the experience "verified by an individual with a current license to practice public accounting as a certified public accountant or public accountant in this Commonwealth or another state." Act 15 amended this provision to require only that the experience be "verified by" a qualified individual. Because the Board's existing regulations address what experience is acceptable and set standards for the supervisor of that experience, the Board concluded that it should amend its regulations to implement Act 15.

Description of the Proposed Rulemaking

The Board proposes to amend § 11.1 (relating to definitions) to add definitions of "certificate," "certified public accountant," "commission," "compilation," "statements on auditing standards" and "substantial equivalency" and amend the definitions of "client" and "professional services" to match those amended or added to the act by Act 73.

Because Act 73 amended the act to permit practice without a Pennsylvania license and certificate under principles of substantial equivalency, the Board proposes to amend § 11.5 (relating to temporary practice in this Commonwealth; practice under substantial equivalency) to add subsection (e) to specifically recognize this practice. Because § 11.5(a) and (c) authorize temporary practice only upon meeting certain requirements and obtaining a temporary practice permit and require full licensure for temporary practice if not meeting the requirements for a temporary practice permit, respectively, the Board proposes to amend each of these provisions to provide reference to the exception of proposed § 11.5(e). Current § 11.7 (relating to use of the designation "public accountant" and the abbreviation "PA") authorizes holders of a license to practice public accounting to use those titles in subsection (a) and prohibits others from doing so in subsection (b). Current § 11.8 (relating to use of the designation "certified public accountant" and the abbreviation "CPA" in the practice of public accounting) authorizes holders of a license and certificate to practice public accounting to use those titles in subsection (a) and prohibits others from doing so in subsection (b). The Board proposes to amend §§ 11.7(a) and (b) and 11.8(a) and (b) to provide as an exception those practicing under substantial equivalency as provided in proposed § 11.5(e).

Section 11.55(a) (relating to experience requirements for CPA certification) currently provides the experience standards—depending upon the candidate's education—based upon former section 4.1 of the act (63 P. S. § 9.4a). However, Act 73 repealed section 4.1 of the act and added section 4.2 of the act (63 P. S. § 9.4b). Accordingly, the Board proposes to delete § 11.55(a)(1)–(5) and amend § 11.55(a) to recite the experience requirements of section 4.2(d) of the act, as later amended by Act 15 (1 year of experience completed within 60 months preceding application that included providing certain relevant services in

certain types of employment, among other standards). Additionally, the Board would construe the requirement of 1 year of experience to be based upon at least 1,600 hours of experience acquired over a period of at least 12 months. Section 11.55(b) currently sets forth standards for required experience in attest activity. However, because the Act 15 amendments removed a requirement that the candidate have experience in attest, the Board proposes to delete current § 11.55(b). Section 11.55(c) currently addresses nonattest activity that may satisfy the experience requirements. The Board proposes to: rename this subsection as “acceptable areas of qualified experience”; provide that, as recited in section 4.2(d)(3) of the act, the experience must be of a caliber satisfactory to the Board; and identify attest activity as the first acceptable area of experience. The Board would further amend subsection (c) to add business valuations, teaching experience and other areas of experience acceptable to the Board. Teaching experience would be limited to teaching accounting, auditing, taxation and tax related courses (but not business law, finance, computer applications, personnel management, economics or statistics) for credit at an accredited college or university, including at least two different courses above introductory level, and would equate 24 semester credits or equivalent over a period of between 12 and 36 months as 1 year of experience.

In enacting the new requirements of section 4.2 of the act, Act 73 also provided in section 4.2(e) of the act alternative provisions for persons who previously passed portions of the CPA examination. The Board proposes to add subsection (b) to provide these exceptions.

Section 11.55(d) addresses nonqualifying experience, and paragraphs (2) and (3) exclude experience acquired while self-employed or as a partner in a partnership, respectively. These were originally excluded due to concerns that a self-employed person or a partner could not truly be “supervised” by another. Because supervision is no longer required and the requirements of § 11.56 (relating to verification of experience) will assure sufficient responsibility for the work product and professional independence, the Board proposes to delete these disqualifications. That being said, the Board proposes to replace the exclusion for industrial engineering with marketing and move bookkeeping from paragraph (4) to renumbered paragraph (3) with paraprofessional work. Further, the Board proposes to amend § 11.55 to replace references to “supervision” of experience with “verification” of experience.

Previously, section 4.2(d)(4) of the act required that the experience be supervised by an individual with a current license to practice in this Commonwealth or another state, and § 11.56 embodies this requirement. However, Act 15 amended section 4.2(d)(4) of the act to require only that the experience was “verified” by this individual. Accordingly, the Board proposes to amend § 11.56. In addition to replacing “supervise” or “supervision,” the Board proposes to require that the individual making the verification hold a current license “during the entire period of verification.” To ensure that the individual making the verification is actually corroborating the experience and not just signing off on a form, the Board does not propose to amend the requirement of subsection (a)(2) that the individual making the verification either employs the candidate or is employed by the same employer as the candidate. The Board does propose to amend this paragraph to provide that another similar relationship—perhaps independent contractor—may be approved by the Board prior to the period of verification. The Board also proposes to amend the requirement of

paragraph (3) that the individual making the verification must be responsible (either directly or indirectly) for evaluating, rather than personally evaluating, the candidate’s work. The Board further proposes to amend subsection (b) to require that the application with a verified statement of experience include information demonstrating that the individual satisfies the requirements for making the verification of experience. The Board also proposes to amend subsection (c) to delete the requirement that a false or inaccurate verified statement be submitted “knowingly” for the individual submitting the statement to be subject to disciplinary action. Finally, the Board proposes to add subsection (d) to provide that it may reject a verification when the Board questions the independent exercise of judgment by the individual making the verification.

With section 4.2(b)(3) of the act added by Act 73, the Board proposes to add § 11.57. Subsection (a) mimics the three requirements of section 4.2(b)(3) of the act, providing for a baccalaureate degree with at least 150 semester credits and having 24 credits in accounting and related subjects, a baccalaureate degree and 24 credits in accounting and related subjects, or a master’s degree and 24 credits in accounting and related subjects. Section 4.2(c) of the act requires that a candidate who sat for the examination under another education requirement must have the 150-credit baccalaureate degree to become licensed and certified. Subsection (b) repeats this requirement.

Section 11.16(a) (relating to examination completion requirement) currently provides that beginning April 5, 2004, the four-part paper examination will be replaced with a four-part computer based examination that will be administered during quarterly windows each year. Ten years later this explanation is no longer relevant and the Board proposes to delete the unnecessary language. Subsections (c)—(e) that address this phase-in are also no longer relevant. Therefore, the Board proposes to delete subsections (c)—(e), references to those subsections and renumber existing subsection (f) as subsection (c).

Because they are no longer relevant, the Board proposes to amend § 11.4 (relating to fees) to delete the fee for reapproval of a previously approved program sponsor after April 30, 2001, and to delete the reference in the fee for initial approval of a program sponsor to the application being submitted after April 30, 2001.

As a result of the deletion by Act 15 of the requirement that every candidate must have at least 400 hours of experience in attest activity to become licensed, the Board considered the presumed competence of a licensee to engage in attest activity. Because licensees must be able to develop competency, the Board concluded that those licensees merely participating in attest activity need not be required to demonstrate a minimum level of competency; supervision by a competent licensee is sufficient. Accordingly, the Board proposes to add § 11.23a to set these standards. These standards are similar to, and based upon, existing required standards in certain other states. Subsection (a) would prohibit a licensee from supervising attest services and signing or authorizing another to sign an accountant’s report for attest services unless the licensee satisfies the competence requirements of this section. Subsection (b) would set the standard for competence by requiring the licensee to have maintained the level of education, experience and professional conduct required by applicable generally accepted professional standards as described in § 11.27 (relating to auditing standards and other technical standards) and to

either: (1) have at least 400 hours of experience within the previous 5 years in providing attest services and at least 24 hours of continuing professional education (CPE) in accounting, auditing or attest during the immediately preceding 24 months prior to issuing the report; or (2) be a member of or employed by a firm that has met the requirements of § 11.82 (relating to peer review compliance). Subsection (c) would exempt licensees who became licensed before August 18, 2013, when the requirement for 400 hours of experience in attest activity was deleted.

Because competence to supervise attest activity would be affected by completing CPE in accounting and attest, the Board first would amend § 11.63(a)(1) (relating to CPE subject areas; relevance to professional competence) to note that a licensee who supervises attest services and signs an accountant's report for these services may also need to complete additional CPE in accounting and attest. The Board further considered whether every licensee should be required to complete a minimum amount of CPE in this area. A survey of state requirements on behalf of the National Association of State Boards of Accounting revealed that only eight states require every licensed accountant to complete continuing education in accounting and attest and eight other states and Puerto Rico condition the requirement on performing those types of services. The other 34 states and the District of Columbia do not require continuing education. Because so many licensees will not be performing attest services, the Board concluded that it should not require every licensee to complete CPE in accounting and attest. However, it believes that those who do provide these services—even under the supervision of another licensee—shall maintain competence by completing a minimum amount of CPE. Accordingly, the Board proposes to amend § 11.63(a)(1) to require each licensee who participates in attest activity to complete at least 24 CPE hours in accounting and attest during each biennium. Consistent with the idea that licensees know best what types of CPE would be most useful, the Board proposes to delete from § 11.63(a)(6) the requirements that licensees complete at least 8 hours of CPE in taxation during each renewal period. It does not propose to delete the requirement of § 11.63(a)(7) that each licensee must complete at least 4 CPE hours in ethics. In contrast to the practice acts of many other licensing boards in the Bureau of Professional and Occupational Affairs, the act does not prohibit a licensee of the Board from obtaining CPE credit in practice building or office management. Accountants often appropriately advise clients on the topic of practice building and office management. Because these are valid areas of study and application in a licensee's own practice is not a sufficient basis to deny credit, the Board proposes to delete from § 11.63(b) the prohibition against obtaining CPE credit in practice building or office management.

The Board also proposes to amend its regulations concerning peer review. Section 11.81 (relating to definitions) is proposed to be amended to add definitions of "engagement review" and "system review" to match those added to the act by Act 73. Because these terms are no longer used, the Board proposes to delete the definitions of "offsite peer review" and "onsite peer review." The Board would also amend the definition of "peer reviewer" to refer to the new terms "engagement review" and "system review."

Current § 11.82(a) requires that a firm that performs an audit engagement after May 1, 1998, must complete a peer review before the biennial renewal period of May 1, 2002, through April 30, 2004. Because that time has now passed, this provision as written is moot. However,

section 8.9 of the act (63 P. S. § 9.8i) requires a firm (with certain exceptions in subsection (g)) to undergo a peer review as a condition of granting the firm a renewal license. Section 8.9(a) of the act requires the initial or renewal application of a firm that does not qualify for exemption to include a certification that the firm is in compliance with the peer review requirements. Section 8.9(b) of the act permits a firm with fewer than three licensees to have a peer review only every 5 years and those with three or more licensees to have a peer review only every 3 years. It also acknowledges that the Board may require more frequent peer review as a remedial action in the imposition of discipline. It also requires a firm to have its first peer review within 18 months of licensure and, if not previously completed, within 18 months after beginning an engagement to perform attest activity. Accordingly, the Board proposes to amend § 11.82(a) to require, unless exempt under section 8.9(g) of the act, a firm to complete a peer review as required under section 8.9(a), (b) and (d) of the act as a condition of renewal of the firm's license. The Board proposes to amend § 11.82(b) to repeat the requirement of section 8.9(b)(2) of the act that a new firm must complete peer review within 18 months of obtaining licensure and the requirement of section 8.9(b)(2.2) of the act that a firm that has been exempt or otherwise not previously required to complete peer review must complete a peer review within 18 months after commencing the engagement. Because it had not been previously addressed in the regulations, the Board proposes to add § 11.82(e) to repeat the requirement of section 8.9(d)(2) of the act that a firm that performs no audit or examination engagements but does perform one or more review engagements must only undergo an engagement review.

Fiscal Impact and Paperwork Requirements

The proposed rulemaking will not have a fiscal impact on, or create additional paperwork for, the regulated community, the general public or the Commonwealth and its political subdivisions.

Sunset Date

The Board continuously monitors the effectiveness of its regulations. Therefore, a sunset date has not been assigned.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on May 29, 2015, the Board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Board, the General Assembly and the Governor of comments, recommendations or objections raised.

Public Comment

Interested persons are invited to submit written comments, recommendations or objections regarding this pro-

posed rulemaking to the Regulatory Unit Counsel, Department of State, P. O. Box 69523, Harrisburg, PA 17106-9523, RA-STRegulatoryCounsel@pa.gov within 30 days of publication of this proposed rulemaking in the Pennsylvania Bulletin. Reference No. 16A-5513 (Act 73 and Act 15 amendments) when submitting comments.

MARTIN C. LEVIN, CPA, Chairperson

Fiscal Note: 16A-5513. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 11. STATE BOARD OF ACCOUNTANCY GENERAL PROVISIONS

§ 11.1. Definitions.

The following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

* * * * *

Candidate—A person sitting for an examination.

Certificate—A certificate as a “certified public accountant” issued under the act or a corresponding right to practice as a certified public accountant issued after examination under the law of another jurisdiction.

Certificate of completion—A document prepared by a CPE program sponsor evidencing a participant’s completion of a group study program, interactive individual study program or noninteractive individual study program.

Certified public accountant—An individual to whom a certificate has been issued.

Client—[The person or entity which retains a licensee for the performance of professional services.] A person that agrees orally, in writing or in electronic form with a certified public accountant, public accountant or firm to receive a professional service.

Commission—

(i) Compensation for recommending or referring a product or service to be supplied by another person.

(ii) The term does not include a referral fee.

Compilation—A service performed in accordance with SSARS that presents, in the form of financial statements, information that is the representation of management or the owners without undertaking to express any assurance on the statements.

Contingent fee—A fee established for the performance of a service under an arrangement in which no fee will be charged unless a specified finding or result is attained, or in which the amount of the fee is otherwise dependent upon the finding or result of the service.

* * * * *

Professional competence—Having requisite knowledge, skills and abilities to provide quality professional service as defined by the technical and ethical standards of the profession.

[Professional service—A service performed or offered to be performed by a licensee for a client in the course of the practice of public accounting.]

Professional services—Services performed by a certified public accountant, public account or firm as part of the practice of public accounting or services that would be part of the practice of public accounting except that the individual performing the services does not hold out as a certified public accountant or public accountant.

Public accounting—Offering to perform or performing for a client or potential client:

* * * * *

SSARS—Statement of Standards on Accounting and Review Services.

Statements on auditing standards—The Statements on Auditing Standards of the Auditing Standards Board of the AICPA, or similar professional standard which supersedes these statements.

Substantial equivalency—Either of the following:

(i) The education, examination and experience requirements in the statutes and regulations of another jurisdiction are comparable to or exceed the education, examination and experience requirements in the act.

(ii) A certified public accountant’s education, examination and experience qualifications are comparable to or exceed the education, examination and experience requirements in the act.

§ 11.4. Fees.

Following is the schedule of fees charged by the Board:

* * * * *

Initial approval of program sponsor or reapproval of previously approved program sponsor [when application is submitted after April 30, 2001].. \$145

[Reapproval of previously approved program sponsor when application is submitted by April 30, 2001 \$120]

Biennial renewal of approval of program sponsor \$150

§ 11.5. Temporary practice in this Commonwealth; practice under substantial equivalency.

(a) Requirements for temporary practice. [A] Except as provided in subsection (e), a CPA, or qualified association composed of CPAs, of another state may temporarily practice public accounting in this Commonwealth, if the CPA or qualified association:

* * * * *

(c) Failure to meet requirements for temporary practice. [A] Except as provided in subsection (e), a CPA or qualified association of CPAs of another state that desires to practice public accounting in this Commonwealth but does not qualify for a temporary practice permit shall comply, as appropriate, with sections 5, 8.2 and 8.8 of the act (63 P. S. §§ 9.5, 9.8b and 9.8h).

(d) *Exemption from requirement of temporary practice permit.* Subsection (a) does not apply to a CPA or qualified association of CPAs of another state that, while not holding out as a CPA, public accountant or licensee, offers and renders in this Commonwealth bookkeeping and similar technical services or other services involving the use of accounting skills, including the preparation of tax returns and the preparation of financial information without issuing a report or other communication that expresses an opinion or assurance on the statements.

(e) *Practice under substantial equivalency.* An individual who satisfies the requirements of section 5.2 of the act (63 P.S. § 9.5b) may practice public accounting in this Commonwealth to the extent authorized by section 5.2 of the act without holding a registration, certificate or temporary practice permit from the Board. A firm that satisfies the requirements of section 5.4 of the act (63 P.S. § 9.5d) may practice public accounting in this Commonwealth to the extent authorized by section 5.4 of the act without holding a current license or temporary practice permit from the Board.

SUPERVISION

§ 11.7. Use of the designation “public accountant” and the abbreviation “PA.”

(a) [Only] Except as provided in § 11.5(e) (relating to temporary practice in this Commonwealth; practice under substantial equivalency), only the following individuals and entities may use the designation “public accountant,” the abbreviation “PA,” or any other title, designation, words, letters or abbreviation tending to indicate that the user is a public accountant or is composed of public accountants:

* * * * *

(b) [An] Except as provided in § 11.5(e), an individual or qualified association engaged in the practice of public accounting may not use the designation “public accountant,” the abbreviation “PA” or any other title, designation, words, letters or abbreviation tending to indicate that the user is a public accountant or composed of public accountants unless the user holds a current license from the Board.

* * * * *

§ 11.8. Use of the designation “certified public accountant” and the abbreviation “CPA” in the practice of public accounting.

(a) [Only] Except as provided in § 11.5(e) (relating to temporary practice in this Commonwealth; practice under substantial equivalency), only the following individuals and entities may use the designa-

tion “certified public accountant,” the abbreviation “CPA” or any other designation, title, words, letters or abbreviation tending to indicate that the user is a CPA or composed of CPAs, while engaged in the practice of public accounting:

* * * * *

(b) [An] Except as provided in § 11.5(e), an individual or qualified association engaged in the practice of public accounting may not use the designation “certified public accountant,” the abbreviation “CPA” or any other title, designation, words, letters or abbreviation tending to indicate that the user is a CPA or composed of CPAs unless the user holds a current license from the Board.

* * * * *

EXAMINATIONS

§ 11.16. Examination completion requirement.

(a) [Effective April 5, 2004, the four-part, paper-and-pencil CPA examination will be replaced with a four-part, computer-based CPA examination.] The CPA examination will be administered during an examination window that consists of the first 2 months of each quarter of every year [beginning April 5, 2004]. An examination candidate may take the four parts of the examination individually or in combination, and in any order. A candidate may take each unpassed part of the examination once during each examination window. A candidate will receive conditional credit for passing each part of the examination, without regard to the scores on the parts not passed.

(b) [Except as provided in subsections (c) and (d)] Unless extended by the Board as provided in subsection (c), an examination candidate shall pass all parts of the examination during a rolling 18-month period that begins on the date the candidate first passes one part of the examination. If the candidate does not pass all parts of the examination within the 18-month period, conditional credit for any part passed outside the 18-month period will expire, and the candidate shall retake that part of the examination.

[(c) An examination candidate who, as of April 5, 2004, had received conditional credit for passing at least two parts of the examination since November 1999 shall pass the remaining parts of the examination within 5 years from the date the candidate initially took the examination.

(1) The candidate shall be permitted to take the remaining parts of the examination during the following number of examination windows, depending on when the candidate initially took the examination:

<i>Initial Examination Date</i>	<i>Available Examination Windows</i>	<i>Examination Completion Date</i>
November 3-4, 1999	1	November 4, 2004
May 3-4, 2000	2	May 4, 2005
November 1-2, 2000	3	November 2, 2005
May 2-3, 2001	4	May 3, 2006
November 7-8, 2001	5	November 8, 2006
May 8-9, 2002	6	May 9, 2007
November 6-7, 2002	7	November 7, 2007

<i>Initial Examination Date</i>	<i>Available Examination Windows</i>	<i>Examination Completion Date</i>
May 7-8, 2003	8	May 8, 2008
November 5-6, 2003	9	November 6, 2008

(2) The candidate may take a part of the examination during any examination window between April 5, 2004, and the appropriate completion deadline.

(3) If the candidate does not pass the remaining parts of the examination by the appropriate completion deadline, or after exhausting the remaining examination opportunities, whichever occurs first, conditional credit for the parts of the examination passed before April 5, 2004, will expire, and the candidate shall thereafter be subject to the requirements of subsection (b). In that case, the candidate will retain conditional credit for any part of the examination passed after April 5, 2004, that is timely to the requirements of subsection (b).

(d) An examination candidate who initially took the examination prior to November 1990 and who, as of April 5, 2004, had received conditional credit for passing at least one part of the examination shall pass the remaining parts of the examination within 18 months from the date the candidate next takes the examination on or after April 5, 2004. If the candidate does not pass the remaining parts of the examination within the 18-month period, conditional credit for the parts of the examination passed before April 5, 2004, will expire, and the candidate shall thereafter be subject to the requirements of subsection (b). In that case, the candidate will retain conditional credit for any part of the examination passed after April 5, 2004, that is timely to the requirements of subsection (b).

(e) For purposes of subsections (c) and (d), an examination candidate with conditional credit under the paper-and-pencil examination will receive conditional credit under the computer-based examination based on the following equivalency between the four parts of the two examinations:

Paper and Pencil Examination

Auditing (AUD)

Financial Accounting and Reporting (FARE)
(formerly Accounting Theory)

Accounting and Reporting (ARE) (formerly
Accounting Practice)

Business Law and Professional Responsibilities
(LPR) (formerly Business Law)

Computer-Based Examination

Auditing and Attestation

Financial Accounting and Reporting

Regulation

Business Environment and Concepts

(f) [(c) Notwithstanding the requirements of subsections [(a)—(c)] (a) and (b), the Board may extend the term of a candidate's conditional credit upon the candidate's showing that the conditional credit expired by reason of circumstances beyond the candidate's control.

RELATIONS WITH CLIENTS AND PUBLIC

(Editor's Note: The following section is new and printed in regular type to enhance readability.)

§ 11.23a. Competence to supervise attest services.

(a) Except as provided in subsection (c), a licensee may not supervise attest services and sign or authorize another to sign an accountant's report for attest services unless the licensee satisfies the competence requirements of this section.

(b) To be competent to supervise attest services and sign or authorize another to sign an accountant's report for attest services, a licensee shall:

(1) Meet at least one of the following:

(i) Have at least 400 hours of experience within the previous 5 years in providing attest services gained in government, industry, academia or public practice and at least 24 hours of CPE in the area of accounting, auditing or attest during the 24 months immediately preceding issuance of the report.

(ii) Be a member of or employed by a firm registered with the Board that has met the requirements of § 11.82 (relating to peer review compliance).

(2) Have maintained the level of education, experience and professional conduct required by applicable generally

accepted professional standards as described in § 11.27 (relating to auditing standards and other technical standards).

(c) The requirements of subsection (b) do not apply to a licensee who was licensed by the Board before August 18, 2013.

EXPERIENCE

§ 11.55. Experience requirements for CPA certification.

[(a) *General requirements.*

(1) A candidate for CPA certification who qualified for the CPA examination based on possession of a bachelor's degree and completion of 24 semester credits in relevant subjects shall have acquired 3,200 hours of qualifying experience, including a minimum of 800 hours of attest activity, over a period of not less than 24 months.

(2) A candidate for CPA certification who qualified for the CPA examination based on possession of a master's degree or other postgraduate degree and completion of 24 semester credits in relevant subjects shall have acquired 1,600 hours of qualifying experience, including a minimum 400 hours of attest activity, over a period of not less than 12 months.

(3) A candidate for CPA certification who qualified for the CPA examination based on possession of a bachelor's degree or higher degree and completion of 150 semester credits of postsecondary education including 36 semester credits in relevant subjects shall have acquired 1,600 hours of qualifying experience, including a minimum 400 hours of attest activity, over a period of not less than 12 months.

(4) A candidate who initially sat for the CPA examination after January 1, 2000, shall have acquired the qualifying experience required under paragraphs (1)—(3) within 120 months preceding the date of application for CPA certification. A candidate who initially sat for the CPA examination before January 1, 2000, is not subject to any time limitation regarding the acquisition of qualifying experience.

(5) A candidate may not receive credit for more than 1,600 hours of qualifying experience in a 12-month period. A candidate may acquire all hours of qualifying experience in attest activity.

(b) *Attest activity.* A candidate's attest activity must be in one or more of the following areas:

(1) Candidates employed in public accounting:

(i) Audits of financial statements in accordance with GAAS, GAGAS or PCAOB.

(ii) Reviews of financial statements in accordance with SSARS.

(iii) Compilations of financial statements with complete disclosure in accordance with SSARS.

(iv) Attestation engagements in accordance with SSAE.

(v) Other auditing in accordance with accepted standards that leads to an expression of a written opinion including:

(A) Reviews regarding internal control.

(B) Operational audits.

(C) Compliance audits.

(D) Expressing an opinion on financial forecasts and projections.

(vi) Training sessions on the attest function completed before January 1, 2008.

(2) Candidates employed in private industry:

(i) Performance of an independent internal audit function.

(ii) Compliance audits of government contracts performed on behalf of a government agency that result in the issuance of an opinion or report.

(iii) Training sessions on the attest function completed before January 1, 2008.

(3) Candidates employed in Federal, State or local government:

(i) Performance of an independent internal audit function.

(ii) Audits performed on behalf of a government audit agency that results in the issuance of an opinion or report.

(iii) Training sessions on the attest function completed before January 1, 2008.

(c) *Nonattest activity.* A candidate's nonattest activity must be in one or more of the following areas:

(1) Preparation of income and nonprofit tax returns.

(2) Tax research that is properly documented.

(3) Representation before a government agency on a tax matter.

(4) Financial forecasts, analyses and projections.

(5) Management advisory services that meet AICPA standards.

(6) Management and supervision of accounting functions and preparing financial statements for profit or not-for-profit entities.

(7) Professional accounting-related work in a public accounting firm.

(d) *Nonqualifying experience.* A candidate will not receive credit for the following types of experience:

(1) Experience that was supervised by an individual who did not meet the requirements of § 11.56 (relating to supervision of experience; verification) at the time the experience was obtained.

(2) Experience acquired while self-employed.

(3) Experience acquired as a partner in a partnership.

(4) Experience comprising nonprofessional work, including recruiting, industrial engineering, administration, bookkeeping and appraisals.

(5) Paraprofessional work that does not comply with subsection (c)(7).]

(a) *General requirements.* Except as provided in subsection (b), a candidate for CPA certification shall have completed at least 1 year of qualifying experience during the 60-month period immediately preceding the date of application that included providing any type of service or advice involving the use of accounting, attest, compilation, management advisory, financial advisory, tax or consulting skills which were gained through employment in government, industry, academia or public practice. Each year of experience must include at least 1,600 hours of qualifying experience acquired over a period of not less than 12 months.

(b) *Exceptions.*

(1) A candidate who sat for the CPA examination before December 31, 2011, but did not pass at least one part of the examination before that date and satisfies the requirements of § 11.57(a)(1) (relating to education requirements for CPA certification) shall have completed at least 1 year of qualifying experience meeting the requirements of subsections (a) and (c) during the 120-month period immediately preceding the date of application.

(2) A candidate who passed at least one part of the CPA examination before December 31, 2011, and satisfies the requirements of § 11.57(a)(2) shall have completed at least 2 years of qualifying experience

meeting the requirements of subsections (a) and (c) during the 120-month period immediately preceding the date of application.

(3) A candidate who passed at least one part of the CPA examination before December 31, 2011, and satisfies the requirements of § 11.57(a)(3) shall have completed at least 1 year of qualifying experience meeting the requirements of subsections (a) and (c) during the 120-month period immediately preceding the date of application.

(c) *Acceptable areas of qualified experience.* A candidate's experience shall be of a caliber satisfactory to the Board and may include one or more of the following areas:

- (1) Attest activity.
- (2) Business valuations.
- (3) Preparation of income and nonprofit tax returns.
- (4) Tax research that is properly documented.
- (5) Representation before a government agency on a tax matter.
- (6) Financial forecasts, analyses and projections.
- (7) Management advisory services that meet AICPA standards.
- (8) Management and supervision of accounting functions and preparing financial statements for profit or nonprofit entities.
- (9) Professional accounting-related work in a public accounting firm.
- (10) Teaching accounting, auditing, taxation and related courses for academic credit at an accredited college or university. Teaching must include at least two different courses above the introductory level. One year of experience consists of no less than 24 semester hours, or the equivalent in quarter hours, taught in a period of not less than 12 months and not more than 36 months. Courses outside the fields of accounting, auditing, taxation and related courses will not be counted toward teaching. Nonqualifying courses include, for example, business law, finance, computer applications, personnel management, economics and statistics.
- (11) Other areas of experience acceptable to the Board.

(d) *Nonqualifying experience.* A candidate will not receive credit for the following types of experience:

- (1) Experience that is not verified in accordance with § 11.56 (relating to verification of experience).
- (2) Experience comprising nonprofessional work, including recruiting, marketing, administration and appraisals.
- (3) Paraprofessional work and bookkeeping that does not comply with subsection (c)(9).

§ 11.56. [Supervision] Verification of experience [; verification].

(a) To receive credit for experience under § 11.55 (relating to experience requirements for CPA certification), a candidate for CPA certification shall [**acquire**] have the experience [**under the supervision of**] verified by an individual who meets the following conditions at the time the experience is acquired:

(1) Holds a current license to practice as a CPA or public accountant in this Commonwealth or another jurisdiction **during the entire period of verification.**

(2) Either employs the candidate or is employed by the same employer as the candidate, **or has another similar relationship approved by the Board prior to the period of verification. [The supervisor may not be a member of a public accounting firm that is independent of the entity that employs the candidate.]**

(3) Is **directly or indirectly** responsible for [**and personally evaluates**] evaluating the candidate's work.

(b) [**A supervisor**] **An individual verifying a candidate's experience** shall submit a verified statement regarding the candidate's experience on a form provided by the Board, specifying the dates [**of supervision**] and the types and hours of experience acquired, **along with information demonstrating that the individual satisfies the requirements of subsection (a).**

(c) [**A supervisor**] **An individual** who submits a verified statement shall be responsible for its accuracy. [**A supervisor who knowingly**] **An individual** who submits a false or inaccurate verified statement or who refuses to submit a verified statement when qualified experience has been acquired shall be subject to disciplinary action under section 9.1 of the act (63 P. S. § 9.9a).

(d) **The Board may reject a verification when the Board questions the independent exercise of judgment by the individual making the verification.**

EDUCATION

(*Editor's Note:* The following section is new and printed in regular type to enhance readability.)

§ 11.57. Education requirements for CPA certification.

(a) *General requirements.* A candidate to sit for the CPA certification examination shall have graduated with any of the following:

(1) A baccalaureate or higher degree from a college or university accredited by a Nationally recognized accrediting agency recognized by the United States Department of Education or approved by the Board and completed a total of 150 semester credits of post-secondary education, including at least 24 semester credits of accounting and auditing, business law, finance or tax subjects of a content satisfactory to the Board, not necessarily as part of the candidate's undergraduate or graduate work, and an additional 12 semester credits in accounting, auditing and tax subjects of a content satisfactory to the Board, not necessarily as part of the candidate's undergraduate or graduate work.

(2) A baccalaureate or higher degree from a college or university accredited by a Nationally recognized accrediting agency recognized by the United States Department of Education or approved by the Board and completed at least 24 semester credits in accounting and auditing, business law, finance or tax subjects of a content satisfactory to the Board, not necessarily as part of the candidate's undergraduate work.

(3) A master's degree or other post-graduate degree from a college or university accredited by a Nationally recognized accrediting agency recognized by the United States Department of Education or approved by the Board and completed at least 24 semester credits in accounting and auditing, business law, finance or tax subjects of a content satisfactory to the Board, not necessarily as part of the candidate's undergraduate or graduate work.

(b) *Issuance of certificate.* Except as provided in § 11.55(b) (relating to experience requirements for CPA certification), the Board will not issue a certificate to a candidate who qualified to sit for the CPA certification examination under subsection (a)(2) or (3) unless the candidate has also satisfied subsection (a)(1).

CONTINUING PROFESSIONAL EDUCATION

§ 11.63. CPE subject areas; relevance to professional competence.

(a) The CPE hours required under § 11.62 (relating to CPE requirement for issuance of license; waiver or extension) must be in the following subject areas and with the following minimum hours as noted:

(1) Accounting and attest—minimum of [16] 24 CPE hours **if participating in attest activity; otherwise no minimum. A licensee who supervises attest services and signs an accountant's report for attest services may also need to complete additional CPE as provided in § 11.23a (relating to competence to supervise attest services).**

(2) Advisory services—no minimum.

(3) Management—no minimum.

(4) Professional skills development—no minimum.

(5) Specialized knowledge and applications—no minimum.

(6) Taxation—no minimum [of 8 CPE hours].

(7) Professional ethics—minimum of 4 CPE hours (effective as a condition of obtaining a license for the 2014-2015 license period and thereafter).

(b) The CPE hours required under § 11.62 must be relevant to maintaining the professional competence of a certified public accountant or public accountant. [**Practice building and office management are not acceptable CPE subject areas.**]

PEER REVIEW

§ 11.81. Definitions.

The following words and terms, when used in this section and §§ 11.82—11.86 [(relating to peer review)], have the following meanings, unless the content clearly indicates otherwise:

Administering organization—An entity that meets the standards specified by the Board for administering a peer review program.

Audit engagement—An audit as defined in the AICPA's Statement on Auditing Standards.

Engagement review—A peer review process which provides the reviewer with a reasonable basis for expressing limited assurance that:

(i) The financial statements or information and the related accountant's report on the accounting, review and attestation engagements submitted for review conform with the requirements of professional standards in all material respects.

(ii) The reviewed firm's documentation conforms with the requirements of SSARS and SSAE applicable to those engagements in all material respects.

Firm—A licensee who is a sole practitioner or a licensee that is a qualified association as defined in section 2 of the act (63 P. S. § 9.2).

[*Offsite peer review*—An engagement review as defined in the AICPA's Standards for Performing and Reporting on Peer Reviews, including interpretations thereof, excepting a study of the associated working papers.

Onsite peer review—A system review as defined in the AICPA's Standards for Performing and Reporting on Peer Review, including interpretations thereof.]

Peer reviewer—An individual who conducts an [onsite or offsite peer] engagement or system review. The term includes an individual who serves as captain of [an onsite peer] a system review team.

Review engagement—A review as defined in the AICPA's Statement of Standards on Accounting and Review Services.

Sole practitioner—A licensed certified public accountant or licensed public accountant who practices public accounting on his own behalf.

System review—A peer review process which provides the reviewer with a reasonable basis for expressing an opinion on whether, during the year under review:

(i) The reviewed firm's system of quality control for its accounting and auditing practice has been designed in accordance with quality control standards established by the AICPA.

(ii) Is being complied with to provide the firm with reasonable assurance of conforming with professional standards in all material respects.

§ 11.82. [Effective dates for peer review compliance; proof of compliance or exemption] Peer review compliance.

(a) [Unless subject to an exemption under section 8.9(g) of the act (63 P. S. § 9.8i(g)), a firm that performs an audit engagement after May 1, 1998, shall complete an onsite peer review before the license biennium that begins May 1, 2002.] Unless subject to an exemption under section 8.9(g) of the act (63 P. S. § 9.8i(g)), a firm shall complete a peer review as required under section 8.9(a), (b) and (d) of the act as a condition of renewal of the firm's license.

(b) [Unless subject to an exemption under section 8.9(g) of the act, a firm that performs a review engagement, but not an audit engagement, after May 1, 1998, shall complete an offsite peer review before the license biennium that begins May 1, 2006.] Unless required earlier under section 8.9(j) of the act, a new firm that is required to complete a peer review shall undergo its first peer review within 18 months after it is granted its initial license. A firm that had been exempt from the peer review requirement under section 8.9(g)(2) of the act or had otherwise not previously been required to undergo a peer review but begins an engagement to perform an attest activity other than a compilation shall complete a peer review within 18 months after commencing the engagement.

* * * * *

(d) A firm that performs an audit or review engagement is entitled to an exemption from peer review if any of the three conditions in section 8.9(g) of the act apply. A firm claiming an exemption shall submit with its application for initial licensure or license renewal information that substantiates its entitlement to an exemption as follows:

* * * * *

(3) Exemption under section 8.9(g)(3) of the act. One or more of the following:

(i) A physician's statement that a specified medical condition prevents the firm from completing a timely peer review.

(ii) A statement from the appropriate military authority that military service prevents the firm from completing a timely peer review.

(iii) A notarized statement from the firm setting forth unforeseen exigent circumstances that prevent the firm from completing a timely peer review.

(e) A firm that performs no audit or examination engagements but does perform one or more review engagements is only required to undergo an engagement review.

[Pa.B. Doc. No. 15-1112. Filed for public inspection June 12, 2015, 9:00 a.m.]

STATE BOARD OF CHIROPRACTIC

[49 PA. CODE CH. 5]

Radiological Procedures Examination

The State Board of Chiropractic (Board) proposes to amend §§ 5.6 and 5.63 (relating to fees; and application for examination) to read as set forth in Annex A.

Effective Date

This proposed rulemaking will be effective upon final publication in the *Pennsylvania Bulletin*.

Statutory Authority

This proposed rulemaking is authorized under section 302(3) of the Chiropractic Practice Act (act) (63 P.S. § 625.302(3)).

Background and Need for the Proposed Rulemaking

Section 522(a) of the act (63 P.S. § 625.522(a)) prohibits auxiliary personnel from performing radiologic procedures on the premises of a chiropractor unless the person: (1) is under the direct supervision of a chiropractor who is on the premises; and (2) has passed an examination approved by the Board and administered by a third-party testing service. To implement this statutory provision, the Board adopted Subchapter F (relating to performance of radiological procedures by auxiliary personnel). Under § 5.62 (relating to auxiliary personnel who may perform radiological procedures), the Board provides that auxiliary personnel who have passed an examination in radiological procedures approved by the Board, the State Board of Medicine or the State Board of Osteopathic Medicine, or an examination in radiography of the American Registry of Radiologic Technologists or the American Chiropractic Registry of Radiologic Technologists (ACRRT) may apply ionizing radiation to patients for diagnostic purposes on the premises of a licensed chiropractor. In § 5.63, the Board provides that auxiliary personnel applying for the examination must apply to the Board on Board forms and pay the fee set by the Board. The fee for the radiological procedures examination is specified in § 5.6.

Under the Department's current agreement with ACRRT, a candidate for the examination is expected to apply directly to the testing service and pay directly to the testing service the fee set by that testing service. This practice is standard for examinations required by the Bureau of Professional and Occupational Affairs that are developed and administered by National organizations. Consistent with this practice, in 1997 the Board amended § 5.6 to delete the fee for the National Board Examination of the National Board of Chiropractic Examiners (NBCE) (the examination required to be licensed to practice chiropractic) and amended § 5.15 (relating to licensure examinations) to require that candidates for licensure to practice chiropractic apply directly to the NBCE and pay the NBCE the required fee to sit for its examination. Upon recent notice from ACRRT of its current fee, the Board realized that its regulations for the radiological procedures examination had not been similarly updated.

Description of the Proposed Rulemaking

The proposed rulemaking would amend § 5.6 to delete the fee for the radiological procedures examination. It would also amend § 5.63 to delete reference to the application forms and to require auxiliary personnel to submit applications and pay the fee directly to the testing service rather than applying to the Board.

Fiscal Impact and Paperwork Requirements

This proposed rulemaking will not have adverse fiscal impact on the Commonwealth or its political subdivisions. This proposed rulemaking will not impose additional paperwork requirements upon the Commonwealth, political subdivisions or the private sector.

Sunset Date

The Board continuously monitors the effectiveness of its regulations. Therefore, a sunset date has not been assigned.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on May 29, 2015, the Board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Board, the General Assembly and the Governor of comments, recommendations or objections raised.

Public Comment

Interested persons are invited to submit written comments, suggestions or objections regarding this proposed rulemaking to the Regulatory Unit Counsel, Department of State, P. O. Box 69523, Harrisburg, PA 17106-952, RA-STRegulatoryCounsel@pa.gov within 30 days following publication of this proposed rulemaking in the *Pennsylvania Bulletin*. Reference No. 16A-4324 (radiological procedures examination) when submitting comments.

KATHLEEN G. McCONNELL, DC,
Chairperson

Fiscal Note: 16A-4324. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 5. STATE BOARD OF CHIROPRACTIC

Subchapter A. GENERAL PROVISIONS

§ 5.6. Fees.

The Board will charge the following fees:

* * * * *

Application for continuing education course approval \$30

[Radiological procedures examination..... \$58]

License restoration..... \$25

Subchapter F. PERFORMANCE OF RADIOLOGICAL PROCEDURES BY AUXILIARY PERSONNEL

§ 5.63. Application for examination.

[Applications by auxiliary personnel for the examination in radiological procedures approved by the Board shall be made on forms provided by the Board and shall be submitted to the Administrative Office of the Board, Bureau of Professional and Occupational Affairs, Post Office Box 2649, Harrisburg, Pennsylvania 17105-2649, with the required fee.]

Applications by auxiliary personnel for the examination in radiological procedures approved by the Board shall be submitted directly to the testing service, with the required fee set by the testing service.

[Pa.B. Doc. No. 15-1113. Filed for public inspection June 12, 2015, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending June 2, 2015.

Under section 503.E of the Department of Banking and Securities Code (71 P. S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file their comments in writing with the Department of Banking and Securities, Corporate Applications Division, 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

BANKING INSTITUTIONS Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
6-2-2015	First Commonwealth Bank Indiana Indiana County Application for approval to merge First Community Bank, Columbus, OH, with and into First Commonwealth Bank, Indiana, PA.	Filed

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
6-1-2015	Clarion County Community Bank Clarion Clarion County	436 Allegheny Boulevard Franklin Venango County	Approved
6-1-2015	PeoplesBank, A Codorus Valley Company York #7788 York County	425 Westminster Avenue Hanover York County (Limited Service Facility)	Approved

CREDIT UNIONS

No activity.

The Department's web site at www.dobs.pa.gov includes public notices for more recently filed applications.

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 15-1114. Filed for public inspection June 12, 2015, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of July 2015

The Department of Banking and Securities (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of July, 2015, is 5%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. 96-221). Further preemption was instituted with the signing of Pub. L. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which such individual owns and which such

individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 2.62 to which was added 2.50 percentage points for a total of 5.12 that by law is rounded off to the nearest quarter at 5%.

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 15-1115. Filed for public inspection June 12, 2015, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. In accordance with 25 Pa. Code § 92a.32(d), the proposed discharge of stormwater associated with construction activities will be managed in accordance with the requirements of 25 Pa. Code Chapter 102. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the United States Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for public hearings on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

Persons with a disability who require an auxiliary aid, service, including TDD users, or other accommodations to seek additional information should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

I. NPDES Renewal Applications

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0081264 (SEW)	GLP Capital, L.P. 777 Hollywood Blvd. PO Box 32 Grantville, PA 17028-0032	Dauphin County East Hanover Township	UNT to Swatara Creek/ 7-D	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0087785 (SEW)	Charles C. Powell Cove Forge Treatment Center 200 Trenton Street Cambridge, MD 21613	Blair County Woodbury Township	Frankstown Branch of Juniata River/11-A	Y
PA0025399 (SEW)	Christiana Borough 10 West Slokom Avenue Christiana, PA 17509	Lancaster County Christiana Borough	East Branch Oclararo Creek/7-K	Y
PA0261378 (SEW)	Sheetz Incorporated Clarks Ferry Sheetz Store No. 461 5700 Sixth Avenue Altoona, PA 16602	Dauphin County Reed Township	Swale to Juniata River/12-B	Y
PA0044911 (IW)	Land O Lakes 405 Park Drive Carlisle, PA 17015-9270	Cumberland County South Middleton Township	Mountain Creek/7-E	Y

Northcentral Region: Clean Water Program Manager, 208 West Third Street, Williamsport, PA 17701

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0035777 (Industrial Waste)	Hoeganaes Corporation 4330 Paradise Road Watsontown, PA 17777	Northumberland County Delaware Township	Unnamed Tributary of Muddy Run (10-D)	N
PA0021881 (Sewage)	Westfield Borough Sewer System STP 1488 Broughton Road Westfield, PA 16950	Tioga County Westfield Borough	Cowanesque River (4-A)	N

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N?</i>
PA0103098 (Industrial Waste)	Reynolds Water WTP 71 Crestview Drive Ext Greenville, PA 16125	Mercer County Pymatuning Township	Shenango River (20-A)	Y
PA0223042 (Sewage)	Farmington Township STP Clarion Putnam Drive Leeper, PA 16233	Clarion County Farmington Township	Unnamed Tributary to Licking Creek (17-B)	Y
PA0222712 (Sewage)	Sykesville Borough STP 21 E Main Street Sykesville, PA 15865	Jefferson County Sykesville Borough	Stump Creek (17-D)	Y

II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone: 412.442.4000.

PA0218073 A-1, SIC Code 1389, **Keyrock Energy LLC**, 106 Ferrell Avenue Suite 5, Kingsport, TN 37663-4214. Facility Name: Scottdale Treatment Facility. This existing facility is located in East Huntingdon Township, **Westmoreland County**.

Description of Existing Activity: The application is for NPDES permit for an existing discharge of treated coalbed methane wastewater.

The receiving stream(s), Jacobs Creek, is located in State Water Plan watershed 19-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.16 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	0.16	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6	XXX	XXX	9

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Total Dissolved Solids	Report	Report	XXX	Report	Report	XXX
Osmotic Pressure (mOs/kg)	XXX	XXX	XXX	272.4	544.8	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Acidity, Total (as CaCO ₃)	XXX	XXX	XXX	Report	Report	XXX
Alkalinity, Total (as CaCO ₃)	XXX	XXX	0	XXX	XXX	XXX
Effluent Net Alkalinity, Total (as CaCO ₃)	XXX	XXX	XXX	Report	Report	XXX
Dissolved Iron	XXX	XXX	XXX	Report	Report	XXX
Total Iron	XXX	XXX	XXX	3.5	XXX	7.0
Total Mercury (µg/L)	XXX	XXX	XXX	0.272	0.544	XXX
Sulfate	XXX	XXX	XXX	Report	Report	XXX
Chloride	XXX	XXX	XXX	Report	Report	XXX
Bromide	XXX	XXX	XXX	Report	Report	XXX

In addition, the permit contains the following major special conditions:

- Total Dissolved Solids—Chapter 95.10 Discharge Loadings

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA Waiver is not in effect.

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5970

PA0011088, Storm Water, SIC Code 5171, **Plains Products Terminals, LLC**, 6850 Essington Avenue, Philadelphia, PA 19153. Facility Name: Plains Products Essington Terminals. This existing facility is located in Philadelphia City, **Philadelphia County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Storm Water.

The receiving stream(s), Schuylkill River and Unnamed Tributary to Schuylkill River, is located in State Water Plan watershed 3-F and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on stormwater.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Instant. Minimum	Average Quarterly	Daily Maximum	Instant. Maximum
Flow (GPM)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	15	XXX	30

The proposed effluent limits for Outfall 002 are based on stormwater.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Instant. Minimum	Average Quarterly	Daily Maximum	Instant. Maximum
Flow (GPM)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	15	XXX	30

The proposed effluent limits for Outfall 003 are based on stormwater.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Daily Maximum	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
CBOD ₅	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Dissolved Iron	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 004 are based on a stormwater.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Daily Maximum	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
CBOD ₅	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Dissolved Iron	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 005 are based on a stormwater.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Daily Maximum	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
CBOD ₅	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Dissolved Iron	XXX	XXX	XXX	Report	XXX	XXX

In addition, the permit contains the following major special conditions:

I. Requirements For Stormwater Outfalls

II. A. Property Rights

B. Sludge Removal

III. EDMR Requirement

IV. Petroleum Marketing Terminals

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

PA0027090, Sewage, SIC Code 4952, **Lackawanna River Basin Sewer Authority**, PO Box 280, Olyphant, PA 18447-0280. Facility Name: Throop Plant. This existing facility is located in Throop Borough, **Lackawanna County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Lackawanna River, is located in State Water Plan watershed 5-A and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 10.0 MGDs.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.09	XXX	0.3
CBOD ₅	1,251	1,877	XXX	15.0	22.5	30.0
		Wkly Avg				
BOD ₅						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	2,502	3,753	XXX	30.0	45.0	60.0
		Wkly Avg				

NOTICES

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Ammonia-Nitrogen						
May 1 - Oct 31	375	XXX	XXX	4.5	XXX	9.0
Nov 1 - Apr 30	1,126	XXX	XXX	13.5	XXX	27.0
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Total Copper	1.2	1.8	XXX	0.014	0.022	XXX
Total Zinc	Report	Report	XXX	Report	Daily Max Report	XXX
Total Iron	Report Avg Qrtly	XXX	XXX	Report Avg Qrtly	XXX	XXX
Dichlorobromomethane	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX
Bis(2-Ethylhexyl)Phthalate	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 001.

Parameters	Mass (lbs)		Minimum	Concentration (mg/l)	
	Monthly	Annual		Monthly Average	Maximum
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen	Report	127,852			
Net Total Phosphorus	Report	17,047			

The proposed effluent limits for Outfall 028 are based on a design flow of 0.00 MGD (stormwater).

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly		Minimum	Average Monthly	Daily Maximum	
pH	XXX	XXX	XXX	XXX	Report	XXX
CBOD ₅	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Dissolved Iron	XXX	XXX	XXX	XXX	Report	XXX
Kjeldahl—N	XXX	XXX	XXX	XXX	Report	XXX

• This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Chapter 96 regulations. The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

In addition, the permit contains the following major special conditions:

- Combined sewer overflow, pretreatment, Wet testing, and Chesapeake nutrient requirements

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is not in effect.

PA0065552, Storm Water, NAICS Code 424690, **JVA Deicing Inc.**, 78 Cottage Street, Carbondale, PA 18407. Facility Name: JVA Deicing Inc. This proposed facility is located in Duryea Borough, **Luzerne County**.

Description of Proposed Activity: The application is for a new NPDES permit for an existing discharge of Storm Water.

The receiving stream(s), Lackawanna River and Susquehanna River, are located in State Water Plan watershed 5-A and are classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on pumped stormwater from an impoundment at 0.010 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
Total Suspended Solids	Report	Report	XXX	Report	Report	XXX
Total Dissolved Solids	Report	Report	XXX	Report	Report	XXX
Osmotic Pressure (mOs/kg)	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	Report	Report	XXX
Free Available Cyanide	XXX	XXX	XXX	Report	Report	XXX
Chloride	Report	Report	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 002 are based on pumped stormwater from an impoundment at 0.010 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
Total Suspended Solids	Report	Report	XXX	Report	Report	XXX
Total Dissolved Solids	Report	Report	XXX	Report	Report	XXX
Osmotic Pressure (mOs/kg)	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	Report	Report	XXX
Free Available Cyanide	XXX	XXX	XXX	Report	Report	XXX
Chloride	Report	Report	XXX	Report	Report	XXX

In addition, the permit contains the following major special conditions:

- Salt storage and stormwater BMPs.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is in effect.

NPDES Permit No. PA0045985, Sewage, **Mountaintop Area Joint Sanitary Authority Luzerne County**, 290 Morio Drive, Mountain Top, PA 18707, Dorrance Township, **Luzerne County**.

The following notice reflects changes to the notice published at 44 Pa.B. 3575, 3584 (June 14, 2014):

Interim monitoring for Cadmium and Zinc for the first three years; Toxic Reduction Evaluation conditions added (Cadmium and Zinc); updated Chesapeake Bay Nutrient conditions; updated Part A.III.A.4 (Test Procedures).

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

Application No. PA0246441, Concentrated Animal Feeding Operation (CAFO), **Deer Stone Ag (Willow Brook Farm CAFO)**, 10049 Ferguson Valley Road, Lewistown, PA 17044-8601.

Deer Stone Ag., Inc. has submitted an application for an Individual NPDES permit for an existing CAFO known as Willow Brook Farm CAFO, located in Granville Township, **Mifflin County**.

The CAFO is situated near Unnamed Tributary to Strodes Run in Watershed 12-A, which is classified for High Quality Waters—Cold Water Fishes, and High Quality Waters—Cold Water Fishes. The CAFO is designed to maintain an animal population of approximately 720.52 animal equivalent units (AEUs) consisting of 1,200 Gestating Sows, 200 Lactating Sows, 4,000 Nursery Pigs, 10 Boars, 12 Cow/Calf Pairs, and 3 Finishing Steers. Swine manure is collected in underbarn a shallow pull plug pit that is then transferred to a two stage lagoon. Cattle manure is handled as solid penpack. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to issue an NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The Environmental Protection Agency (EPA) permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448, Telephone: 570.327.0530.

PA0008419, Industrial Waste, SIC Code 2833, 2834, **Cherokee Pharmaceuticals LLC**, PO Box 367, Riverside, PA 17868-0367. Facility Name: Cherokee Pharmaceuticals LLC. This existing facility is located in Riverside Borough, **Northumberland County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Industrial Waste.

The receiving stream(s), Susquehanna River, is located in State Water Plan watershed 5-E and is classified for Warm Water Fishes, Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 6.47 MGDs.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Dissolved Iron	XXX	XXX	XXX	XXX	XXX	7.0
Total Iron	XXX	XXX	XXX	XXX	Report	XXX
1,4-Dioxane	Report	Report	XXX	Report	Report	XXX
Bromide	Report	Report	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 003 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 101 are based on a design flow of 6.47 MGDs.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
BOD ₅	2,254	Report	XXX	Report	Report	370
Industrial Influent	Report	Report	XXX	Report	XXX	XXX
Chemical Oxygen Demand	Report	Report	XXX	Report	XXX	XXX
Industrial Influent	Report	Report	XXX	Report	XXX	XXX
Chemical Oxygen Demand	7,328	Report	XXX	606	Report	1,212
Total Suspended Solids	3,832	Report	XXX	Report	Report	630
Ammonia-Nitrogen	355	1,015	XXX	29	84	105
Total Cyanide	XXX	Report	XXX	XXX	Report	XXX
4-Methyl-2-pentanone	XXX	Report	XXX	XXX	Report	XXX
Isopropanol	19.34	47.16	XXX	1.60	3.90	4.87
Phenol	0.24	0.60	XXX	0.02	0.05	0.06
Acetone	2.41	6.04	XXX	0.20	0.50	0.62
Acetonitrile	123.34	302.30	XXX	10.20	25.00	31.25
Acrolein	0.20	0.41	XXX	0.01	0.03	0.04
Acrylonitrile	0.14	0.24	XXX	0.01	0.02	0.03
Chlorobenzene	XXX	Report	XXX	XXX	Report	XXX
Dichlorobenzene	XXX	Report	XXX	XXX	Report	XXX
Benzene	0.24	0.60	XXX	0.02	0.05	0.06
n-Butyl Acetate	6.04	15.72	XXX	0.50	1.30	1.62
1,2-Dichloroethane	1.20	4.83	XXX	0.10	0.40	0.50
Chloroform	1.57	2.41	XXX	0.13	0.20	0.32
Diethylamine	XXX	Report	XXX	XXX	Report	XXX
Isopropyl Ether	XXX	Report	XXX	XXX	Report	XXX
Dimethyl Sulfoxide	453.4	1,106.5	XXX	37.5	91.5	114.37
Ethanol	49.58	120.93	XXX	4.10	10.00	12.50

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Ethyl Acetate	6.04	15.72	XXX	0.50	1.30	1.62
Heptane	0.24	0.60	XXX	0.02	0.05	0.06
Hexane	0.24	0.36	XXX	0.02	0.03	0.05
Methylene Chloride	3.62	10.88	XXX	0.30	XXX	0.90
Tetrahydrofuran	31.44	101.50	XXX	2.60	8.4	10.5
Toluene	0.24	0.72	XXX	0.02	0.06	0.07
Triethylamine	1,233.4	3,020.2	XXX	102.0	250	312.5
Total Xylenes	XXX	Report	XXX	XXX	Report	XXX
Vinyl Chloride	XXX	Report	XXX	XXX	Report	XXX
Total Methanol	49.58	120.90	XXX	4.10	10	12.50
n-Amyl Acetate	XXX	Report	XXX	XXX	Report	XXX
Amyl Alcohol	XXX	Report	XXX	XXX	Report	XXX
Isobutyraldehyde	XXX	Report	XXX	XXX	Report	XXX
Methyl Cellosolve	XXX	Report	XXX	XXX	Report	XXX
Methyl Formate	6.04	15.72	XXX	0.50	1.30	1.62
Isopropyl Acetate	6.04	15.72	XXX	0.50	1.30	1.62

The proposed effluent limits for Outfall 201 are based on a design flow of 0.0432 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	30	XXX	XXX
Total Aluminum	XXX	XXX	XXX	4.0	XXX	XXX
Total Iron	XXX	XXX	XXX	2.0	XXX	XXX
Total Manganese	XXX	XXX	XXX	1.0	XXX	XXX

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 001.

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen	Report	44,497			
Net Total Phosphorus	Report	11,748			

• This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Chapter 96 regulations. The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

In addition, the permit contains the following major special conditions:

- Chesapeake Bay
- Stormwater Requirements
- Whole Effluent Toxicity
- Chemical Additives
- Chlorine Minimization

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-327-3693.

The EPA Waiver is not in effect.

III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, 484.250.5900

WQM Permit No. 2315401, Sewage, **WaWa Inc.**, 260 West Baltimore Pike, Media, PA 19063.

This proposed facility is located in Chester Heights Borough, **Delaware County**.

Description of Action/Activity: Construction and operation of a sewage treatment plant.

WQM Permit No. 2315402, Sewage, **Southern Delaware County Authority**, 101 Beech Street, Boothwyn, PA 19061.

This proposed facility is located in Upper Chichester Township, **Delaware County**.

Description of Action/Activity: A gravity sewer interceptor to replace the Woodbrook pump station.

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

WQM Permit No. WQG012229, Sewage, **Emily Eckhart**, 6936 Mountain Road, Macungie, PA 18062.

This proposed facility is located in Lower Macungie Township, **Lehigh County**.

Description of Proposed Action/Activity: The applicant is requesting a WQG-01 permit for the construction of a 400 GPD small flow treatment facility with a stream discharge. The facility will include a 1,000 gallon dual compartment treatment tank, an Orenco AdvanTex AX20N Combo Mode treatment unit, an ultraviolet disinfection chamber, a 350 gallon dosing tank, a 4" schedule 40 delivery line, and a perforated outfall sewer encased in geotextile fabric and surrounded with crushed stone followed by a concrete discharge headwall.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

WQM Permit No. 3691404 Amendment #1, Sewerage, **Solanco School District**, 121 South Hess Street, Quarryville, PA 17566.

This proposed facility is located in Fulton Township, **Lancaster County**.

Description of Proposed Action/Activity: Seeking approval to replace the current chlorine disinfection system with an ultraviolet light system.

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Dr, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

WQM Permit No. WQG026501, Sewage, **Franklin Township Municipal Sanitary Authority**, 3001 Meadowbrook Road, Murrysville, PA 15668-1627.

This proposed facility is located in Murrysville Borough, **Westmoreland County**.

Description of Proposed Action/Activity: Construction of a gravity sewage collection system, pump station and forcemain to serve a proposed 300 acre development at Blackthorne Estates.

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

WQM Permit No. WQG01201503, Sewage, **Dennis & Diann Frampton**, 246 Devore Drive, Meadville, PA 16335.

This proposed facility is located in East Mead Township, **Crawford County**.

Description of Proposed Action/Activity: Small Flow Treatment Facility.

WQM Permit No. WQG01251505, Sewage, **Brandi & Nicholas Casbohm**, 9730 Crane Rd, Albion, PA 16401.

This proposed facility is located in Elk Creek Township, **Erie County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

IV. NPDES Applications for Stormwater Discharges from MS4

Northeast Regional Office: Regional Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone: 570.826.2511.

PAI132251, MS4, **Kline Township**, 30 5th Street, Kelayres, PA 18231. The application is for a new individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Kline Township, **Schuylkill County**. The receiving streams, Catawissa Creek, Little Schuylkill Creek and Quakake Creek, are located in State Water Plan watersheds 02B, 03A and 05E are classified for High Quality—Cold Water Fishes, Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation.

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA waiver is not in effect.

VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI014614008	The Cutler Group, Inc. 5 Apollo Road, Suite 1 Plymouth Meeting, PA 19462	Montgomery	Whitemarsh Township	Spring Mill Creek Tributary to Schuylkill River WWF

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Crawford, Section Chief, 717.705.4802.

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030515001	US Cellular Corporation 1451 Earl Core Road Morgantown, WV 25505	Bedford	Colerain Township	Sweet Root Creek to Town Creek (HQ-CWF) UNT Cove Creek (EV-MF)

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041415005	Centre County Airport Auth 2493 Fox Hill Rd State College, PA 16803	Centre	Benner Township	Buffalo Run HQ-CWF

Clearfield County Conservation District: 650 Leonard Street, Clearfield, PA 16830, (814) 765-2629

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041713002(2) Major Modification	Boggs Township PO Box 69 West Decatur, PA 16878	Clearfield	Boggs Township	UNT to Morgan Run CWF, MF Simeling Run HQ-CWF, MF

Cambria District: Environmental Program Manager, 286 Industrial Park Road, Ebensburg, PA 15931-4119.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI093715002	Attention: Patrick M. Webb Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800	Lawrence County	Little Beaver Township	Unnamed Tributary to Beaverdam Run, HQ-CWF

STATE CONSERVATION COMMISSION

PROPOSED NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Based upon preliminary reviews, the State Conservation Commission (SCC) or County Conservation Districts (CCD) working under a delegation agreement with the SCC have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at <http://www.nacdnet.org/about/districts/directory/pa.phtml> or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons with a disability who require an auxiliary aid, service, including TDD users or other accommodations to seek additional information should contact the SCC through the Pennsylvania AT&T Relay Service at (800) 654-5984.

**APPLICATIONS
NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal / New</i>
Wanner's Pride and Joy Farm John Wanner 5800 Wanner Road Narvon, PA 17555	Lancaster	705.9	1,404.38	Dairy	HQ	Renewal
Walnut Hollow Farms Harold Barley 728 Walnut Hill Road Millersville, PA 17551	Lancaster	600	491.15	Layers/Beef	HQ	Renewal
Hidden Acres Farm J. Kevin Rohrer 2115 Rohrer Road Manheim, PA 17545	Lancaster	400	997.56	Swine/Beef	HQ	Renewal
Noah Sauder 401 Elco Drive Myerstown, PA 17067	Lebanon	0	600.26	Swine	NA	Renewal
Meadow Wood Farms Robert Bomberger 2075 Colebrook Road Lebanon, PA 17042	Lebanon	519	1,033.3	Dairy	NA	Renewal
McClellan Farms, Inc 443 Coolbaugh Hill Road Granville Summit, PA 16926	Bradford	155.7	514.69	Swine (Finishing)	None	Renewal

**PUBLIC WATER SUPPLY (PWS)
PERMITS**

Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17), the following parties have applied for PWS permits to construct or substantially modify public water systems.

Persons wishing to comment on permit applications are invited to submit statements to the office listed before the application within 30 days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding an application. A comment should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

Following the comment period, the Department will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit application and related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915

Application No. 4815505, Public Water Supply.

Applicant	Hickory Hills MHC, LLC 121 Hickory Hills Drive Bath, PA 18014
[Township or Borough]	Upper Mount Bethel Township Northampton County
Responsible Official	John Boehm, Manager Hickory Hills 121 Hickory Hills Drive Bath, PA 18014
Type of Facility	PWS
Consulting Engineer	Charles H. Niclaus, P.E. Niclaus Engineering Corporation 804 Sarah Street Stroudsburg, PA 18360
Application Received Date	May 13, 2015
Description of Action	This application proposes the addition of a second adsorption clarifier and gravity down flow mixed media filter unit in the existing filtration plant, which provides treatment of water supplied by three existing groundwater wells.

Application No. 6415505, Public Water Supply.

Applicant **Aqua Pa, Inc.**
1775 North Main St.
Honesdale, PA 18431

[Township or Borough] Waymart Borough
Wayne County

Responsible Official Roswell S. McMullen
Manager of Special Projects
Aqua Pa, Inc.
1775 North Main St.
Honesdale, PA 18431

Type of Facility PWS

Consulting Engineer Steven Riley, PE
Entech Engineering, Inc.
4 South 4th St.
Reading, PA 19603

Application Received Date 5/28/2015

Description of Action Application proposes the permitting of a new source of supply known as Well No. 6 including all necessary appurtenances and treatment for disinfection, blending facility with existing Well No. 4, corrosion control, construction of contact segment, and demonstration of 4 Log treatment for viruses.

Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110

Permit No. 2115506 MA, Minor Amendment, Public Water Supply.

Applicant **United Water PA—Mechanicsburg**

Municipality Mechanicsburg Borough

County **Cumberland**

Responsible Official John D. Hollenbach, Vice President
4211 East Park Circle
Harrisburg, PA 17111-0151

Type of Facility Public Water Supply

Consulting Engineer Arthur C. Saunders, P.E.
United Water Pennsylvania
4211 East Park Circle
Harrisburg, PA 17111

Application Received: 5/15/2015

Description of Action Modifications to the Market Street Filtration system including media and underdrain replacement.

Permit No. 2115507 MA, Minor Amendment, Public Water Supply.

Applicant **Shippensburg Borough Authority PA**

Municipality Shippensburg Borough

County **Cumberland**

Responsible Official Loid Larson, Water Foreman
PO Box 129
111 N Fayette Street
Shippensburg, PA 17257-0129

Type of Facility Public Water Supply

Consulting Engineer Jason G. Saylor, P.E.
Utility Service Group, Inc
535 Courtney Hodges Boulevard
Perry, GA 31069

Application Received: 5/19/2015

Description of Action Rehabilitation of the Roxbury Storage Tank.

Permit No. 0515502 MA, Minor Amendment, Public Water Supply.

Applicant **Centerville Area MA**

Municipality Cumberland Valley Township

County **Bedford**

Responsible Official Lynland L. Yokum, Chairman
1030 Dark Hollow Road
Bedford, PA 15522

Type of Facility Public Water Supply

Consulting Engineer Edward Bellock, P.E.
Bellock Engineering
581 England Road
Roaring Spring, PA 16673

Application Received: 5/22/2015

Description of Action Filter plant upgrades including media replacement and plant automation.

Permit No. 28015501 MA, Minor Amendment, Public Water Supply.

Applicant **Grove US, LLC**

Municipality Antrim Township

County **Franklin**

Responsible Official Kevin Flohr, Facility Administrator
PO Box 21
Shady Grove, PA 17256

Type of Facility Public Water Supply

Consulting Engineer April M. Barkasi, P.E.
Cedarville Engineering Group, LLC
1033 South Hanover Street
North Coventry, PA 19465

Application Received: 4/27/2015

Description of Action Rehabilitation of the existing storage tank.

Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448

Application No. 1415504—Construction Public Water Supply.

Applicant **Penns Valley Medical Center**

Township/Borough Penn Township

County **Centre**

Responsible Official John Alan Hgen, Vice President
Penns Valley Medical Center
P.O. Box 302
Millheim, PA 16854

Type of Facility Public Water Supply

Consulting Engineer Kerry D. Tyson, P.E.
Nittany Engineering & Assoc.
LLC
2836 Earlstown Road, Suite 1
Centre Hall, PA 16828

Application Received May 16, 2015

Description of Action Addition of a nitrate treatment unit to the existing treatment system.

Southwest Region: Safe Drinking Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Permit No. 2615502, Public Water Supply.

Applicant **Pennsylvania American Water Company**
800 West Hersheypark Drive
Hershey, PA 17033

[Township or Borough] Dunbar Township

Responsible Official David R. Kaufman, P.E.,
Vice-President-Engineering
Pennsylvania American Water Company
800 West Hersheypark Drive
Hershey, PA 17033

Type of Facility PAWC-Uniontown water system

Consulting Engineer

Application Received Date May 7, 2015

Description of Action Installation of the Uniontown Street Booster Station, Airport Gradient Booster Station and associated waterlines.

Permit No. 6515509, Public Water Supply.

Applicant **Latrobe Municipal Authority**
104 Guerrier Road
Latrobe, PA 15650

[Township or Borough] Derry Township

Responsible Official Thomas D. Gray, Manager
Latrobe Municipal Authority
104 Guerrier Road
Latrobe, PA 15650

Type of Facility Water system

Consulting Engineer Lennon, Smith, Souleret
Engineering, Inc.
846 Fourth Avenue
Coraopolis, PA 15108

Application Received Date June 2, 2015

Description of Action Installation of the Kings Club Road Development booster station.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Application No. 0215517MA, Minor Amendment.

Applicant **Aleppo Township Authority**
100 North Drive
Suite 2
Sewickley, PA 15143

[Township or Borough] Glenfield Borough

Responsible Official John M. Seifarth, Chairman
Aleppo Township Authority
100 North Drive
Suite 2
Sewickley, PA 15143

Type of Facility Water system

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
Suite 200
Cheswick, PA 15024

Application Received Date May 20, 2015

Description of Action Installation of approximately 1,098 feet of 12-inch diameter waterline and appurtenances.

Application No. 0215518MA, Minor Amendment.

Applicant **Monroeville Municipal Authority**
219 Speelman Lane
Monroeville, PA 15146

[Township or Borough] Monroeville Borough

Responsible Official James Hunter, General Manager
Monroeville Municipal Authority
219 Speelman Lane
Monroeville, PA 15146

Type of Facility Water system

Consulting Engineer Chester Engineers
1555 Coraopolis Heights Road
Moon Township, PA 15108

Application Received Date May 22, 2015

Description of Action Installation of approximately 4,600 feet of 12-inch diameter waterline and appurtenances (SR 22 Waterline Relocation Project).

Application No. 5615509MA, Minor Amendment.

Applicant **Somerset Township Municipal Authority**
PO Box 247
Somerset, PA 15501

[Township or Borough] Somerset Township

Responsible Official Carolyn Zambanini, Manager
Somerset Township Municipal Authority
PO Box 247
Somerset, PA 15501

Type of Facility Water system

Consulting Engineer The EADS Group
450 Aberdeen Drive
Somerset, PA 15501

Application Received Date May 23, 2015

Description of Action Installation of waterlines for the Highland Hill Development.

Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

Application No. 361W2-T2-MA5, Minor Amendment.

Applicant	Millcreek Township Water and Sewer Authority
Township or Borough	City of Erie
Responsible Official	David J. Sterrett
Type of Facility	Public Water Supply
Consulting Engineer	Jason G. Saylor, P.E. Utility Service Company, Inc. 535 Courtney Hodges Blvd. Perry, GA 31069
Application Received Date	May 18, 2015
Description of Action	Cleaning of interior tank surfaces with spot application of mineral and organic acid and full pressure washing at Asbury Tank No. 1 and Asbury Tank No. 2.

WATER ALLOCATIONS

Applications received under the act of June 24, 1939 (P.L. 842, No. 365) (35 P.S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of the Commonwealth

Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

WA 43-1001, Water Allocations. South Pymatuning Township, 3483 Tamarack Drive, Sharpsville, PA 16150, South Pymatuning Township and Borough of Sharpsville, **Mercer County**. Water Allocation Permit application for the right to purchase 0.181 MGD from the Borough of Sharpsville.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

**UNDER ACT 2, 1995
PREAMBLE 1**

Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907)

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup

standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the following site, proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified as follows. During this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office listed before the notice. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following Notices of Intent to Remediate:

Northcentral Region: Environmental Cleanup & Brownfields Program Manager, 208 West Third Street, Williamsport, PA 17701

Crossroads Freight & Logistics, Interstate 80 @ MM 185W, Greene Township, **Clinton County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857 on behalf of Crossroads Freight & Logistics, 2749 Oakberry Drive, Lawrenceville, GA 30045 submitted a Notice of Intent to Remediate. Approximately 80-90 gallons of diesel fuel was spilled to soils adjacent to the roadway. The site was and will remain a right-of-way along the interstate roadway. The Notice of Intent to Remediate was published in *The Daily Item* on February 24, 2015.

Former Sem Materials, L.P. Facility, 4th and Duke Streets, Point Township, **Northumberland County**. ARCADIS U.S., Inc. 10 Friends Lane, Suite 200, Newtown, PA 18940, on behalf of Koch Materials, LLC, 4111 East 37th Street North, Wichita, Kansas 67720 submitted a Notice of Intent to Remediate. Various organic regulated substances associated with operation of the asphalt batching plant have been detected in soils and groundwater. The site is currently zoned for industrial purposes and is expected to be used for nonresidential purposes in the future. The Notice of Intent to Remediate was published in *The Daily Item* on April 4, 2015.

Northeast Region: Eric Supey, Environmental Cleanup and Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

4830 William Penn Highway, 4830 William Penn Highway, Bethlehem Township, **Northampton County**. Taylor GeoServices, 38 Bishop Hollow Road, Newtown Square, PA 19073, on behalf of Roadrunner Transportation Services, 4900 South Pennsylvania Avenue, Cudahy, WI 53110-8903, submitted a Notice of Intent to Remediate. An accident caused a 55 gallon drum to fall off a truck and seep diesel fuel on a residential property. The proposed future use of the property will be residential. The Notice of Intent to Remediate was published in *The Express Times* on May 7, 2015.

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.

RE Invest Tire & Wheel Renewal LLC, 515-621 North College Street, Carlisle, PA 17013, Borough of Carlisle, **Cumberland County**. Sovereign Consulting, Inc., 111A North Gold Drive, Robbinsville, NJ 08691, on behalf of RE Invest Tire & Wheel Renewal, LLC, PO Box 748, Hainesport, NJ 08036, a Notice of Intent to Remediate site soils and groundwater contaminated with VOCs, SVOCs, pesticides, herbicides, and PCBs. The site will be remediated to a combination of Nonresidential and Residential Statewide Health Standards. Future use of the site will be commercial and residential. The Notice of Intent to Remediate was published in the *Sentinel* on May 8, 2015.

USPS Former Harrisburg Vehicle Maintenance Facility, 800 Mulberry Street, Harrisburg, PA 17104, City of Harrisburg, **Dauphin County**. ARM Group, Inc., 1129 West Governor Road, PO Box 797, Hershey, PA 17033-0797, on behalf of US Postal Service, 7029 Albert Pick Road, 3rd Floor, Greensboro, NC 27409, submitted a Notice of Intent to Remediate groundwater contaminated with PAHs and VOCs. The site will be remediated to a combination of Background and Statewide Health Standards. Future use of the site will be commercial. The Notice of Intent to Remediate was published in the *Patriot-News* on April 30, 2015.

Southeast Regional Office: Regional Manager, Environmental Cleanup and Brownfields, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5960. Charline Bass

Perry Residence, 11 Caledonia Drive, Warminster Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, Gene Noce, Harleysville Insurance, Specialty Claims, Harleysville Insurance, P. O. Box 227, Harleysville, PA 19438 on behalf of Judith Perry, 11 Caledonia Drive Warminster, PA 18974 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of no. 2 fuel oil. The site is presently residential and the intended future use of the site is residential. The Notice of Intent to Remediate was published in the *Bucks County Courier Times* on May 8, 2015. PF793907.

Speed King, 249 Lancaster Avenue, East Whiteland, **Chester County**. Dave Farrington, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382, Frank King Jr., Estate of Frank King, Jr. 417 Water Dam Road, Waynesburg, PA 15370, Christina Rubel, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 on behalf of Glenn King, 675 East Reeceville Road, Coatesville, PA 19320 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of other organics. The future use of the site is

expected to remain as commercial. The Notice of Intent to Remediate was published in the *Daily Local News* on April 21, 2015. PF785201.

2 Pond Lane, 2 Pond Lane, Williston Township, **Chester County**. Phil Gray, Compliance Management, 1350 Welsh Road, North Wales, PA 19454, Bil Brehm, Stonebridge Bank, 605 Willowbrook Lane, West Chester, PA 19382 on behalf of Tim Horn, 1076 Wood Lane, West Chester, PA 19382 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of volatile organics (heating oil). The intended future use of the site is residential. The Notice of Intent to Remediate was published in the *Daily Local News* on March 18, 2015. PF785261.

Hamilton Residential, 1574 Shadyside Road, West Bradford Township, **Chester County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, Linda Shidel, State Farm Insurance, PA Fire Claims, P. O. Box 106110, Atlanta, GA 30348-6110 on behalf of James and Carol Hamilton, 1574 Shadyside Road, West Chester, PA 19380, Donald Rocklage, 1570 Shadyside Road, West Chester, PA 19380, Maryanne Canonico, 1566 Shadyside Road, West Chester, PA 19380 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of no. 2 fuel oil. The intended future use of the site is residential. The Notice of Intent to Remediate was published in the *Daily Local News* on April 19, 2015. PF785261.

Society Hill Shopping Center, 314-326 South 5th Street, City of Philadelphia, **Philadelphia County**. Michael A. Christie, PG, Penn E&R, Inc., 2755 Begey Road, Hatfield, PA 19440, Darryl D. Borrell, Manko, Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 901, Bala Cynwyd, PA 19004 on behalf of Harry Feinber, Law Office of Harry Feinberg, 21 South 12th Street, Philadelphia, PA 19107 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of vocs and svocs. The site will continue to be used for non-residential purpose. The Notice of Intent to Remediate was published in the *Philadelphia Daily News* on April 30, 2015. PF785578.

Budge/Avis Rent a Car, 6501 Essington Avenue and 6439 Passyunk Avenue, City of Philadelphia, **Philadelphia County**. Tripp Fischer, P.G., Brownfield Science & Technology, 3157 Limestone Road, Cochranville, PA 19330 on behalf of Bernie Boldt, MCK Real Estate Corporation, 152 East 22nd Street, Suite B, Indianapolis, Indiana 46202 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of metals, svocs and vocs. The future use of the site is commercial. The Notice of Intent to Remediate was published in the *Local Newspaper* on April 6, 2015. PF785096.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

The Department has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the general public. This approach allows the owner or operator of a facility to submit permitting documents relevant to its application for all sources related to a facility or a proposed project, affords an opportunity for public input, and provides for a decision on the issuance of the necessary permits.

The Department received applications for Plan Approvals or Operating Permits from the following facilities.

Copies of the application, the Department's analysis, all pertinent documents used in the evaluation of the application and subsequently prepared proposed plan approvals/operating permits are available for public review during normal business hours at the appropriate Department Regional Office. Appointments for scheduling a review must be made by calling the appropriate Department Regional Office. The address and phone number of the Regional Office is listed before the application notices.

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to the Department's Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval/Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the permit.

A person wishing to request a hearing may do so during the 30-day comment period. A public hearing may be held, if the Department, in its discretion, decides that a hearing is warranted based on the information received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper, the *Pennsylvania Bulletin* or by telephone, when the Department determines this type of notification is sufficient. Requests for a public hearing and any relevant information should be directed to the appropriate Department Regional Office.

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be submitted to the United States Environmental Protection Agency for review and approval as a revision to the State Implementation Plan. Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the sources are constructed and operating in compliance with applicable requirements in the Air Pollution Control Act (35 P. S. §§ 4001—4015), 25 Pa. Code Chapters 121—145, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

43-373A: Ellwood Crankshaft & Machine Company (2575 Freedland Road, Hermitage, PA 16148), for the construction of a crankshaft manufacturing facility consisting of horizontal multi-directional hot forging, heat treatment, and machining in Sharon City, **Mercer County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the State Only operating permit at a later date.

The proposed construction of a crankshaft manufacturing facility consisting of horizontal multi-directional forging, heat treat, and rough machining operations will result in projected actual emissions of 2.46 tpy for VOC, 44.68 tpy for NO_x, 37.54 tpy for CO, 3.4 tpy for PM, and 0.27 tpy for SO_x. This Plan Approval will contain emission restriction, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate BAT for the source including, but are not limited to, the following:

- Facility is subject to Subpart XXXXXX—National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories.

- Clam Shell Furnaces:
 - Subject to 25 Pa. Code §§ 123.13 and 123.21
 - Each furnace shall not emit more than the following:
 - NO_x: 110 ppmvds @ 3% O₂ for heat up temperature range of 1,300 F to 2,300 F and between 50% to 100% of rated heat input capacity
 - NO_x: 4.6 tpy based on a 12-month rolling total
 - NO_x: 1.37 #/hr
 - CO: 50 ppmvds @ 3% O₂ for heat up temperature range of 1,300 F to 2,300 F and between 20% to 100% of rated heat input capacity
 - CO: 3.87 tpy based on a 12-month rolling total
 - CO: 0.88 #/hr
 - Stack test for NO_x and CO initially and at operating permit renewal.
 - The permittee shall record the following:
 - Gas usage on a monthly basis and a 12-month rolling total basis

- Hours of operation when furnace is operating between 1,300 F and 2,300 F and between 50% to 100% of rated heat input and when furnace is operating between 1,300 F and 2,300 F and between 20% to 100% of rated heat input.

- NO_x emissions on a monthly basis and a 12-month rolling total basis. NO_x emissions shall be calculated by hours of operation between 1,300 F and 2,300 F and between 50% to 100% of rated heat input and latest compliant stack test results added to hours of operation outside the above range and 1.37 #/hr.

- CO emissions on a monthly basis and a 12-month rolling total basis. CO emissions shall be calculated by hours of operation between 1,300 F and 2,300 F and between 20% to 100% of rated heat input and latest compliant stack test results added to hours of operation outside the above range and 0.88 #/hr.

- The permittee shall maintain and operate the source in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.

- **Mobi-Hearth Heat Treat Furnaces:**
 - Subject to 25 Pa. Code §§ 123.13 and 123.21
 - Each furnace shall not emit more than the following:
 - NO_x: 60 ppmvds @ 3% O₂ for heat up temperature range of 1,300 F to 1,700 F and between 50% to 100% of rated heat input capacity
 - NO_x: 6.57 tpy based on a 12-month rolling total
 - NO_x: 1.5 #/hr
 - CO: 50 ppmvds @ 3% O₂ for heat up temperature range of 1,300 F to 2,300 F and between 20% to 100% of rated heat input capacity
 - CO: 5.52 tpy based on a 12-month rolling total
 - CO: 1.25 #/hr
 - Stack test for NO_x and CO initially and at operating permit renewal.
 - The permittee shall record the following:
 - Gas usage on a monthly basis and a 12-month rolling total basis
 - Hours of operation when furnace is operating between 1,300 F and 1,700 F and between 50% to 100% of rated heat input and when furnace is operating between 1,300 F and 2,300 F and between 20% to 100% of rated heat input.
 - NO_x emissions on a monthly basis and a 12-month rolling total basis. NO_x emissions shall be calculated by hours of operation between 1,300 F and 1,700 F and between 50% to 100% of rated heat input and latest compliant stack test results added to hours of operation outside the above range and 1.5 #/hr.
 - CO emissions on a monthly basis and a 12-month rolling total basis. CO emissions shall be calculated by hours of operation between 1,300 F and 2,300 F and between 20% to 100% of rated heat input and latest compliant stack test results added to hours of operation outside the above range and 1.25 #/hr.
 - The permittee shall maintain and operate the source in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.

In accordance with 25 Pa. Code § 127.44(f)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan ap-

proval [43-373A] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Regional Air Quality Program Manager, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region Air Quality Program Manager.

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

61-224A: Joy Global, Inc. Franklin Plant 1 (323 Buffalo Street, Franklin, PA 16323), for the construction of 2 paint booths and degreasers in Franklin City, **Venango County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the State Only operating permit at a later date.

The proposed construction of 2 paint booths will result in permit limits of 45.0 tpy for VOC, 9.0 tpy for single HAP, and 24.0 tpy for total HAPs. The facility will have permit limits of 49.5 tpy for VOC, 9.5 tpy for single HAP, and 24.5 tpy for total HAPs. This Plan Approval will contain emission restriction, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate BAT for the source including, but are not limited to, the following:

- **Site Level Requirements:**
 - The emissions from the facility shall not exceed the following:
 - VOC: 49.0 tpy based on a consecutive 12-month rolling period
 - Single HAP: 9.5 tpy based on a consecutive 12-month rolling period
 - Total HAPs: 24.5 tpy based on a consecutive 12-month rolling period
 - The permittee shall record the following:
 - Facility VOC emissions on a monthly basis and a 12-month rolling total basis
 - Facility Single HAP emissions on a monthly basis and a 12-month rolling total basis
 - Facility Total HAP emissions on a monthly basis and a 12-month rolling total basis
- **Source 101 (Spray Booths):**
 - Subject to 25 Pa. Code §§ 123.13 and 129.52

- The emissions from both booths combined shall not exceed the following:

- VOC: 45.0 tpy based on a consecutive 12-month rolling period

- Single HAP: 9.0 tpy based on a consecutive 12-month rolling period

- Total HAPs: 24.0 tpy based on a consecutive 12-month rolling period

- All recordkeeping shall commence upon startup of the source/control device. All records shall be kept for a period of five (5) years and shall be made available to the Department upon request.

- The permittee shall maintain a record of all preventive maintenance inspections of the control device(s). The records of the maintenance inspections shall include, at a minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, and any routine maintenance performed.

- The permittee shall record the following operational data from the control device(s) (these records may be done with strip charts recorders, data acquisition systems, or manual log entries):

- Pressure drop—daily defined as at least once per calendar day

- The permittee shall record the following:

- VOC emissions on a monthly basis and a 12-month rolling total basis

- Single HAP emissions on a monthly basis and a 12-month rolling total basis

- Total HAP emissions on a monthly basis and a 12-month rolling total basis

- The permittee shall perform a daily operational inspection of the control device.

- All gauges employed by the permittee to monitor the required control device operating parameters shall have a scale such that the expected normal reading shall be no less than twenty percent (20%) of full scale and be accurate within plus or minus two percent (+/- 2%) of full scale reading.

- The permittee shall adhere to the approved indicator range for the control device so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator range is the following:

- Pressure drop: 1.0 to 7.0 inches water gauge or as established during compliant testing

- The permittee, with prior Departmental approval, may conduct additional performance tests to determine a new pressure drop range. Within 24-hours of discovery of a reading outside of the prescribed range the permittee shall perform a maintenance inspection on the control device and take corrective action. Records of all maintenance inspections on the control device, and corrective actions taken, shall be maintained on site for a minimum period of five years. In the event of more than one documented excursion outside the prescribed range in any calendar quarter the permittee shall submit a corrective measure plan to the Department. Corrective measures may include an increase of the frequency of required preventative maintenance inspections of the control device, a modification of the prescribed range, or other

appropriate action as approved by the Department. Upon receipt of a corrective measure plan the Department shall determine the appropriate corrective measure on a case by case basis.

- The permittee shall operate the control device associated with this source at all times that the source is in operation.

- The source and control device shall be maintained and operated in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.

- Source 102 (Small Parts Washers):

- Subject to 25 Pa. Code § 129.63.

In accordance with 25 Pa. Code § 127.44(f)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [61-224A] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Regional Air Quality Program Manager, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region Air Quality Program Manager.

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

62-017W: United Refining Company of Pennsylvania, Warren Plant (P.O. Box 780, Warren, PA 16365-0780) for the installation of a Steam Methane Reformer (SMR) Hydrogen Plant at 15 Bradley Street in Warren, PA (16365-0780). This facility is located in the City of Warren, **Warren County**.

Pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 62-017W to United Refining Company of Pennsylvania for the instal-

lation of a SMR hydrogen plant, for the Warren Plant located in the City of Warren, Warren County. The Plan Approval will subsequently be incorporated into a facility Title V Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 62-017W is for the installation of a SMR hydrogen plant. Based on the information provided by the applicant and DEP's own analysis, the combined subject sources from this project will have the potential to emit approximately 18.4 tons per year (tpy) of nitrogen oxides, 8.32 tpy of carbon monoxide, 4.14 tpy of volatile organic compounds, 3.6 tpy of particulate matter, 2.42 tpy of hazardous air pollutants, 0.44 tpy of sulfur oxides and 114,914 tpy of greenhouse gas emissions.

The hydrogen plant will be subject to emission requirements from 25 Pa. Code § 123.41, using 25 Pa. Code § 127.12b and from 40 CFR 60.102a. Testing requirements have been included using 25 Pa. Code § 127.12b and from 40 CFR 60.104a. Monitoring requirements have been included using § 60.107a. Recordkeeping requirements have been included from § 60.108a, § 63.7555 and § 63.7560. Reporting requirements have been included using 25 Pa. Code § 127.12b and from 40 CFR 63.7545 and 63.7550. Work practice requirements have been included using 25 Pa. Code § 127.12b and from 40 CFR 60.103a, § 63.7500 and § 63.7515. These requirements are designed to keep the facility operating within all applicable air quality requirements.

This facility will be subject to 40 CFR Part 60 Subpart Ja (Standards of Performance for Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007) and 40 CFR Part 63 Subpart DDDDD (National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers and Process Heaters).

In accordance with 25 Pa. Code § 127.44(f)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Regional Air Quality Program Manager, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region Air Quality Program Manager.

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

62-032K: Ellwood National Forge (One Front Street, Irvine, PA 16329), for the modification of Furnaces 382 and 605 by replacing the burner packages and controls in Brokenstraw Township, **Warren County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the Title V operating permit at a later date.

Plan approval No 62-032K is for the proposed modification of Furnaces 382 and 605 by replacing the burner packages and controls. Both furnaces are included as part of Source 111. This project will result in projected actual emissions of 8.1 tpy for NO_x, 6.8 tpy for CO, 0.443 tpy for VOC, 0.613 tpy for PM, 0.613 tpy for PM₁₀, 0.613 tpy for PM_{2.5}, 0.049 tpy for SO_x, and 9,685.2 tpy for CO₂(e). This Plan Approval will contain conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology (BAT) for the source including, but are not limited to, the following:

- When firing natural gas:
 - The NO_x emissions from ENF heat treat furnaces 382 & 605 shall not exceed 100 lbs/MMCF and 8.1 TPY (based on a 12-month rolling total).
 - The NO_x emissions from the ENF heat treat furnaces except for Furnaces 382 & 605 shall not exceed 140 lbs/MMCF. The NO_x emissions from the ENF heat treat furnaces shall not exceed 10.85 TPY (based on a 12-month rolling total).
- Stack test either Furnace 382 or 605 for NO_x and CO initially and test at operating permit renewal.
- All conditions from the facility operating permit issued on August 1, 2012, for this source remain in effect unless modified in this plan approval.

In accordance with 25 Pa. Code § 127.44(f)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [62-032K] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Regional Air Quality Program Manager, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region Air Quality Program Manager.

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

06-05069: East Penn Manufacturing Co. Inc. (Deka Road, PO Box 147, Lyon Station, PA 19536) for the lead-acid battery assembly facility located in Richmond Township, **Berks County**. This is intent to authorize a significant modification to the facility's Title V operating permit issued January 22, 2015. The purpose of the permit change is to modify discharge hour limits listed in Air Quality Permit 06-05069. The modified discharge hour limits will decrease the facility potential to emit $PM_{10}/PM_{2.5}$ by 0.09 tpy.

06-05063: Boyertown Foundry Co. (PO Box 443, 9th & Rothermel, New Berlinville, PA 19545) to issue a Title V Operating Permit renewal for the New Berlinville Plant located in Boyertown Borough, **Berks County**. The actual emissions from the facility in 2014 year were 84 tons of CO, 2 tons of NO_x, 32 tons of PM₁₀, 24 tons of PM_{2.5}, 12 tons of SO_x and 22 tons of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code §§ 129.52, 129.63 and 129.91, 40 CFR 63 Subpart ZZZZZ and 40 CFR 64.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648

53-00004: Dominion Transmission Inc. (5000 Dominion Boulevard Glen Allen, VA 23060) to issue a renewal Title V Operating Permit for their Harrison Transmission Station located in Harrison Township, **Potter County**. The facility is currently operating under Title V Operating Permit 53-00004. The facility's main sources include multiple natural-gas-fired heaters/boilers ranging from

0.10 MMBtu/hr to 25 MMBtus/hr, five 2,000 brake-horsepower natural-gas-fired compressor engines, one 770 brake-horsepower natural-gas-fired engine, one 1,100 brake-horsepower natural-gas-fired engine, and various storage tanks.

The facility has potential annual emissions of 424.57 tons of carbon monoxide, 1,169.14 tons of nitrogen oxides, 27.98 tons of sulfur oxides, 21.73 tons of particulate matter including particulate matter less than 10 microns in size, 21.73 tons of particulate matter less than 2.5 microns in size, 135.88 tons of volatile organic compounds, 4.91 tons of hazardous air pollutants, and 46,489 tons of greenhouse gases. The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 40 CFR Part 60 Subpart Dc, 40 CFR Part 63 Subpart ZZZZ, 40 CFR Part 63 Subpart DDDDD, and 25 Pa. Code Chapters 121—145.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2507

40-00114: Glenn O. Hawbaker, Inc. (711 E. College Ave., Bellefonte, PA 16823-6854) The Department intends to issue a State Only (Synthetic Minor) operating permit for the Hazleton Aggregate Facility Plant #23 in Hazle Township, **Luzerne County**. The facility is taking an elective restriction on production to limit particulate matter emissions below Title V levels. The State Only operating permit includes emissions, monitoring, record keeping, reporting, testing and any additional conditions designed to ensure compliance with all applicable Federal and State air pollution control requirements.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

67-05134: Krosaki Magnesita Refractories LLC (425 South Salem Church Road, York, PA 17408) to issue a State Only Operating Permit for their specialty non-clay refractory manufacturing facility in West Manchester Township, **York County**. Potential facility emissions of volatile organic compounds (VOC) are limited to 50 tons per year and actual VOC emissions are minimized by the use of three thermal incinerator VOC control devices. The Operating Permit includes emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. The facility includes sources subject to 40 CFR Part 63 Subpart

SSSSS—National Emission Standards Hazardous Air Pollutants for Refractory Products Manufacturing.

07-05037: Cove Shoe Company (107 Highland Street, Martinsburg, PA 16662) to issue a State Only Operating Permit for their footwear manufacturing facility in Martinsburg Borough, **Blair County**. Reported facility emissions for 2014 included 24.1 tons of volatile organic compounds (VOC) and 3.7 tons of hazardous air pollutants (HAP). The Operating Permit includes emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6131

25-00541: Penn-Union Corporation (229, Waterford Street, Edinboro, PA 16412-2381) for issuance of the natural minor permit. The facility is located in Edinboro Borough, **Erie County**. The facility manufactures current-carrying wiring devices. The facility's emitting sources include: 1) Electric Induction Furnaces (3), 2) Rotary Casting Unit, 3) Manual Casting Unit, 4) Push out furnace/Aluminum, 5) Muller "A" Sand Return/Mixing Unit, 6) Shot Blast (West Wheelabrators C & D), 7) Deslagging Ladles (A & B), and, 8) Miscellaneous Natural Gas Process Units. The facility removed the following sources: 1) Degreaser Boiler and 2) Degreaser (Batch Cold Cleaning) emitting source of Perchloroethylene (HAP), 3) Hand Plating line, 4) Automatic Plating Line, 5) Plating Boiler, 6) Core Machine B, 7) East Tumblers A—E, 8) Manual Stripping Station, 9) PVC System, 10) Electric Core oven and, 11) Sludge cake dryer. Thus, the facility is a Natural Minor Permit. The Potential emissions from the facility are PM: 9.82 TPY, SO_x: 32.57 TPY, NO_x: 3.84 TPY, VOC: 0.21TPY, CO: 3.22 TPY.

27-00033: National Forest Products, (427 NFP Drive, Marienville, PA 16237) to issue the renewal of the State Only Operating Permit for the cabinet manufacturing facility located in Jenks Township, **Forest County**. The primary sources at the facility are 2 paint booths and wood staining activities. The facility is a Natural Minor. Potential emissions are 21.6 tpy VOC, 4.74 tpy for single highest HAP; and 8.48 tpy for all HAPs combined; and less than 1 tpy for CO, PM, SO_x, & NO_x. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

PLAN APPROVALS

Receipt of Plan Approval Applications and Intent to Issue Plan Approvals, and Intent to Issue Amended Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter B And Subchapter F. These actions may include the administrative amendments of an associated operating permit.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2507

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to

issue a Plan Approval to **Inhance Technologies, LLC** (16223 Park Raw, Suite 100, Houston, TX 77084) for their facility located in Hanover Township, **Lehigh County**. This Plan Approval No. 39-00090A will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 39-00090A is for the construction and operation of additional production equipment, a second train reactor vessel, two electrolytic cells and a hot water heater. The company has also requested to update the facility's potential emissions. The additional production equipment would increase the production capacity of the facility and also increase the facility's potential emissions. Small quantities of hydrogen fluoride (HF) and fluorine (F₂) emissions are expected from the new and existing process equipment at the facility. HF and F₂ emissions will be controlled by packed bed scrubber before releasing into atmosphere. The process emissions are projected to 0.624 TPY of HF and 0.290 TPY of F₂ with 8,760 hours per year. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. The use of scrubbers to control emissions will meet BAT requirements for these sources. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 39-00090A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Environmental Group Manager, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone 570-826-2511 within 30 days after publication date.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); the Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015);

the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

Coal Applications Received

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100

03981301 and NPDES No. PA0215198. Western Allegheny Energy, LLC, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Parkwood Mine in Plumcreek Township, **Armstrong County** and related NPDES permit to add a new coal yard, sediment pond and NPDES Outfall 003. Crooked Creek, classified for the following use(s): WWF. The application was considered administratively complete on May 26, 2015. Application received January 2, 2015.

30080701 and NPDES No. PA0235806. Consol Pennsylvania Coal Company LLC, (1525 Pleasant Grove Road, P.O. Box J, Claysville, PA 15323). To renew the permit for the Bailey Central Mine Complex Coal Refuse Disposal Area No. 5 and 6 in Richhill Township, **Greene County** and related NPDES Permit. No additional discharges. The application was considered administratively complete on May 27, 2015. Application received December 23, 2014.

30841317 and NPDES No. PA0213527. Consol Pennsylvania Coal Company LLC, (1525 Pleasant Grove Road, P.O. Box J, Claysville, PA 15323). To revise the permit and NPDES permit for the Enlow Fork Mine in Richhill Township, **Greene County**, East Finley Town-

ship, **Washington County** to add surface acres for the F27 Bleeder Site and a new NPDES discharge point. Surface Acres Proposed 21.9. Receiving Streams: Unnamed Tributary to Buffalo Creek, classified for the following use(s): HQ-WWF. The application was considered administratively complete on May 28, 2015. Application received February 27, 2015.

30841316 and NPDES No. PA0213535. Consol Pennsylvania Coal Company LLC, (1525 Pleasant Grove Road, P.O. Box J, Claysville, PA 15323). To revise the permit and NPDES permit for the Bailey Mine in Richhill Township, **Greene County** for installation of airshaft and Outfall 34. Surface Acres Proposed 7.0. Receiving Streams: Unnamed Tributary to North Fork Dunkard Fork, classified for the following use(s): TSF. The application was considered administratively complete on May 29, 2015. Application received February 27, 2015.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900

Permit No. 05070101 and NPDES No. PA0262544. J&J Svonavec Excavating, Inc., 618 Samuels Road, Somerset, PA 15501, renewal for the continued operation and restoration of a bituminous surface mine in Broad Top Township, **Bedford County**, affecting 110 acres. Receiving streams: Brewster hollow Run for the following use: warm water fishes. The first downstream potable water supply intake from the point of discharge is Saxton Municipal water Quthority at Saxton, PA on the Raystown Branch of the Juniata River. Application received: May 18, 2015.

Permit No. 56090108 and NPDES No. PA0262803. Hoffman Mining, Inc., P.O. Box 130, 118 Runway Road, Friedens, PA 15541, renewal for the continued operation and restoration of a bituminous surface mine in Shade Township, **Somerset County**, affecting 185 acres. Receiving streams: unnamed tributaries to/and Dark Shade Creek classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 18, 2015.

Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191

16100104. RFI Energy, Inc. (P.O. Box 162, Sligo, PA 16255). Renewal of an existing bituminous surface and tippel refuse disposal mine in Licking Township, **Clarion County** affecting 183.0 acres. This renewal is for reclamation only. Receiving streams: Two unnamed tributaries to Licking Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: May 29, 2015.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118

Permit No. 49803201R6 and NPDES Permit No. PA0595978. Reading Anthracite Company, (PO Box 1200, Pottsville, PA 17901), renewal of an existing anthracite coal refuse reprocessing operation and NPDES permit for discharge of treated mine drainage in Zerbe Township, **Northumberland County** affecting 176.0 acres, receiving stream: Zerbe Run, classified for the following uses: cold water and migratory fishes. Application received: May 12, 2015.

Permit No. 49803202R6 and NPDES Permit No. PA0592960. Reading Anthracite Company, (PO Box 1200, Pottsville, PA 17901), renewal of an existing anthracite coal refuse reprocessing operation and NPDES permit for discharge of treated mine drainage in Zerbe Township, **Northumberland County** affecting 45.0

acres, receiving stream: Zerbe Run, classified for the following uses: cold water and migratory fishes. Application received: May 12, 2015.

Permit No. 40050201R2. HUD, Inc. t/a Emerald Anthracite II, (PO Box 27, Nanticoke, PA 18634), renewal of an existing anthracite coal refuse reprocessing operation in Newport Township and City of Nanticoke, **Luzerne County** affecting 83.6 acres, receiving stream: Newport Creek, classified for the following use: cold water fishes. Application received: May 27, 2015.

Coal Applications Withdrawn

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118

Permit No. 40880101R5. Silverbrook Anthracite, Inc., (1 Market Street, Laflin, PA 18702), renewal for

reclamation activities only of an existing anthracite surface mine operation in Newport Township, **Luzerne County** affecting 144.2 acres, receiving steam: Black Creek. Application received: January 13, 2014. Application Withdrawn: May 26, 2015.

Permit No 40880101C. Silverbrook Anthracite, Inc., (1 Market Street, Laflin, PA 18702), correction to update the post-mining land use of an existing anthracite surface mine operation in Newport Township, **Luzerne County** affecting 144.2 acres, receiving steam: Black Creek. Application received: January 13, 2014. Application Withdrawn: May 26, 2015.

Noncoal Applications Received

Effluent Limits—The following effluent limits will apply to NPDES permits issued in conjunction with a noncoal mining permit:

Parameter	Table 2		
	30-day Average	Daily Maximum	Instantaneous Maximum
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118

Permit No. 58150301 and NPDES Permit No. PA0225585. Pennsy Supply, Inc., (PO Box 3331, Harrisburg, PA 17105), commencement, operation and restoration of a quarry operation in Middletown and Forest Lake Townships, **Susquehanna County** affecting 254.3 acres, receiving streams: unnamed tributaries to Middle Branch Wyalusing Creek, classified for the following uses: cold water and warm water fishes. Application received: May 18, 2015.

Permit No. 7775SM5C3 and NPDES Permit No. PA0594954. Lehigh Cement Company, LLC (537 Evansville Road, Fleetwood, PA 19522), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Oley Township, **Berks County** affecting 91.04 acres, receiving stream: Limekiln Creek to Monocacy Creek, classified for the following uses: warm water and migratory Fishes. Application received: May 19, 2015.

Permit No. 8073SM5C12 and NPDES Permit No. PA0013731. Gill Quarries, Inc. (PO Box 187, Fairview Village, PA 19409), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in East Norriton Township, **Montgomery County** affecting 38.31 acres, receiving stream: Stony Creek, classified for the following use: trout stock fishes. Application received: May 21, 2015.

Permit No. 7474SM1C12 and NPDES Permit No. PA0119263. Eastern Industries, Inc. (3724 Crescent Court West, Whitehall, PA 18052), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Upper & Lower Nazareth and Palmer Townships, **Northampton County** affecting 129.1 acres, receiving stream: unnamed tributary to Schoeneck Creek, classified for the following use: warm water fishes. Application received: May 22, 2015.

Permit No. 58070857. Jeffrey A. Gunn, (105 SR 1008, Susquehanna, PA 18847), Stage I & II bond release of a quarry operation in Harford Township, **Susquehanna County** affecting 5.0 acres on property owned by Cheryl and Bruce Dean. Application received: May 22, 2015.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

Effluent Limits for Coal Mining Activities

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applies to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse disposal piles. Similarly, modified BAT limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Effluent Limits for Noncoal Mining Activities

The limits for noncoal mining activities as provided in 25 Pa. Code Chapter 77 are pH 6 to 9 and other parameters the Department may require.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 563-2112-115, Developing National Pollutant Discharge Elimination System (NPDES) Permits for Mining Activities. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

Coal NPDES Draft Permits

Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191

NPDES No. PA0259608 (GFCC No. 33-14-20). P. and N. Coal Company, Inc. (P.O. Box 332, Punxsutawney, PA 15767) New NPDES permit for a government financed construction contract in Winslow Township, **Jefferson County**, affecting 35.0 acres. Receiving streams: Fehley Run, classified for the following uses: CWF. TMDL: None. Application received: April 24, 2015.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfall(s) listed below discharge to Fehley Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TB1	Y

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3	6	7
Manganese (mg/l)		1.6	3.2	4.0
Aluminum (mg/l)		2	4	5
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹ The parameter is applicable at all times.

The outfall(s) listed below discharge to Fehley Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TB2	Y

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3	6	7
Manganese (mg/l)		1.9	3.8	4.8
Aluminum (mg/l)		2	4	5
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹ The parameter is applicable at all times.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ed Muzic, Section Chief, 717.705.4802.

E22-614: PennDOT, 400 North Street, 6th Floor, Harrisburg, PA 17105-3457 in Lower Swatara Township, **Dauphin County**, U.S. Army Corps of Engineers Baltimore District.

To remove existing structure and to install and maintain a 25-linear foot open bottom box culvert with a 9-foot wide by 6.7 foot high opening in UNT to Swatara Creek (WWF, MF), (Latitude: 40° 11' 48", Longitude: -76° 44' 31") for improvements to the current transportation corridor to meet current and future needs.

E06-699: Berks County Parks and Recreation Department, 2083 Tulpehocken Road, Wyomissing, PA 19610, in Alsace and Lower Alsace Townships, **Berks County**, U.S. Army Corps of Engineers Philadelphia District.

To 1) remove an existing culvert and install a pedestrian bridge in and across an unnamed tributary to Antietam Creek (CWF, MF) permanently impacting 13 linear feet of stream;

2) install an open bottom concrete arch culvert bridge in and across of an Unnamed Tributary to Antietam Creek (CWF, MF) while maintaining the existing stream bed and permanently impacting 25 linear feet of stream;

3) install a pedestrian bridge in and across an unnamed tributary to Antietam Creek (CWF, MF) and permanently impacting 8 linear feet of stream, 0.01 acre of floodway and 0.003 acre of floodplain of the UNT to Antietam Creek and Antietam Creek/Lake;

4) install a pedestrian bridge in and across Bingaman Run (CWF, MF) and permanently impacting 24 linear feet of stream;

5) install a parking lot, trail, constructed wetlands, and restroom facilities all permanently impacting 0.71 acre of floodway and 0.06 acre of floodplain of Antietam Creek/Lake (CWF, MF) and an Unnamed Tributary to Antietam Creek (CWF, MF);

6) install a stone walking trail, temporary construction facilities, and parking lot all permanently impacting 0.2 acre of floodway and 0.11 acre of floodplain of Bingaman Run (CWF, MF) and Antietam Creek/Lake (CWF, MF);

7) install a parking lot, rain garden, and walking trail all permanently impacting 0.35 acre of floodway and 0.16 acre of floodplain of Antietam Creek (CWF, MF);

8) repair an existing stone wall in, along, and lining Antietam Creek (CWF, MF) and permanently impacting 205 linear feet of Antietam Creek;

9) install an observation and fishing platform permanently impacting 0.09 acre of floodplain of Antietam Creek/Lake (CWF, MF);

10) install two 4-inch diameter PVC outfall pipes from proposed constructed wetlands in and along and impacting 4-linear feet of an Unnamed Tributary to Antietam Creek (CWF, MF); and,

11) install a rock drain outfall structure in and across and impacting 2 linear feet of an unnamed tributary to Antietam Creek (WWF, MF).

The project site is located in the Antietam Lake County Park along Angora Road and Seidel Road (Latitude: 40° 21' 22.8"; Longitude: -75° 52' 25.98") in Alsace and Lower Alsace Townships, Berks County.

ENVIRONMENTAL ASSESSMENTS

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 3, 400 Market Street, P.O. Box 8460, Harrisburg, PA 17105-8460

D63-151EA. Keith German, Peoples Natural Gas Company, LLC, 1201 Pitt Street, Pittsburgh, PA 15221. Fallowfield Township, **Washington County**, USACOE Pittsburgh District.

Project proposes to remove the Gibson Pumping Station Dam for the purpose of eliminating a threat to public safety and to restoring approximately 250 feet of stream channel to a free-flowing condition. The proposed restoration project will remove the riser pipes but leave the dam embankment and culvert pipes intact, maintaining the existing access road but allowing for the stream to flow through the embankment. The project is located across a tributary to Pigeon Creek (WWF) (Monongahela, PA Quadrangle, Latitude: 40.1447; Longitude: -79.9627).

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should contact a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

I. NPDES Renewal Permit Actions

Northeast Regional Office: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570.826.2511.

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0032115 (Sewage)	Ricketts Glen State Park STP 695 State Route 487 Benton, PA 17814	Luzerne County Fairmount Township	Ganoga Glen (5-C)	Y

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.0530.

NPDES Permit No. PA0233587, Industrial, SIC Code 2421, **Emporium Hardwoods LLC**, 15970 Route 120, Emporium, PA 15834-3756.

This existing facility is located in Shippen Township, **Cameron County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of industrial wastewater and stormwater.

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0263532 (Sewage)	Marsha & Stephen Walters SFTF 3329 Ivanhoe Road Sharpsville, PA 16150	Mercer County South Pymatuning Township	Unnamed Tributary to McCullough Run (20-A)	Y
PA0223026 (Industrial Waste)	St Petersburg Borough WTP Waterworks Road St Petersburg, PA 16054-0235	Clarion County Richland Township	Unnamed Tributary of Clarion River (17-B)	Y
PA0222062 (Sewage)	Springfield Grille 1226 Perry Highway Mercer, PA 16137	Mercer County Springfield Township	Unnamed Tributary to Neshannock Creek (20-A)	Y
PA0104299 (Sewage)	Camp Lutherlyn 500 Lutherlyn Lane Prospect, PA 16052-0355	Butler County Connoquenessing Township	Semiconon Run (20-C)	Y

II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401

NPDES Permit No. PA0026247, Sewage, Amendment, **Hatfield Township Municipal Authority**, 3200 Advance Lane, Colmar, PA 18915.

This proposed facility is located in Hatfield Township, **Montgomery County**.

Description of Action/Activity: To discharge from a facility known as Hatfield Township Municipal Authority to West Branch Neshaminy Creek in Watershed(s) 2-F.

NPDES Permit No. PA0054402, Industrial, **Emerson Electric Co.**, 8000 West Florissant Avenue, St. Louis, MO 63136.

This proposed facility is located in Hatfield Borough, **Montgomery County**.

Description of Action/Activity: To discharge from a facility known as Brooks Instrument GWCU to unnamed Tributary to West Branch Neshaminy Creek in Watershed(s) 2-F.

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.0530.

NPDES Permit No. PA0232661, Sewage, SIC Code 4952, **Daub Gregory L**, 485 Greenville Road, Denver, PA 17517.

This proposed facility is located in Covington Township, **Clearfield County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a 1,550 gallon discharge of treated sewage from a small flow treatment facility serving a three unit apartment complex in Covington Township, Clearfield County. Currently the facility has a malfunctioning onlot system. The discharge is to an Unnamed Tributary to Sandy Creek.

Northwest Region: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

NPDES Permit No. PA0273015, SIC Code 4952, 8800, **Rebecca Collingwood**, 51 W Methodist Road, Greenville, PA 16125.

This proposed facility is located in Hempfield Township, **Mercer County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated sewage.

III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

WQM Permit No. 5414401, Sewage, SIC Code 4939, 4952, **Aqua Pennsylvania Wastewater Inc.**, 762 W Lancaster Avenue, Bryn Mawr, PA 19010-3402.

This proposed facility is located in North Union Township, **Schuylkill County**.

Description of Proposed Action/Activity: Installation of Low Pressure System for Eagle Rock Hidden Forest Development Phase IV.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

WQM Permit No. 3886404, Amendment #2, Sewerage, **Summit International School of Ministry**, 74 Harrison School Road, Grantville, PA 17028.

This proposed facility is located in East Hanover Township, **Lebanon County**.

Description of Proposed Action/Activity: Permit approval for the modifications and operation of sewage facilities consisting of: Installation of 180 feet of 6 inch PVC pipe to convey effluent to discharge point; Install chemical feed system to feed sodium bisulfite for de-chlorination; and Provide poste aeration in effluent box.

WQM Permit No. 0690411 Amendment #5, Sewerage, **Wyomissing Valley Joint Municipal Authority**, 701 Old Wyomissing Road, Reading, PA 19611-1513.

This proposed facility is located in Reading City, **Berks County**.

Description of Proposed Action/Activity: Permit amendment approving the modification of sewage facilities consisting of the replacement of the existing "Auger Monster" Influent Fine Screen with a JRW Environmental "Finescreen Monster" Influent Fine Screen.

WQM Permit No. 0515201, CAFO, **Zachery Akers**, 1218 Cherry Lane, Clearville, PA 15535-7501.

This proposed facility is located in Monroe Township, **Bedford County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of manure storage facilities consisting of: An HDPE-lined lagoon, with a clay secondary liner that is approximately 20' x 145' x 12' deep. The useable storage capacity at a 2-foot freeboard is 1,487,560 gallons. Including the 100-year, 24-hour storm of 111,460 gallons (5.96-inches) and 439,351 gallons (40.70-inches) annual rainfall and subtracting for evaporation, the effective capacity will be 936,749 gallons. This capacity would offer 13.9 months' worth of storage. A perimeter/leak detection system with shut off valves will be installed. CAFO located at 339 Akers Road, Clearville, PA 15535-5164.

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.0530.

WQM Permit No. 1715402, Sewage, SIC Code 4952, **Daub Gregory L**, 385 Greenville Road, Denver, PA 17517.

This proposed facility is located in Covington Township, **Clearfield County**.

Description of Proposed Action/Activity: Construction and operation of a 1,550 gallon per day small flow sewage treatment facility serving a residential complex. The complex currently has a malfunctioning onlot system which is being replaced by the proposed system. The proposed system will consist of septic tanks, sand filter and tablet chlorination.

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

WQM Permit No. 4315401, Sewage, SIC Code 4952, 8800, **Rebecca Collingwood**, 51 W Methodist Road, Greenville, PA 16125.

This proposed facility is located in Hempfield Township, **Mercer County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI010915001	Mr. Thomas Brubaker P. O. Box 26 Bedminster, PA 18950	Bucks	Nockamixon Township	Rapp Creek EV

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI012315003	Mr. Anthony Sabatelli 524 Darlington Road Media, PA 19063	Delaware	Middletown Township	Chester Creek TSF-MF Rocky Run HQ-CWF-MF
PAI014614005	Mancill Mill Road Company 401 South Schuylkill Avenue Norristown, PA 19403	Montgomery	Upper Merion Township	Schuylkill River WWF

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023915002	Jalan, LLC c/o Mr. Robert Cahill 5 Ivy Court Easton, PA 18045	Lehigh	Upper Macungie Township	Cedar Creek (HQ-CWF, MF)
PAI023914028	DeSales University c/o Mr. Peter Rautzhan 2755 Station Avenue Center Valley, PA 18034	Lehigh	Upper Saucon Township	Laurel Run (CWF, MF), EV Wetlands
PAI023914001	Pennsylvania Department of Transportation	Lehigh	Whitehall and Hanover Townships	Lehigh River (TSF, MF) Jordan Creek (TSF, MF)
PAI024514011	Modern Gas Sales, Inc. PO Box 5001 Avoca, PA 18641	Monroe	Jackson Township	Pocono Creek (HQ-CWF, MF)

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3574

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041415001	Kevin E. McLaughlin Village of Nittany Glen LP 940 W. Sproul Rd, Ste 301 Springfield, PA 19064	Centre	Benner Township	UNT to Buffalo Run HQ-CWF

Clinton County Conservation District: 45 Cooperation Lane, Mill Hall, PA 17751, (570) 726-3798

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041814008	Calvin King Pine Creek Structures Inc 74 Airstrip Dr. Mill Hall, PA 17751	Clinton	Lamar Township	Fishing Creek HQ-CWF

VII. Approvals to Use NPDES and/or Other General Permits

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site

PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges from the Application of Pesticides

General Permit Type—PAG-02

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Doylestown Township Bucks County	PAG02000915037	Doylestown Township 425 Wells Road Doylestown, PA 18901	Unnamed Tributary Neshaminy Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Doylestown Township Bucks County	PAG02000915002	Hallmark Homes— Serendipity Farm 865 Easton Road, Suite 250 Warrington, PA 18976	Pine Run TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Gwynedd Township Montgomery County	PAG02004615001	George T. Popper 659 Roberts Avenue Glenside, PA 19038	Trewellyn Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Limerick Township Montgomery County	PAG02004614093	Heritage Crossing Condominium Assoc 625 W. Ridge Pike, Bldg A. Suite 100 Conshohocken, PA 19428	Mingo Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Providence Township Montgomery County	PAG02004614091	Toll Brothers, Inc. 4 Hillman Drive, Suite 120 Chadds Ford, PA 19317	Unnamed Tributary to Schuylkill River/Doe Run WWF-TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Pittston Township, Luzerne County	PAG02004014036	Scannell Properties Christopher Miller 800 E. 96th St, Suite 175 Indianapolis, IN 46240-3868	Collins Creek and Lidy Creek (CWF, MF)	Luzerne Conservation District 570-674-7991
Smithfield Township Monroe County	PAG02004508003R(1)	Penn Reginal Business Center III, Inc. 319 Dartmouth Rd, Ste 1A Marshalls Creek, PA 18335	UNT to Brodhead Creek (TSF, MF)	Monroe County Conservation District 570-629-3060
Bethlehem Township Northampton County	PAG02004815009	Wagner-Getz Partnership c/o Levin & Company 6614 Ruppville Rd Allentown, PA 18106	UNT to Nancy Run (CWF, MF)	Northampton County Conservation District 610-746-1971

Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Crawford, Section Chief, 717.705.4802.

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Cumberland Township Adams County	PAG02000114040(1) Issued	Sommers Farm, LLC PO Box 120 Allenwood, NJ 08720 and Gingrich Builders 117 West Main Street Ephrata, PA 17522	Marsh Creek/WWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325 717-334-0636
Oxford Township Adams County	PAG02000115009 Issued	New Oxford Foods 304 South Water Street New Oxford, PA 17350	South Branch Conewago Creek/WWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325 717-334-0636
Hamilton Township Adams County	PAG02000115013 Issued	Pembroke Pointe Farm, LLC 3885 Carlisle Pike New Oxford, PA 17350	Conewago Creek/WWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325 717-334-0636
Muhlenberg Township Berks Township	PAG0000615024 Issued	Grande Land, L.P. 2213 Quarry Road West Lawn, PA 19609	Schuylkill River/WWF, MF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610-372-4657
Lower Allen Township Cumberland County	PAG02002115002 Issued	Mountaineer Properties, LLC PO Box 921 Camp Hill, PA 17011	UNT to Cedar Run/CWF	Cumberland County Conservation District 310 Allen Road, Suite 301 Carlisle, PA 17013 717-240-6169
West Hempfield Township Lancaster County	PAG02003615053 Issued	Lancaster (Silver Spring) DDP XI 9010 Overlook Boulevard Brentwood, TN 37027	UNT—Lower Chickies Creek/WWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
Mount Joy Township Lancaster County	PAG02003615058 Issued	Shawn Erb 102 East Main Street Mount Joy, PA 17552	UNT to Donegal Creek/CWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster PA 17601 717-299-5361, Ext. 121

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<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Caernarvon Township Lancaster County	PAG02003615059 Issued	Harry Garman 6138 Division Highway Narvon, PA 17555	UNT to Conestoga River/WWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext.121
Conestoga Township Lancaster County	PAG02003613004(1) Issued	Richard Abbiatti 506 Waverly Road Wyckoff, NJ 07481-1229	UNT to Conestoga/WWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
New Holland Borough Lancaster County	PAG02003614101 Issued	New Holland North American Inc. 500 Diller Avenue New Holland, PA 17557	UNT Mill Creek/WWF; MF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext.121
Manheim Township Lancaster County	PAG02003615010 Issued	GRH—3 c/o Gerry Horst 120 North Pointe Boulevard Lancaster, PA 17601	Huber Run/WWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
Paradise Township Lancaster County	PAG02003615018 Issued	Bird-In-Hand Window & Door, LLC 365 Lynwood Road Bird-In-Hand, PA 17505	Eshleman Run/CWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
East Donegal Township Lancaster County	PAG02003615040 Issued	Michael Shearer 310 Essex Street Marietta, PA 17547	UNT To Donegal Creek/CWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
Providence Township Lancaster County	PAG02003615045 Issued	Omar Miller 254 Mt. Airy Road New Providence, PA 17560	UNT To Big Beaver Creek/TSF; MF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Elizabeth Township Lancaster County	PAG02003615051 Issued	Nathan Myers 125 Blantz Road Lititz, PA 17543	UNT To Hammer Creek/TSF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
North Londonderry Township Lebanon County	PAG02003815013 Issued	Tony Rymar 2525 N. 12th Street, Suite 360 PO Box 12677 Reading, PA 19612	Killinger Creek/TSF, MF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042
West Cornwall Township Lebanon County	PAG02003814038 Issued	Glenn Hurst 1327 North Reading Road Stevens, PA 17578	UNT to Snitz Creek/TSF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042
West Cornwall Township Lebanon County	PAG02003815008 Issued	S. Gerald Musser 1310 Mt. Pleasant Road Lebanon, PA 17042	Snitz Creek/TSF and Beck Creek/TSF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042
Springettsbury Township York County	PAG02006715026 Issued	Pleasant Valley Road, LLC 1801 Fruitville Pike Suite 200 Lancaster, PA 17601	UNT to Mill Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430
Spring Garden Township York County	PAG02006715016 Issued	Spring Garden Township 558 South Ogontz Street York, PA 17403-5709	UNT to Codorus Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430
Borough of Hanover York County	PAG02006715020 Issued	The Borough of Hanover 44 Frederick Street Hanover, PA 17331	Oil Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430
West Manchester Township York County	PAG02006714008-1 Issued	West York High School 2605 W. Market Street York, PA 17404	Codorus Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430

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Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3636

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Bradford County Towanda Boro	PAG02000815002	Kyle Lane Towanda Borough 724 Main St Towanda, PA 18848	College Run WWF Susquehanna River WWF	Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd, Ste E Towanda, PA 18848 (570) 265-5539, X 6
Lycoming County Loyalsock Twp	PAG02004114021	Benjamin Stopper 2045 Bentley Dr. Williamsport, PA 17701	UNT to West Mill Creek TSF	Lycoming County Conservation District 542 County Farm Rd, Ste 202 Montoursville, PA 17754 (570) 433-3003
Lycoming County Brady Twp	PAG02004114024(1)	Mark Murawski Lycoming County Planning 330 Pine St. Williamsport, PA 17701	UNT to Black Run WWF	Lycoming County Conservation District 542 County Farm Rd, Ste 202 Montoursville, PA 17754 (570) 433-3003
Lycoming County Woodward Twp	PAG02004115008	James Liberti 77 Jamison St Linden, PA 17744	Pine Run WWF	Lycoming County Conservation District 542 County Farm Rd, Ste 202 Montoursville, PA 17754 (570) 433-3003
Montour County Mahoning Twp	PAG02004715002	T&S Realty LLC 40 Single Tree Dr. Bloomsburg, PA 17815	Blizzard Run CWF, MF	Montour County Conservation District 14 E Mahoning St. Danville, PA 17821 (570) 271-1140
Snyder County Franklin Twp	PAG02005515006	Ken Blank 548 White Church Rd Middleburg, PA 17842	UNT to Middick/Middleck CWF, TSF	Snyder County Conservation District 403 W Market St. Middleburg, PA 17842 (570) 837-3000 X110

Northwest Regional Office—Waterways and Wetlands, 230 Chestnut Street, Meadville, PA 16335

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Valencia Borough Butler County	PAG02001005025R(1)	St. Barnabas Land Trust Inc c/o Mr. William V. Day 5850 Merdian Road Gibsonia, PA 15044	UNT Breakneck Creek WWF	Butler County Conservation District 724-284-5270
Adams Township Butler County	PAG02001015003	FWH Development LLC c/o Mr. Fred Hesperheide 1028 Rivera Road Emlenton, PA 16373	Kaufman Run WWF	Butler County Conservation District 724-284-5270
Monroe Township Clarion County	PAG02001615006	PennDOT Engineering District 10-0 2550 Oakland Avenue Indiana, PA 15704	Piney Creek CWF Reid Run CWF	Clarion County Conservation District 814-297-7813

*Facility Location:
Municipality &
County*

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
North Union Township, Fayette County	PAG02092615003	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Unnamed Tributary to Redstone Creek (WWF)	Attention: Patrick M. Webb PA DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800
Rush Township, Centre County	PAG02091415004	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Wolf Run (CWF), Moshannon Creek (TSF), and Unnamed Tributary to Moshannon Creek (CWF)	Attention: Patrick M. Webb PA DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800

*General Permit Type—PAG-03**Facility Location
Municipality &
County*

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Washington Township Lehigh County	PAR602204	Sauerwine Auto Parts 3148 Spring Valley Road Slatington, PA 18080	Unnamed Tributary of Coplay Creek—2-C	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Weisenberg Township Lehigh County	PAR802208	Waste Management of PA Inc. (Waste Management Allentown) 2710 Golden Key Road Kutztown, PA 19530-8563	Unnamed Tributary of Mill Creek—3-B	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Old Forge Borough Lackawanna County	PAR802219	UPS Ground Freight UPS Freight—Scranton 1001 Moosic Road Old Forge Borough, PA 18518	Lackawanna River—5-A	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Dunmore Borough Lackawanna County	PAR202208	McGregor Industries Inc. 46 Line Street Dunmore, PA 18512	Eddy Creek and Unnamed Tributary to Little Roaring Brook—5-A	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Muncy Township Lycoming County	PAR234812	Charlotte Pipe & Foundry Co. 4210 Old Charlotte Highway PO Box 1339 Monroe, NC 28110-7333	Wolf Run—10D CWF	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Pittsburgh City Allegheny County	PAR326114	Pannier Corporation 1130 Old Butler Plank Road Glenshaw, PA 15116-2664	Pine Creek—18-A	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

General Permit Type—PAG-12

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Juniata County/ Fayette Township	PAG123672	Craig D. Finkbiner (Finkbiner's Lost Creek Farm) 2452 Free Spring Church Road McAlisterville, PA 17049-9616	Little Lost Creek/TSF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lancaster County/ East Donegal Township	PAG123785	Noah W. Kreider & Sons, LLP (Kreider Donegal Layer Farm) 1461 Lancaster Road Manheim, PA 17545	UNT Donegal Creek/CWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Bedford County/ Monroe Township	PAG123800	Zach Akers 1218 Cherry Lane Clearville, PA 15535-7501 <hr/> Zack Akers Farm CAFO 339 Akers Road Clearville, PA 15535-5164	UNT Shaffer Creek/WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

General Permit Type—PAG-13

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>DEP Protocol (Y/N)</i>
PAG133546	South Londonderry Township PO Box 3 20 West Market Street Campbelltown, PA 17010	Lebanon	South Londonderry Township	Killinger Creek, Spring Dreek, UNT Spring Creek & UNT Spring Creek/TSF, MF, WWF and MF	Y
PAG133542	West Cocalico Township 156B W Main Street Reinholds, PA 17569	Lancaster	West Cocalico Township	Cocalico Creek, Indian Run, and Little Cocalico Creek/ TSF, MF, WWF and MF	Y

STATE CONSERVATION COMMISSION

NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704 to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules

of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge actions, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

**NUTRIENT MANAGEMENT PLAN
PUBLIC NOTICE SPREADSHEET—ACTIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Hanover Shoe Farms, Inc. PO Box 339 2310 Hanover Pike Hanover, PA 17331	Adams	2,840	842.76	Horses	NA	Approved

PUBLIC WATER SUPPLY PERMITS

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

Southeast Region: Water Supply Management Program Manager, 2 East Main Street, Norristown, PA 19401

Permit No. 1515509 , Public Water Supply.	
Applicant	Aqua Pennsylvania, Inc. 762 West Lancaster Avenue Bryn Mawr, PA 19010
Township	Tredyffrin

County	Chester
Type of Facility	PSW
Consulting Engineer	GHD 1240 N. Mountown Road Harrisburg, PA 17112
Permit to Construct Issued	May 18, 2015
Permit No. 0910526 , Public Water Supply.	
Applicant	Solebury School 6832 Phillips Mill Road New Hope, PA 18938
Township	Solebury
County	Bucks
Type of Facility	PWS
Consulting Engineer	Castle Valley Consultants, Inc. 10 Beulah Road New Britain, PA 18901
Permit to Construct Issued	April 21, 2015
Permit No. 0915503 , Public Water Supply.	
Applicant	PA American Water Company 800 West Hershey Park Drive Hershey, PA 17033
Township	Lower Makefield
County	Bucks
Type of Facility	PWS
Consulting Engineer	PA American Water Company 800 West Hershey Park Drive Hershey, PA 17033
Permit to Construct Issued	May 18, 2015
Permit No. 1514540 , Public Water Supply.	
Applicant	Honey Brook Borough Authority 91 Pequea Avenue P. O. Box 669 Honey Brook, PA 19344
Township	Honey Brook
County	Chester

Type of Facility PWS
 Consulting Engineer Weiser Engineering, LLC
 25 Stevens Avenue
 Reading, PA 19609
 Permit to Construct May 18, 2015
 Issued

Operations Permit # 1515512 issued to: **Appleville Mobile Home Park**, 3892 W. Lincoln Highway, Parkesburg, PA 19365, [(PWSID)] West Bradford Township, **Chester County** on April 21, 2015 for the operation Certification of 4-Log Treatment of Viruses.

Operations Permit # 4615505 issued to: **Saint Gabriels's Hall**, 1250 Pawlings Road, P. O. Box 7280, Audubon, PA 19407, [(PWSID)] Lower Providence Township, **Montgomery County** on April 21, 2015 for the operation of Sodium Hypochlorite facilities approved under construction permit #4612506.

Operations Permit # 4615504 issued to: **Saint Gabriel's Hall**, 1250 Pawlings Road, P. O. Box 7280, Audubon, PA 19407 [(PWSID)] Lower Providence Township, **Montgomery County** on April 21, 2015 for the operation of Caustic Soda facilities approved under construction permit #4610516.

Permit No. 1515510, Minor Amendment. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hershey Park Drive
 Hershey, PA 17033
 Township East Vincent
 County **Chester**
 Type of Facility PWS
 Consulting Engineer Pennsylvania American Water Company
 800 West Hershey Park Drive
 Hershey, PA 17033
 Permit to Construct March 12, 2015
 Issued

Operations Permit # 1515515 issued to: **Borough of Kenneth Square**, 120 Marshall Street, Kennett, PA. 19348, [(PWSID)] Borough of Kennett Square, **Chester County** on May 28, 2015 for the Certification of 4-Log Treatment of Viruses at Yeatman Well Entry Point 102.

Operations Permit # 4615506 issued to: **PA American Norristown**, 300 W. Washington Street, Norristown, PA 19401, [(PWSID)] Norristown, **Montgomery County** on May 28, 2015 for the Operation of the Norristown Water Treatment Plant approved under construction permit #4695501.

Permit No.1515516, Minor Amendment. Public Water Supply.

Applicant **Egan Enterprises, Inc.**
 Brandywine Terrance MHP
 P. O. Box 432
 Douglassville, PA 19518
 Township Honey Brook
 County **Chester**
 Type of Facility PWS

Consulting Engineer James R. Holley & Associates, Inc.
 118 S. George Street
 York, PA 17401
 Permit to Construct May 27, 2015
 Issued

Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915

Permit No. 2520110, Operations Permit, Public Water Supply.

Applicant **Deer Haven, LLC**
 41 Elm Street
 Morristown, NJ 07960
 [Borough or Township] Palmyra Township
 County **Pike**
 Type of Facility PWS
 Consulting Engineer N/A
 Permit to Operate 5/18/2015
 Issued

Permit No. 2400091, Operations Permit, Public Water Supply.

Applicant **United Water Pennsylvania, Inc.**
 4211 East Park Circle
 Harrisburg, PA 17111
 [Borough or Township] Kingston Township
 County **Luzerne**
 Type of Facility PWS
 Consulting Engineer United Water Pennsylvania, Inc.
 4211 East Park Circle
 Harrisburg, PA 17111
 Permit to Operate 5/26/2015
 Issued

Permit No. 2400049, Transfer Operations Permit, Public Water Supply.

Applicant **Mooretown Properties, LLC (Formerly Evergreen Estate Mobil Home Park)**
 396 SR 415
 Noxen, PA 18636
 [Borough or Township] Lake Township
 County **Luzerne County**
 Type of Facility PWS
 Consulting Engineer N/A
 Permit to Operate 05/26/2015
 Issued

Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110

Permit No. 3615501, Public Water Supply.

Applicant **Welsh Mountain Home, Inc.**
 Sadsbury Township
 County **Lancaster**
 Responsible Official Larry L. Miller, Water System Operator
 2021 Horseshoe Road
 Lancaster, PA 17602

Type of Facility Installation of new water treatment building with new Greensand filtration, sodium hypochlorite disinfection system, finished water storage tank and pump station.

Consulting Engineer David T. Lewis, P.E.
Columbia Water Company
220 Locust Street
Columbia, PA 17512

Permit to Construct Issued 6/1/2015

Permit No. 2115504 MA, Minor Amendment, Public Water Supply.

Applicant **North Middleton Authority**
Municipality North Middleton Township
County **Cumberland**
Responsible Official E Lee. Koch, Authority Manager
240 Clearwater Drive
Carlisle, PA 17013

Type of Facility Installation of mixer in Cranes Gap Road storage tank.

Consulting Engineer Jared Hockenberry, P.E.
CET Engineering Services
1240 N Mountain Rd
Harrisburg, PA 17112

Permit to Construct Issued 5/27/2015

Permit No. 2115503 MA, Minor Amendment, Public Water Supply.

Applicant **Dickinson Township Municipal Authority**
Municipality Dickinson Township
County **Cumberland**
Responsible Official Dennis Straub, Chairman
219 Mountain View Road
Mt Holly Springs, PA 17065

Type of Facility Interconnection with South Middleton Area Municipal Authority.

Consulting Engineer Max E. Stoner, P.E.
Glance Associates, Inc.
3705 Trindle Rd
Camp Hill, PA 17011

Permit to Construct Issued 5/28/2015

Operation Permit No. 3613512 issued to: **Mount Joy Borough Authority** (PWS ID No. 7360091), Mount Joy Borough, **Lancaster County** on 5/21/2015 for facilities approved under Construction Permit No. 3613512.

Operation Permit No. 2114501 MA issued to: **United States Army Carlisle Barracks** (PWS ID No. 7210010), Carlisle Borough, **Cumberland County** on 5/28/2015 for facilities approved under Construction Permit No. 2114501 MA.

Operation Permit No. 3615504 issued to: **Springville Mennonite School** (PWS ID No. 7360347), Ephrata Township, **Lancaster County** on 5/20/2015 for facilities approved under Construction Permit No. 3615504.

Permit-By-Rule issued to: **Glacier Water Services, Inc.** (PWS ID No. 7676468), **York County** on 5/21/2015 for facilities submitted under Authorization No. 1073737.

Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

Permit No. 5913502MA—Operation—Public Water Supply.

Applicant **Duncan Township Municipal Authority**
Township/Borough Duncan Township
County **Tioga**
Responsible Official Mr. Ronald Johnson
Duncan Township Municipal Authority
42 Duncan Township Road
Wellsboro, PA 16901

Type of Facility Public Water Supply
Consulting Engineer James Baker, P.E.
Larson Design Group
1 West Market Street, Suite 301
Corning, NY 14830

Permit Issued May 27, 2015

Description of Action Improvements to the Authority's chemical feed system, including replacement of the gas chlorination with a sodium hypochlorite disinfection facility, relocation of chlorine and soda ash injection points, and installation of new soda ash, polyphosphate, and potassium permanganate pumps.

Permit No. 1415503—Construction—Public Water Supply.

Applicant **Pennsylvania State University**
Township/Borough College Township
County **Centre**
Responsible Official Andrew D. Gutberlet, P.E.
Pennsylvania State University
139J Physical Plant Building
University Park, PA 16802

Type of Facility Public Water Supply
Consulting Engineer Diana Young, P.E.
Buchart Horn, Inc.
1975 Waddle Road
State College, PA 16803

Permit Issued June 2, 2015

Description of Action Modifications to the distribution system finished water storage, including abandonment of Water Tower 1, replacement of Water Tower 2 with a new Water Tower 5, and raising the elevations of Water Towers 3 and 4 by 16 feet.

Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

Permit No., 4189-T1-MA3 Public Water Supply
Applicant **Erie City Water Authority**

Township or Borough City of Erie
 County **Erie**
 Type of Facility Public Water Supply
 Consulting Engineer Craig J. Bauer, P.E.
 KLH Engineers, Inc.
 5173 Campbells Run Road
 Pittsburgh, PA 15205
 Permit to Construct May 26, 2015
 Issued

Operation Permit issued to **Jamestown Municipal Authority**, PWSID No. 6430043, Jamestown Borough, **Mercer County**. Permit Number 4314502 issued May 26, 2015 for the operation of a Sodium Hypochlorite Chemical Feed System. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on May 7, 2015.

Interim Operation Permit issued to **Borough of Wampum**, PWSID No. 6370032, Wampum Borough, **Lawrence County**. Permit Number 3714502 Interim Operation 1 issued May 27, 2015 for the interim operation of the Davidson Street Well 6 Water Treatment Facility (EP 102). This permit is issued in response to your request to operate the recently modified Davidson Street Well 6 Water Treatment Facility and an interim operation inspection conducted by Department of Environmental Protection personnel on May 6, 2015.

Operation Permit issued to **Johnsonburg Municipal Authority**, PWSID No. 6240007, Johnsonburg Borough, **Elk County**. Permit Number 8372W-T1-MA3 issued May 29, 2015 for the GridBee G-12 submersible electric mixing system, installed in the Blain Avenue/Dill Hill Water Storage Tank. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on May 13, 2015.

Transfer of Operation Permit issued to **Kenneth D. Mezurek**, PWSID No. 6430863, Wilmington Township, **Mercer County** on May 28, 2015. Action is for change in ownership; the potable water supplier will do business as New N.W. Sales Company. The new permit number is 4313503-T1.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate

that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Northcentral Region: Environmental Cleanup & Brownfields Program Manager, 208 West Third Street, Williamsport, PA 17701

Former Wilbert Vault Company, 301-303 Market Street, Borough of Selinsgrove, **Snyder County**. Molesevich Environmental, LLC, P. O. Box 654, Lewisburg, PA 17837, on behalf of James Schnure, 20 Blue Hollow Road, Milroy, PA 17063 submitted a Final Report concerning remediation of site soil media contaminated with leaded and unleaded gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard, residential.

RW Bird Trucking, Inc., Intersection of Wise Road and Route 64, Walker Township, **Centre County**. Letterle & Associates, Inc., 2022 Axemann Road, Suite 201, Bellefonte, PA 16823 on behalf of RW Bird Trucking, Inc., 701 East College Avenue, Pleasant Gap, PA 16823 submitted a Final Report concerning remediation of site soils contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Northwest Region: Environmental Cleanup & Brownfields Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

Patton B Unit No. 7H, 1313 Whitestown Road, Connoquenessing Township, **Butler County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of XTO Energy, Inc., 395 Airport Road, Indiana, PA 15701, submitted a Remedial Investigation/Risk Assessment/Final Report concerning the remediation of site soil contaminated with Aluminum, Antimony, Arsenic, Barium, Beryllium, Boron, Cadmium, Chromium, Cobalt, Copper, Iron, Lead, Manganese, Mercury, Nickel, Selenium, Silver, Thallium, Vanadium, Zinc, Chloride, Benzene, Naphthalene, Toluene, Acenaphthene, Acenaphthylene, Anthracene, Benzo[a]anthracene, Benzo[a]pyrene, Benzo[b]fluoranthene, Benzo[g,h,i]perylene, Benzo[k]fluoranthene, Chrysene, Dibenzo[a,h]anthracene, Ethylene Glycol, Fluoranthene, Fluorene, Indeno[1,2,3-cd]pyrene, Phenanthrene, Phenol, and Pyrene. The report is intended to document remediation of the site to meet the Site-Specific and Statewide Health Standards.

Trinity Industries Plant 102N Railroad Cars Manufacturing, 60 Union Street, Borough of Greenville, **Mercer County**. Golder & Associates, Inc., 200 Century Parkway, Suite C, Mount Laurel, NJ 08054, on behalf of Trinity Industries, Inc., 2525 Stemmons Freeway, Dallas, TX 75207, submitted a Final Report concerning the remediation of site soil contaminated with Antimony, Arsenic, Cadmium, Chromium, Iron, Lead, Manganese, Mercury, 1,2,4-Trimethylbenzene, 1,3,5-Trimethylbenzene, 2,4-Dinitrotoluene, Benzo[a]pyrene, Ethylbenzene, Methylene Chloride, Tetrachloroethene, Trichloroethene, Total Xylenes, Vinyl Chloride, and PCB Aroclor 1232. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Farnsworth Fish Hatchery, 6200 Farnsworth Road, Forest Service Road 154, Cherry Grove Township, **Warren County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of USA Forest Service—Allegheny National Forest, 4 Farm Colony Drive, Warren, PA 16365, submitted a Final Report concerning the remediation of site soil contaminated with Benzene, Ethylbenzene, Isopropylbenzene (Cumene), Methyl-tert-butyl-ether, Naphthalene, Toluene, 1,2,4-Trimethylbenzene, and 1,3,5-Trimethylbenzene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Southeast Regional Office: Regional Manager, Environmental Cleanup and Brownfields, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5960. Charline Bass 484-250-5787

Lincoln Plant Shopping Center, 830 West Trenton Avenue, Falls Township, **Bucks County**. Richard S. Werner, PG, Environmental Consulting, Inc., 2002 Renaissance Blvd, Suite 100, King of Prussia, PA 19406 on behalf of Jon Lubert, JLM Ventures, 2929 Arch Street, Philadelphia, PA 19104 has submitted a Risk Assessment/Cleanup Plan and Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site Specific Standard. PF785061

Philadelphia Gun Club, 3051 State Road, Bensalem Township, **Bucks County**. William Schmidt, PE, Pennoni Associates, Inc., 3051 Market Street, Suite 200, Philadelphia, PA 19020, Darryl Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004 on behalf of Jordan Irving, Philadelphia Gun Club, 3051 State Road, Bensalem, PA 19020 has submitted a Risk Assessment and Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with lead. The report is intended to document remediation of the site to meet the Site Specific Standard. PF770790

1515 Orthodox Street Site, 1515 Orthodox Street, City of Philadelphia, **Philadelphia County**. Jennifer L. Gresh, P.G., Duffield Associates, Inc., 211 North 13th Street, Philadelphia, PA 19107 on behalf of Amy Silver O'Leary/Tash Odom, Frankford Friends School, 1500 Orthodox Street, Philadelphia, PA 19124 has submitted a Risk Assessment and Remedial Investigation Report concerning remediation of site soil contaminated with other organic. The report is intended to document remediation of the site to meet the Site Specific Standard. PF783805

Drexeline Dry Cleaners, 4998 State Road, Upper Darby Township, **Delaware County**. Michael S. Welsh, Welsh Environmental, Inc., 131 Clearview Drive, Downingtown, PA 19335 on behalf of H. David Seegul,

Drexeline Shopping Center, Inc., 5100 State Road, Drexel Hill, PA 19026 has submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site Specific Standard. PF779752

Forman Mills, 4806 Market Street, City of Philadelphia, **Philadelphia County**. Tom Brady, PT Consultants Inc., 629 Creek Road, Bellmawr, NJ 08031, Steven Katzenstien, PNC Bank National Associates, 1900 east 9th Street, Mailstop Locator B7-YB13-0404 on behalf of Cleveland, OH 44114 has submitted a Remedial Investigation and Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Site Specific Standard. PF750196

Hunter Residence, 601 Buyer Road, Perkiomen Township, **Montgomery County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038, Eleanor Collins, 340 Wartman Road, Collegeville, PA 19426 on behalf of Archie Hunter, 601 Buyer Road, Collegeville, PA 19426 has submitted a 90 day Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF793900

10th & Vine Street Site, 10th & Vine Street, City of Philadelphia, **Philadelphia County**. Bill Schmidt, Pennoni Associates, Inc., 3001 Market 9th Street, Philadelphia, PA 19107, Nicole T. Merena, 3001 Market Street, Philadelphia, PA 19104 on behalf of Andy Toy, Eastern Tower Community Center—Philadelphia Chinatown Development Corporation, 301 North 9th Street, Philadelphia, PA 19107 has submitted a Remedial Investigation/Cleanup Plan concerning remediation of site soil and groundwater contaminated with pah and other organics. The report is intended to document remediation of the site to meet the Site Specific Standard. PF760557

Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

BWXT Parks Township Site (former Babcock & Wilcox Parks Township facility, NUMEC), River Road, Parks Township, **Armstrong County**. RBR Consulting, Inc., 650 Shady Drive, Beaver Falls, PA 15010 on behalf of Babcock & Wilcox Government and Nuclear Operations Group, Inc. (formerly BWX Technologies, Inc.) 109 Ramsey Place, Lynchburg, VA, 24501 has submitted as Risk Assessment (RA) concerning the remediation of site groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site Specific standard. Notice of the RA was published in the *Valley News Dispatch* on May 13, 2015.

The Encore on 7th, 100 7th Street, City of Pittsburgh, **Allegheny County**. Woodard & Curran, 300 Penn Center Blvd., Suite 800, Pittsburgh, PA 15235 on behalf of BIT Holdings Sixty-Five, Inc., c/o PNC Bank, N.A., One East Pratt Street, 5th Floor, C3-C411-5C, Baltimore, MD, 21202 has submitted a Final Report concerning the remediation of site soils and groundwater contaminated with volatile and semi organic compounds (VOC's & SVOC's), polynuclear aromatic hydrocarbons and inorganic compounds. The final report is intended to document remediation of the site to meet the Site Specific standard. Notice of the FR was published in the *Pittsburgh Post-Gazette* on May 22, 2015.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995
PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Northcentral Region: Environmental Cleanup & Brownfields Program Manager, 208 West Third Street, Williamsport, PA 17701

Aurand Trucking LLC, US Routes 11/15 Southbound, Monroe Township, **Snyder County**. Northridge Group, Inc., P. O. Box 231, Northumberland, PA 17857, on behalf of Aurand Trucking, LLC, 225 Patton Road, Danville, PA 17821 submitted a Final Report concerning the remediation

of site soils contaminated with diesel fuel and motor oil. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on May 11, 2015.

Former Wilbert Vault Company, 301-303 Market Street, Borough of Selinsgrove, **Snyder County**. Molesevich Environmental, LLC, P. O. Box 654, Lewisburg, PA 17837, on behalf of James Schnure, 20 Blue Hollow Road, Milroy, PA 17063 submitted a Final Report concerning the remediation of site soil media contaminated with leaded and unleaded gasoline. The Final Report demonstrated attainment of the Statewide Health Standard, residential and was approved by the Department on May 7, 2015.

Northeast Region: Eric Supey, Environmental Cleanup and Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

REEB Millwork, 600 Brighton Street, Fountain Hill Borough, **Lehigh County**. MEA Inc., 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Reeb Millworks, 600 Brighton Street, Bethlehem, PA 18015, submitted a Final Report concerning the remediation of site soils contaminated with diesel fuel. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on May 26, 2015.

Borger Property, 427 South Cottonwood Road, Lehigh Township, **Northampton County**. BalckRock Environmental LLC, P. O. Box 288, Nazareth, PA 18064, on behalf of Rose Borger, 472 South Cottonwood Road, Northampton, PA 18067-9624, submitted a Final Report concerning the remediation of site soils contaminated with Kerosene. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on May 26, 2015.

CL&W Inc. Property, 1220 North Washington Avenue, City of Scranton, **Lackawanna County**. Pennsylvania Tectonics Inc., 723 Main Street, Archbald, PA 18403, on behalf of CL&W Inc., 400 Mill Street, Dunmore, PA 18512, submitted a Final Report concerning remediation of site soils contaminated with Benzene, Ethylbenzene, Naphthalene, Toluene, 1,2,4-TMB, 1,3,5-TMB, Total Xylenes, N-Butyl Benzene, Sec-Butyl Benzene, N-Propyl Benzene, Fluorene, Anthracene, Phenanthrene, Pyrene, Benzo(a)anthracene, Chrysene, Benzo(b)fluoranthene, Benzo(a)pyrene, Benzo(g,h,i)perylene. The report is intended to document remediation of the site to meet the Statewide Health Standard. The Final Report demonstrated attainment of the Statewide Health standard, and was approved by the Department on May 28, 2015.

RESIDUAL WASTE GENERAL PERMITS

Application Received for Determination of Applicability under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit Number WMGR002D013. Coplay Aggregates Inc., 5101 Beekmantown Road, Whitehall, PA 18052. General Permit Number WMGR002D013 au-

thorizes the beneficial use of wastewater treatment sludge generated by paper and pulp mills as a soil additive: to establish or reestablish agricultural activity on disturbed land; to establish herbaceous wildlife habitat; to facilitate revegetation on disturbed land at permitted and abandoned mine sites. The application for renewal of General Permit No. WMGR002D013 was withdrawn by Copley Aggregates on June 2, 2015.

Questions concerning the withdrawal of the application should be directed to Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. For more information, contact the Division of Municipal and Residual Waste at 717-787-7381.

General Permit No. WMGR002D008. Team Ten LLC, 1600 Pennsylvania Ave., Tyrone, PA 16686-1758. For the beneficial use of wastewater treatment sludge generated by paper and pulp mills for use as a soil additive to: establish or reestablish agricultural activity on disturbed land; establish herbaceous wildlife habitat; facilitate revegetation on disturbed land at permitted and abandoned mine sites. The application for renewal of General Permit No. WMGR002D008 was withdrawn by Team Ten on January 1, 2015.

Questions concerning the withdrawal of the application should be directed to Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. For more information, contact the Division of Municipal and Residual Waste at 717-787-7381.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permit Issued Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401

Permit No. 101429. Richard S Burns & Company, Inc., 4300 Rising Sun Avenue, Philadelphia, PA 19140-2720. This application is for a 10-year permit renewal to continue operation at the Richard S. Burns and Company Transfer Station Facility, a municipal waste and construction/demolition waste transfer and processing facility located at 4300 Rising Sun Avenue in the City of Philadelphia, **Philadelphia County**. The permit was issued by the Southeast Regional Office on May 27, 2015.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531

GP3-64-006: ER Linde Construction Corp (9 Collan Park, Honesdale, PA 18431) on April 29, 2015 for the construction and operation of a Portable Crushing Operation with watersprays at Middle Creek Quarry site located in Palmyra Twp., **Wayne County**.

Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

GP14-07-03053A: Keystone Crematory Center, LLC (14443 S. Eagle Valley Road, Tyrone, PA 16686) on May 28, 2015, for a new human crematory unit, under GP14, at their facility in Snyder Township, **Blair County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701

Contact: Muhammad Q. Zaman, Program Manager, 570-327-3648

GP3-17-356A: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) on May 27, 2015, to construct and operate a portable non-metallic mineral mobile screening unit with associated water spray dust suppression system pursuant to the General Plan Approval and/or General Operating Permit For Portable Nonmetallic Mineral Processing Plants (BAQ-PGPA/GP-3) at their Dubois facility located in Sandy Township, **Clearfield County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Contact: Mark Gorog, New Source Review Chief—Telephone: 412-442-4150

GP5-30-00196E: Laurel Mountain Midstream Operating, LLC (Park Place 2, 2000 Commerce Drive, Pittsburgh, PA 15275) Issued on May 26, 2015, for the construction and operation of four (4) additional 1,380 bhp Caterpillar G3516B natural gas-fired engines and continued operation of previously installed equipment at the Cantaral Compressor Station located in Franklin Township, **Greene County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648

59-00030A: Bass Wood Energy, LLC (6051 Wallace Road Extension, Suite 100, Wexford, PA 15090) on May 26, 2015, for the construction of five (5) 6,023 bhp (4.4 MW) 4 stroke, lean burn Jenbacher J624 GS natural gas-fired engine/generator sets, each equipped with both catalytic oxidation and selective catalytic reduction (SCR), at the proposed electric generating station located in Duncan Township, **Tioga County**. The facility will also include one (1) 0.64 MMBtu/hour natural gas-fired natural gas line heater; three (3) storage tanks ranging in size from 2,600 gallons to 6,000 gallons; one (1) desiccant dehydration system; various fugitive emissions. This plan approval contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

59-00031A: Pine Hill Energy, LLC (6051 Wallace Road Extension, Suite 100, Wexford, PA 15090) on May 26, 2015, for the construction of five (5) 6,023 bhps (4.4 MW) 4 stroke, lean burn Jenbacher J624 GS natural gas-fired engine/generator sets, each equipped with both catalytic oxidation and selective catalytic reduction (SCR), at the proposed electric generating station located in Union Township, **Tioga County**. The facility will also include one (1) 0.64 MMBtu/hour natural gas-fired natural gas line heater; three (3) storage tanks ranging in size from 2,600 gallons to 6,000 gallons; one (1) desiccant dehydration system; various fugitive emissions. This plan approval contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

10-079E: BNZ Materials (191 Front Street, Zelienople, PA 16063), on May 27, 2015, issued a plan approval for the modification of emission limits associated with Kiln #3 from plan approval 10-079D in Zelienople Borough, **Butler County**. This is a Title V facility.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: James A. Beach, New Source Review Chief—Telephone: 484-250-5920

09-0189B: Eureka Stone Quarry, Inc (P. O. Box 249, Chalfont, PA 18914) On June 1, 2015 for mining crushed and broken stone, in Warrington Township, **Bucks County**.

23-0047F: Evonik Corp (1200 W Front Street, Chester, PA 19013) On June 2, 2015 for manufacturing industrial inorganic chemicals in Chester City, **Delaware County**.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

01-05037B: Gettysburg Energy & Nutrient Recovery Facility, LLC (71 Old Mill Bottom Road North, Suite 101, Annapolis, MD 21409) on May 28, 2015, for the construction and temporary operation of an energy and nutrient recovery facility utilizing egg layer manure located in Tyrone Township, **Adams County**. The plan approval was extended, with a revised compliance schedule.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648

08-00044B: Barefoot Pellets Company (PO Box 96, Troy, PA 16947) on May 28, 2015, to extend the authorization to operate a natural gas fired rotary dryer and associated multi-clone collector at their facility in Troy Township, **Bradford County** on a temporary basis to December 1, 2015. The plan approval has been extended.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Contact: Mark R. Gorog, P.E., Environmental Engineer Manager—Telephone: 412-442-4150

PA-26-00500C: Alpha PA Coal Terminal (158 Portal Road P. O. Box 1020, Waynesburg, PA 15370) Plan Approval extension issued May 29, 2014, to grant a 180-day extension until January 13, 2016 to complete the construction of remaining sources, at their LaBelle facility located in Luzerne Township, **Fayette County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

62-032J: Ellwood National Forge/Ellwood National Steel (3 Front Street Irvine, PA 16329) on May 28, 2015, effective May 31, 2015, has issued a plan approval extension for the construction of two (2) 22 mmbtus/hr annealing furnaces, the removal of #7 annealing furnace from plan approval 62-032I because it was never constructed, and to establish a limit on the gas consumption for replacement degasser boiler permitted by GP1-62-032A and the annealing furnaces (Source 103 & 103A permitted by 62-032D in Brokenstraw Township, **Warren County**. This is a Title V facility.

Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920

15-00015: Arkema Company, Inc. (610 Bolmar Street, West Chester, PA 19382), On May 28, 2015 located in West Chester Borough, **Chester County**. This action is a renewal of the Title V Operating Permit. The facility manufactures acrylate and methacrylate oligomers and polymers that are used in inks, coatings, and adhesives. The boilers are subject to 40 C.F.R. Part 63 Subpart JJJJJ and the engines are subject to 40 C.F.R. Part 63 Subpart ZZZZ. As a result of potential emissions of volatile organic compounds and hazardous air pollutants, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The permit includes monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

36-05029: High Steel Structures, LLC (1853 William Penn Way, PO Box 10008, Lancaster, PA 17605-0008) on May 26, 2015, for the structural steel manufacturing facility in East Lampeter Township, **Lancaster County**. The Title V permit was renewed.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648

17-00003: Dominion Transmission Inc. (5000 Dominion Boulevard Glen Allen, VA 23060) on May 26, 2015, for operation of their Luther Station facility located in Brady Township, **Clearfield County**. The Title V operating permit contains requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State regulations.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920

15-00044: Sunoco Partners Marketing & Terminals L.P.—Exton Terminal (623 East Lincoln Highway, Exton, PA 19341) On May 28, 2014, for operation of three distillate storage tanks, two biodiesel fuel storage tanks, one loading rack, and a small oil-fired boiler located in East Whiteland Township, **Chester County**. This action is a renewal of a State Only Operating Permit (Synthetic Minor), which was originally issued on March 30, 2005. The facility took throughput restrictions for distillate products and biodiesel to maintain its VOC and HAP emissions below the threshold levels. The renewal contains monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2507

40-00054: Barletta Materials & Construction, Inc. (P. O. Box 550, Tamaqua, PA 18252-0550) issued on 06/01/2015, for the operation of an asphalt plant and stone crushing operation in Nescopeck Township, **Luzerne County**. The sources consist of asphalt plant, feed bins, screens, stone crushers, conveyors, and transfer points. The emissions are controlled by a baghouse and a water spray system. This is a renewal of a State-Only operating permit. The State-Only operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

40-00090: Bridon American Corp. (200 New Commerce Blvd., Wilkes-Barre, PA 18702) The Department issued a State Only Operating Permit on May 28, 2015, for a wire product manufacturing facility located in Hanover Township, **Luzerne County**.

48-00044: Just Born, Inc. (1300 Stefko Boulevard, Bethlehem, PA 18017-6672) issued on 05/26/2015, for the operation candy manufacturing facility in the City of Bethlehem, **Northampton County**. The sources consist of cooking casting and molding operations. The particulate emissions from the sources are controlled by dust collectors. This is a renewal of a State-Only operating permit. The State-Only operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

48-00078: Chrin Brothers, Inc. (635 Industrial Drive, Easton, PA. 18042-7339) The Department issued a State Only (Synthetic Minor) renewal operating permit on May

28, 2015, for a stone crushing facility located in Williams Township, **Northampton County**.

64-00014: Haines and Kibblehouse, Inc. (PO Box 1467, 2052 Lucon Road, Skippack, PA 19474-1467) issued on 05/27/2015, for the operation of a sand and gravel processing plant in Palmyra Township, **Wayne County**. The sources at the facility consist of three (3) crushers, two (2) screens, and twenty (20) conveyors. The particulate emissions are controlled by water sprays. This is a renewal of a State-Only operating permit. The State-Only operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

48-00079: Heintzelman Funeral Home, Inc., Lehigh Valley Crematory Hellertown (301 Front Street, Hellertown, PA 18055-1720) on June 2, 2015 for funeral service and crematories operation in Hellertown Borough, **Northampton County**. The primary sources are incinerators. The control devices are afterburners. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. This is a renewal of the State-Only Natural Minor operating permit. The State-Only operating permit includes applicable state and federal requirements, work practice standards, testing, monitoring, recordkeeping and reporting requirements.

Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

06-03048: Fusion Coatings, Inc. (932 W. Penn Avenue, PO Box 224, Robeson, PA 19551) on May 26, 2015, for the powder coating and painting facility in Heidelberg Township, **Berks County**. The State-Only permit was renewed.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648

59-00029: SWEPI, LP (2100 Georgetown Road, Swickley, PA 15143-872) on May 27, 2015, for their Pierson 810 Well Pad Site located in Gaines Township, **Tioga County**. The facilities sources includes one (1) 1,340 brake horsepower, Caterpillar model G3516LE natural gas fired compressor engine, two (2) 10 million cubic foot per day glycol dehydrators each with 0.50 million Btu per hour natural gas-fired reboiler and eight (8) 0.75 million Btu per hour natural gas-fired separator heaters. The operating permit includes emission limits and work practice standards along with monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations.

41-00075: Construction Specialties, Inc. (PO Box 380, Muncy, PA 17756-0380) on May 7, 2015 issued a renewal state only operating permit for their manufacturing facility located in Montgomery Borough, **Lycoming County**. The state only operating permit contains all applicable regulatory requirements including monitoring, record-keeping and reporting conditions.

47-00012: HRI, Inc. (1750 West College Avenue, State College, PA 16801) on May 6, 2015 issued a renewal state only operating permit for their hot mix asphalt plant located in Liberty Township, **Montour County**. The state

only operating permit contains all applicable regulatory requirements including monitoring, record-keeping and reporting conditions.

14-00029: Con-Stone, Inc. (PO Box 28, Bellefonte, PA 16823) on May 28, 2015 issued a renewal state only operating permit for their limestone crushing and processing facility located in Haines Township, **Centre County**. The state only operating permit contains all applicable regulatory requirements including monitoring, record-keeping and reporting conditions.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

16-00003: PA State System of Higher Education, Clarion State University (840 Wood Street, Clarion, PA 16214-1240) On May 21, 2015, the Department re-issued a Natural Minor Operating Permit to operate the boiler plant at the university, in Clarion Borough, **Clarion County**. The facility's primary emission sources include three (3) Boilers and various Emergency Power Generators located throughout the property.

One of the emergency power generators at this facility was installed in February 2011 and is subject to the requirements of 40 CFR 60—Subpart JJJJ, Standards of Performance for Stationary Spark Ignition Internal Combustion Engines. The applicable requirements from that subpart have been attached to Source ID: 103—Emergency Power Generator (Rec. Hall).

The emissions of criteria pollutants from this facility are below major source levels. The potential emissions from this facility are as follows. (All values are in tons/year.) PM₁₀ (total) = 1.0, PM_{2.5} (total) = 0.78, PM (condensable) = 2.25, SO_x = 0.35, NO_x = 25.39, CO = 29.16, VOC = 2.12, Ammonia = 0.16, Formaldehyde = 0.10, Hexane = 0.58, Total HAPS = 0.68, Methane = 3.43, N₂O = 0.35, CO₂ = 38,712, and CO_{2e} = 38,912.

20-00040: Advanced Cast Products, Incorporated (18700 Mill Street, Meadville, PA 16335) on May 7, 2015 for a renewal of the Title V Operating Permit. The facility is located in the City of Meadville, **Crawford County**. Advanced cast manufactures gray and ductile iron foundries casting products. The facility's emitting sources include, 1) Charge & Preheating, 2) Melting-Transfer-Magnesium Treatment, 3) Pouring-Cooling-Shakeout (103 & 103A), 4) Disa Match Casting Line (Pouring/Cooling/Shake-out), 5) New Grinding and Goff, 6) Grinding and Cleaning, 7) Shell Core and Core Drying, 8) Sand Handling, 9) Heat Treating-Austemper Operation, 10) Air make Up units (3), 11) Miscellaneous Natural Gas Usage, 12) Two Degreaser Units, and 13) Bond Silo. The facility is a major facility due to its potential to emit of particulate matter less than 10 microns in diameter. Therefore, the facility is subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The facility is also subject to the Compliance Assurance Monitoring Rule (CAM) found in 40 C.F.R. Part 64. Appropriate permit conditions to address the applicable CAM requirements have been included in the permit. The facility submitted the following emission inventory for 2013: Carbon Monoxide: 48.40 Tons per year (TPY), Nitrogen Oxides: 1.63 TPY, Particulate Matter less than 10 Microns: 54.43 TPY, Particulate Matter less than 2.5 Microns: 38.93 TPY, Sulfur Oxides: 0.28 TPY, Volatile Organic Compounds: 1.58 TPY, Methane: 0.032 TPY, Carbon Dioxide: 1, 731.60, Nitrogen Oxides: 0.0032 TPY.

24-00062: Metal Powder Products Company—previously Powder Metal Products Incorporated (879 Washington Street, Saint Marys, PA 15857-3644) on May 29, 2015, for renewal of the Natural Minor Operating Permit. The facility is located in the City of Saint Marys, **Elk County**. The facility manufactures metallurgical parts from powder metal through sintering process. The facility's emitting sources include: 1) Natural Gas Fired Boiler (1), 2) Sintering Ovens (12), 3) Parts Washer, Mineral Spirits (1) and, 4) Rust inhibitor application (2). The facility is a natural minor because the potential VOC emissions and other pollutants are less than Title V threshold limits. The permit contains a VOC emission limit of 19 Tons per year during any consecutive 12 month period. The VOCs are generated from the parts washer and rust inhibitor application. The boiler and sintering ovens generate emissions less than 1 TPY of criteria pollutants and HAPs.

24-00145, Amphenol Thermometrics, Inc. (967 Windfall Road, St. Marys, PA 15857) On May 21, 2015, the Department re-issued the Synthetic Minor Operating Permit to operate an electronic resistor manufacturing facility, located in the City of St. Marys, **Elk County**.

Source ID: 2001—Emergency Generator #1 is subject to the newly promulgated requirements of 40 CFR 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The latest version of that subpart has been attached to this source.

The potential emissions from this facility are as follows. (All values are in tons/year.) VOC = 49.0, any single HAP = 9.9, and combined total HAPs = 24.9. (Based on synthetic minor limits) Emissions of all other criteria pollutants are well below major source thresholds.

37-00008: Ellwood City Forge (800 Commercial Avenue, Ellwood City, PA) On May 28, 2015, the Department re-issued a Synthetic Minor Permit to operate a steel forging operation located in Ellwood City Borough, **Lawrence County**. This plant has restrictions on Nitrogen Oxide emissions to qualify for a Synthetic Minor Operating Permit.

Source ID: 610—8 KW Emergency Generator and Source ID: 630—40 KW Emergency Diesel Generator are subject to the newly promulgated requirements of 40 CFR 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The latest version of that subpart has been attached to those sources.

Source ID: 640—20 KW Emergency Natural Gas Generators (5) must meet the requirements of 40 CFR Part 60, Subpart JJJJ, for spark ignition engines. The requirements of that subpart have been attached to the source.

The potential emissions from this facility are as follows. (All values are in tons/year.) PM₁₀ = 16.1., PM_{2.5} = 8.2, SO_x = 0.43, NO_x = 90.0, VOC = 4.9, CO = 55.3, CO_{2e} = 54,000.

37-00307: PSC Metals Inc./New Castle Plant (P. O. Box 310, Slippery Rock, PA 16057-0310) On May 28, 2015, the Department re-issued the Natural Minor Operating Permit for this scrap metal processing facility located at 214 Gardner Avenue, New Castle City, **Lawrence County**.

The emissions of criteria pollutants from this facility are below major source levels. The potential emissions from this facility are as follows. (All values are in

tons/year.) PM_{10} (total) = 10.0, $PM_{2.5}$ (total) = 10.0, SO_x = 0.1, NO_x = 0.1, CO = 2.0, VOC = 0.1, and Total HAPS = 0.25.

61-00034: Franklin Industries Co. (PO Box 671, Franklin, PA 16323) on May 27, 2015, issued the renewal of the State Only Operating Permit for the facility located in the City of Franklin, **Venango County**. The primary sources at the facility include natural gas combustion for building heat; a 110 million natural gas fueled walking beam furnace; natural gas combustion for scarfing activities; a 1.5 million Btu/hr natural gas fueled pre-heat oven; a 4 million Btu/hr natural gas fueled pre-heat oven; two 2.5 million Btus/hr natural gas fueled drying ovens; 2 dip coating lines; a flow coating line; and 5 cold degreasing parts washers. The facility is a Synthetic Minor due to the potential VOC emissions from the coating lines and the permit contains conditions for limiting those VOC emissions to not more than 47 tons per year. Potential emissions for all other criteria pollutants are as follows: less than 1 tpy CO; 78.56 tpy NO_x ; less than 1 tpy PM; less than 1 tpy SO_x ; and 2.49 tpy all HAPs combined. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920

09-0053B: Greif Packaging, LLC (695 Louis Drive, Warminster, PA 18974-2825), located in Warminster Township, **Bucks County**, for the modification/extension of Plan Approval No. 09-0053B. The Plan Approval is issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and modified in accordance with 25 Pa. Code § 127.13c. In addition, as per 25 Pa. Code § 127.12b(d), the expiration date of the original Plan Approval has been extended by 180 days. The original Plan Approval has been modified, as follows:

- The capture efficiency restriction for the facility of 91.0%, as indicated in Condition #002(a), Section D (under Source ID C07), of the original Plan Approval, has been changed to an equivalent restriction, in accordance with the requirements specified in 25 Pa. Code § 129.51(a)(1)—(6), of either of the following:

- An overall control efficiency (i.e., capture efficiency for the facility multiplied by volatile organic compound (VOC) destruction efficiency for the regenerative thermal oxidizer (RTO)) restriction of 89.0%.

- A VOC emission rate for the facility (i.e., the sum of the VOC emissions from the RTO plus each fugitive emission location) of less than or equal to 10.11 lbs/hr.

- The total operating time for the three spray booths and three associated (dedicated) bake ovens of 6,600 hours per year (on a 12-month rolling basis), as indicated in Condition #001, Section D (under Source IDs 301, 401, and 701), of the original Plan Approval, and Condition #002, Section D (under Source IDs 202, 302, and 402), of the original Plan Approval, respectively, has been reduced to 6,000 hours per year (on a 12-month rolling basis).

All references in the original Plan Approval to the original RTO at the facility (i.e., Source ID C05 in State Only Operating Permit No. 09-00053), have been removed.

23-00004: Covanta Delaware Valley L.P. (10 Highland Avenue, City of Chester, PA 19013) on May 28, 2015, for the municipal waste combustion plant in Chester City, **Delaware County**. The Title V Operating Permit was amended to incorporate Plan Approval No. 23-0004A, a project to use secondary effluent from the Chester DELCORA facility as make-up water for an existing cooling tower at its Delaware Valley facility. The amended operating permit contains the applicable regulatory requirements including testing, monitoring, recordkeeping, reporting, and work practices.

15-00114: Action Manufacturing Company (500 Bailey Crossroads Road, Atglen, PA 19310; Attn: Mr. Randy Aukamp) On May 28, 2015 is a non-Title V facility located in West Fallowfield Township, **Chester County**. The State-Only (Natural Minor) Operating Permit, No. 15-00114, has been amended to incorporate conditions from Plan Approval No. 15-0114A. This amendment allows for the installation of two additional detonator chambers and the use of ethyl alcohol, at an existing ordinance detonator manufacturing facility. The installation of the two additional units allows for Action Manufacturing to better utilize the detonator chambers without having to reconfigure them as often. Action Manufacturing will continue to maintain the restriction of operating no more than three test chambers at a time, as per their State Only Operating Permit (Source ID 100). Emissions are controlled by an existing Airomax Filtration System (Source ID C100), which consists of two levels of pre-filters, a set of fabric filter bags, and a high-efficiency particulate air (HEPA) filter. Potential emissions from all criteria pollutants for Source ID 100 are less than 0.1 TPY. Emissions of PM are expected to be less than 0.02 grain per dry standard cubic feet. As part of the operations at the facility, ethyl alcohol is used throughout the facility. It is used in small quantities within the various buildings at the facility, with a total potential VOC emission rate of 4.1 TPY. Because ethyl alcohol usage is dispersed throughout the facility, BAT is best management practices. The operating permit contains recordkeeping and operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

36-03135: Doodad Printing, LLC (72 Industrial Circle, Lancaster, PA 19601-5928) on May 27, 2015, for the printing facility located in Upper Leacock Township, **Lancaster County**. The State-only permit was administratively amended in order to reflect a change of ownership.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648

17-00057: Alliance Petroleum Corporation (1997 Old Weston Buckhannon, WV 26201) on May 26, 2015 issued an administrative amendment to the State Only Operating Permit for their Tate Compressor Station

located in Greenwood Township, **Clearfield County**. The amendment is for the change of ownership of the facility.

17-00058: Alliance Petroleum Corporation (1997 Old Weston Buckhannon, WV 26201) on May 26, 2015 issued an administrative amendment to the State Only Operating Permit for their Passmore Compressor Station located in Bell Township, **Clearfield County**. The amendment is for the change of ownership of the facility.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

42-00172: Hexion Incorporated Mount Jewett Facility (PO Box 7227 Mount Jewett, PA 16740-7227) on May 29, 2015 the Department administratively amended the State Operating Permit for the adhesives and sealant facility located in Sergeant Township, **McKean County**. The amendment incorporates the name change from Momentive Specialty Chemicals Inc. to Hexion Inc.

43-00142: Salem Tube Incorporated (951 4th Street, Reynolds Industrial Park, Greenville, PA 16125-8253) on May 26, 2015 issued an administrative amendment to the Title V Operating Permit for the facility located in

Pymatuning Township, **Mercer County**. The amendment revises the responsible official and the annual compliance certification date.

62-00032: Ellwood National Forge Irvine (1 Front Street, Irvine, PA 16329-1801) on May 26, 2015 issued an administrative amendment to the Title V Operating Permit for the facility located in Saint Marys City, **Elk County**. The amendment incorporates the applicable requirements of plan approval 62-032I, removes the Etch House and controls (124/C124) which have been removed from the facility, and changes the permit contact.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Contact: Mark R. Gorog, P.E., Environmental Engineer Manager—Telephone: 412-442-4150

04-00227: IPSCO Koppel Tubulars, LLC (PO Box 410, Ambridge, PA 15003) Per 25 Pa. Code § 127.449(i), this notice is for the proposed de minimis emission increase at the IPSCO Koppel Tubulars, LLC Ambridge Plant located in Harmony Township, **Beaver County**, authorized on May 20, 2015. The list of de minimis increases for this facility includes the following:

Source	Date	Emissions (tpy)				
		CO	NO _x	SO _x	PM ₁₀	VOCs
Pipe Stencil System	2/12/2015	-	-	-	-	0.34
Mandrel Mill Roof Exhaust	5/20/2015	-	-	-	0.066	-

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Devendra Verma, New Source Review Chief—Telephone: 814-332-6940

37-00317: Ellwood Mill Product (712 Moravia Street, New Castle, PA 16101) for its facility located in New Castle City, **Lawrence County**. The De minimis emission increase is for construction of a new cold solvent degreaser. In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department hereby approves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 Pa. Code § 127.449(i). This list includes the De minimis emission increases since the Title V Operating Permit issuance on May 8, 2012.

Date	Source	PM ₁₀ (tons)	SO _x (tons)	NO _x (tons)	VOC (tons)	CO (tons)
7-17-14	Ringmill with dust collector	0.0172				
5-19-15	Degreaser				0.22	
Total Reported Increases		0.0172			0.22	
Allowable		0.6 ton/source 3 tons/facility	1.6 ton/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act and 25 Pa. Code §§ 127.431 and 127.461.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648

GP5-08-377: Chesapeake Appalachia, LLC (PO Box 18496, Oklahoma City, OK 73154-0496) on May 7, 2015, terminated the General Permit, issued for a 215 bhp Caterpillar G3406 engine and associated three-way catalyst, two 0.75 MMBtu/hr line heaters, and two 400 bbls

produced water storage tanks at the Bustin Homestead Bra Well Pad located in Wysox Township, **Bradford County** due to the facility qualifying for an exemption from operating permit requirements. The general permit is terminated.

41-00037: Jersey Shore Steel Company (2800 Canfields Lane, Montoursville, PA 17754) on May 28, 2015, terminated the State Only Operating Permit, issued for the operation of two natural gas-fired ovens and a parts washer at their Fabrication Division located in Loyalsock Township, **Lycoming County**, due to the emission levels from the facility qualifying for an exemption from operating permit requirements. The operating permit 41-00037 is terminated.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).

Coal Permits Issued

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100

30810703 and NPDES No. PA0092894. Consol Pennsylvania Coal Company LLC, (1525 Pleasant Grove Road, P. O. Box J, Claysville, PA 15323). To renew the permit for the Bailey Coal Refuse Areas No. 1 and No. 2 in Richhill Township, **Greene County**. No discharges. The application was considered administratively complete on September 11, 2013. Application received July 10, 2013. Permit issued May 26, 2015.

56911602 and NPDES No. PA0214400. Berwind Coal Sales Company, (509 15th Street, Windber, PA 15693-1603). To renew the permit for the Huskin Run Tipple in Shade Township, **Somerset County**. No additional discharges. The application was considered administratively complete on September 16, 2014. Application received December 6, 2013. Permit issued May 26, 2015.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900

Permit No. 11130101 and NPDES No. PA0269387. Laurel Sand & Stone Inc., 210 East Main Street, P. O. Box 556, Ligonier, PA 15658-0556, commencement, operation and restoration of a bituminous surface and auger mine in Elder and Susquehanna Townships, **Cambria County**, affecting 382.0 acres. Receiving stream: Little Brubaker Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: March 20, 2014. Permit issued: May 20, 2015.

The permit includes a stream encroachment to relocate approximately 800 feet of unnamed tributary No. 2 of Little Brubaker Run to its original stream path.

Permit No. 56080107 and NPDES No. PA0262684. Fieg Brothers, 3070 Stoystown Road, Stoystown, PA 15563, renewal for the continued operation and restoration of a bituminous surface mine in Southampton Township, **Somerset County**, affecting 162.1 acres. Receiving streams: Powder Run to Gladdens Creek to Wills Creek and unnamed tributaries to Wills Creek classified for the following use: high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 15, 2014. Permit issued: May 18, 2015.

Permit No. 56950110 and NPDES No. PA0213217. Heritage Coal and Natural Resources LLC, 208 W. Mud Pike, Rockwood, PA 15557, commencement, operation and restoration of a bituminous surface mine to change the land use from Woodland to Pastureland in Elk Lick Township, **Somerset County**, affecting 166.8 acres. Receiving streams: unnamed tributary to/and Flag Run; unnamed tributary to/and Casselman River, Crab Run classified for the following uses: cold water fishery and warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: November 12, 2014. Permit issued: May 22, 2015.

Permit No. 32020105 and NPDES No. PA0263290. Forcey Coal, Inc., P. O. Box 225, Madera, PA 16661, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Grant and Green Townships, **Indiana County**, affecting 126.0 acres. Receiving streams: unnamed tributaries to/and Little Mahoning Creek classified for the following use: high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: April 18, 2014. Permit issued: May 26, 2015.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118

Permit No. 40840202R6 and NPDES Permit No. PA0613703. Silverbrook Anthracite, Inc., (1 Market Street, Laffin, PA 18702), renewal of an existing anthracite coal refuse reprocessing operation, preparation plant and NPDES Permit for discharge of treated mine drainage in Laffin Borough, **Luzerne County** affecting 30.3 acres, receiving stream: Gardner Creek. Application received: July 1, 2014. Renewal issued: May 26, 2015.

Coal Permits Withdrawn

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900

Permit No. 56080108 and NPDES No. PA0262692 and General Permit GP-12-56080108. PBS Coals, Inc., P. O. Box 260, Friedens, PA 15541, revision of an existing bituminous coal mining site to obtain coverage for coal processing under air quality general permit GP-12 in Brothersvalley Township, **Somerset County**, affecting 83.3 acres. Receiving streams: unnamed tributary to Blue Lick Creek and Swamp Creek classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 22, 2014. Permit withdrawn: May 28, 2015.

Noncoal Permits Issued

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200

59880301GP-104. Michael R. Ackley (323 Beechwood Lake Road, Westfield, PA 16950). General NPDES Permit for Stormwater Discharges Associated with Mining Activities on surface mining permit 59880301 in Clymer Township, **Tioga County**. Receiving stream(s): Tributary to Mill Creek. Application received: April 2, 2015. Permit issued: May 20, 2015.

17150801. Monty L. Bloom (1573 Wallacetown Road, Morrisdale, PA 16858). Commencement, operation and restoration of a small noncoal (topsoil) mine operation in Morris Township, **Clearfield County** affecting 2.06 acres. This permit supersedes 17142801. Receiving stream(s): Flat Run to Alder Run. Application received: January 23, 2015. Permit issued: May 20, 2015.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Issued

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118

Permit No. 06154104. J Roy's, Inc., (P. O. Box 125, Bowmansville, PA 17507), construction blasting for Alvernia College Cemetery in the City of Reading, **Berks County** with an expiration date of May 25, 2016. Permit issued: May 29, 2015.

Permit No. 38154110. J Roy's, Inc., (P. O. Box 125, Bowmansville, PA 17507), construction blasting for Meadows at Southfield in South Lebanon Township, **Lebanon County** with an expiration date of May 25, 2016. Permit issued: May 29, 2015.

Permit No. 38514111. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Scenic Ridge Development in West Cornwall Township, **Lebanon County** with an expiration date of May 30, 2016. Permit issued: May 29, 2015.

Permit No. 58144114. DW Drilling & Blasting, (2042-B S. Brentwood Boulevard, Suite 115, Springfield, MO 65804) construction blasting for Bolcato Gas Pad in Gibson Township, **Susquehanna County** with an expiration date of May 20, 2016. Permit issued: May 29, 2015.

Permit No. 58144115. DW Drilling & Blasting, (2042-B S. Brentwood Boulevard, Suite 115, Springfield, MO 65804) construction blasting for Halliday Gas Pad in Bridgewater Township, **Susquehanna County** with an expiration date of May 26, 2016. Permit issued: May 29, 2015.

Permit No. 58144117. DW Drilling & Blasting, (2042-B S. Brentwood Boulevard, Suite 115, Springfield, MO 65804) construction blasting for Forwood Gas Pad in Lenox Township, **Susquehanna County** with an expiration date of May 26, 2016. Permit issued: May 29, 2015.

Permit No. 48154001. Demtech, LLC, (470 Dutchtown Road, Butler, PA 16002), blasting for the demolition of Essroc Cement Plant silos in Upper Nazareth Township, **Northampton County** with an expiration date of August 31, 2015. Permit issued: June 1, 2015.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Regional Office, Waterways and Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511

E39-526. Pennsylvania Department of Transportation Engineering District 5-0, 1002 Hamilton Street, Allentown, PA 18103. Whitehall and Hanover Townships, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To remove an existing 6-span twin girder bridge and an existing 4-span twin girder bridge and to construct and maintain a 6-lane 640-foot wide, 5-span PA bulb tee beam bridge, having spans of 100-feet, 140-feet, 160-feet, 140-feet and 100-feet respectively, and having a minimum underclearance of approximately 39-feet, across the Lehigh River (CWF, MF) and to construction and maintain a 530-foot wide, 4-span PA bulb tee beam bridge, having spans of 120-feet, 160-feet, 145-feet and 105-feet respectively, and having a minimum underclearance of approximately 47-feet across the Lehigh Canal (CWF, MF). The project will be temporarily impacting approximately 0.05 acre of PEM wetlands. The activities are associated with the Phase II of a limited access highway, known as the Lehigh Valley Thruway. The project is located at S.R. 22, Segment 0400 (Catasauqua, PA Quadrangle Latitude: 40° 38' 13.1"; Longitude: -75° 27' 26.5"), in Whitehall and Hanover Townships, Lehigh County.

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636

E18-493. PPL Electric Utilities, Two North Ninth Street, Mail Stop: GEN N3, Allentown, PA 18101-1139. Lock Haven Switch Yard in Castanea Borough, **Clinton County**, ACOE Baltimore District (Lock Haven & Mill Hall, PA Quadrangles N: 41° 7' 15.95"; W: -77° 26' 2.93" & N: 41° 4' 36.7"; W: -77° 29' 9").

To construct and maintain: 1) a 51-foot long 36-inch HDPE culvert in an unnamed tributary to Bald Eagle Creek (Stream 1) for an access road, 2) 5 rock revetments and 2 rock/log cross vanes in a 779 linear foot relocated reach of an unnamed tributary to Bald Eagle Creek (Stream 2), 3) a 27-foot long 36-inch HDPE culvert in Stream 2 for an access road, 4) a 36-inch HDPE to replace an under-sized 50-foot long 24-inch CPP carrying Stream 2 under West Keller Street, 5) a 138-foot long 36-inch HDPE and associated left-turn ripped outlet to replace an under-sized 138-foot long 18-inch CPP stream enclosure carrying Stream 2, 6) and fill in 0.26 acre wetlands, 7) off-site fish habitat enhancement within a 1,000 linear foot reach of Cedar Run to mitigate stream and wetland impacts, 8) 0.78 acre of off-site mitigation wetlands and 1.0 acre of wetland enhancements to mitigate stream and wetland impacts, in order to build level 2.7 acres pad for a new electric high-voltage switchyard. This permit also includes 401 Water Quality Certification.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under sec-

tion 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Northwest Region: Waterways and Wetlands Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

Butler County Conservation District, 122 McCune Drive, Butler, PA 16001-6501

<i>ESCGP-2 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
ESG00 019 15 0001	Columbia Midstream Group LLC 5151 San Filipe, Suite 2500 Houston, TX 77056	Butler	Connoquenessing Boro, Connoquenessing Twp, Forward, Jackson & Penn Twps	UNT Connoquenessing Creek CWF, WWF and Connoquenessing Creek CWF, WWF and Thorn Creek CWF

Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335

ESCGP-2 #ESX14-065-0003A—Winslow Pipeline to Winslow Interconnect—Major Modification
Applicant EQT Gathering LLC
Contact Brian Clauto
Address 555 Southpointe Blvd, Suite 200
City Canonsburg State PA Zip Code 15317
County Jefferson Township(s) McCalmont, Bell, Henderson, Gaskill
Receiving Stream(s) and Classification(s) Little Sandy Creek, Elk Run, Turnip Run, Trout Run, Mahoning Creek, Big Run

Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701

ESCGP-2 # ESG29-105-15-0001
Applicant Name JKLM Energy LLC
Contact Person Scott Blauvelt
Address 2200 Georgetowne Dr, Suite 500
City, State, Zip Sewickley, PA 15143
County Potter
Township(s) Summit
Receiving Stream(s) and Classification(s) Nelson Run/Mill

Creek—HQ, CWF
Secondary—Allegheny River

ESCGP-2 # ESG29-015-15-0010
Applicant Name Appalachia Midstream Services LLC
Contact Person Randy DeLaune
Address 400 1st Center, Suite 404
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Overton
Receiving Stream(s) and Classification(s) Lick & Mill Creeks (EV, MF)

ESCGP-2 # ESX10-015-0087(01)
Applicant Name Chief Oil & Gas LLC
Contact Person Jeffrey Deegan
Address 6051 Wallace Road, Ext, Suite 300
City, State, Zip Wexford, PA 15090
County Bradford
Township(s) Burlington
Receiving Stream(s) and Classification(s) UNT to Bailey Run (WWF)
Secondary—Bailey Run (WWF)

ESCGP-2 # ESX10-131-0014(01)
Applicant Name Chesapeake Appalachia LLC
Contact Person Eric Haskins

Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840
County Wyoming
Township(s) Windham

Receiving Stream(s) and Classification(s) Surface Drainage to Susquehanna River (WWF, MF), Surface Drainage to Rocky Forest Creek (CWF, MF), and Surface Drainage to UNT to Roaring Run (CWF, MF)
Secondary—Susquehanna River (WWF, MF), Rocky Forest Creek (CWF, MF) and Roaring Run (CWF, MF)

ESCGP-2 # ESX29-117-15-0017

Applicant Name SWEPI LP
Contact Person Jason Shoemaker
Address 2100 Georgetown Drive, Suite 400
City, State, Zip Sewickley, PA 15143
County Tioga

Township(s) Delmar
Receiving Stream(s) and Classification(s) Trib to Marsh Creek (CWF, MF)
Secondary—Marsh Creek

Southwest Region: Oil & Gas Program Mgr., 400 Waterfront Dr., Pittsburgh, PA

ESCGP-2 No: ESX14-059-0074 Major Revision
Applicant Name: Rice Drilling B LLC
Contact Person Joseph C Mallow
Address: 400 Woodcliff Drive
City: Canonsburg State: PA Zip Code: 15317
County: Greene
Township: Aleppo

Receiving Stream(s) and Classifications: Mudlick Fork, Chambers Run, UNT to South Fork Dunkard Fork; Other TSF

ESCGP-2 No.: ESG14-005-0015

Applicant Name: Mountain Gathering
Contact Person: Dewey Chalos
Address: 810 Houston Street
City: Fort Worth State: TX Zip Code: 76102
County: Armstrong Township(s): South Buffalo
Receiving Stream(s) and Classifications: Buffalo Creek (HQ-TSF), UNT to Buffalo Creek (HQ-TSF) and Pine Run (HQ-TSF)/Buffalo Creek; HQ; Other HQ-TSF; Siltation-Impaired

ESCGP-2 No.: ESG15-125-0005

Applicant Name: NiSource Midstream Services LLC
Contact Person: Farrah Lowe
Address: 5151 San Felipe Suite 2500
City: Houston State: TX Zip Code: 77056
County: Washington Township(s): South Strabane
Receiving Stream(s) and Classifications: UNT to Chartiers Creek; Other WWF; Siltation-Impaired

ESCGP-2 No.: ESG14-007-0019

Applicant Name: Utica Gas Services LLC
Contact Person: John Lattea
Address: 190 Midstream Way
City: Jane Lew State: WV Zip Code: 26378
County: Beaver Township(s): South Beaver
Receiving Stream(s) and Classifications: UNT 99678102 & 99678020 to Brush Run (HQ-CWF); HQ; Other CWF

SPECIAL NOTICES

Plan Revision Approval under the Municipal Waste Planning, Recycling and Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101

Northwest Regional Office: 230 Chestnut Street, Meadville, PA 16335

The Department of Environmental Protection (Department) approved the Venango County Municipal Waste Plan Revision dated January 13, 2015 on May 28, 2015.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

The plan revision is a public document and may be viewed at the Department Regional Office previously noted.

Questions concerning this approval should be directed to Larry Holley, Chief, Waste Minimization and Planning Division, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472 or to Regina Schweinsberg, Regional Planning and Recycling Coordinator, Bureau of Land Recycling and Waste Management at the previous Regional Office.

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of May 2015 Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P. L. 238, No. 43 (63 P. S. Sections 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed below to perform radon-related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).)

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
David Artigliere	PO Box 4475 Reading, PA 19606	Testing
Brian Bacchus	125 Twin Oaks Dr. Wexford, PA 15090	Testing
Jay Bauder Bauder Basement Systems	79 Red Stone Circle Reinholds, PA 17569	Mitigation
Thomas Biebel	2820 W. 23rd St. Erie, PA 16506	Testing
Robert Blanchfield	2830 Stephens St. Easton, PA 18045	Testing
Lois Distenfeld	4326 Crestview Rd. Harrisburg, PA 17112	Laboratory Analysis
Kevin Dunkle	PO Box 211 Worthington, PA 16262	Testing
Garland Inspection Services, Inc.	5970 W. Webb Rd. Mineral Ridge, OH 44440	Testing
Geo Environmental	PO Box 33450 Philadelphia, PA 19142	Mitigation
Richard Hart, Jr.	200 Edgewood Rd. Butler, PA 16001	Testing
Housemaster Home Inspections	9125 Marshall Rd., Ste. B-12 Cranberry Twp., PA 16066	Testing
Housing Inspection Services, Inc.	PO Box 373 Murrysville, PA 15668	Testing
Brian Jacobs	120 Nova Rd. Saint Marys, PA 15857	Testing
Brian Joyce	6195 Boxer Dr. Bethel Park, PA 15102	Testing
Thomas Kerr	PO Box 126 Johnstown, PA 15907	Testing
Robert Koppenhaver Robert Koppenhaver Builder and Contracting, Co.	2743 W. Main St. Spring Glen, PA 17978	Mitigation
Robin Lunny	2370 York Rd., A9-C Jamison, PA 18929	Testing
Greg Lyons Disaster Blaster, Inc.	911 Main St. Avoca, PA 18641	Mitigation
Mark Maglioli	562 Pringle St. Pringle, PA 18704	Testing
Mark Merani Merani Construction, LLC	PO Box 26 Stewartstown, PA 17363	Testing and Mitigation
Robert Meyer, Jr.	247 Mine Bank Rd. Wellsville, PA 17365	Mitigation
Matthew Mielnik	132 Lowry Dr. Duncansville, PA 16635	Testing
Richard Onega	333 Lindsay Rd. Zelienople, PA 16063	Testing
Greg Petruska	112 Lilac Ln. Valencia, PA 16059	Testing
Premier Termite & Pest Control	800 Antietam Dr. Douglassville, PA 19518	Testing
Aaron Rahn	PO Box 530 Murrysville, PA 15665	Testing
Subash Rashat	200 Route 130 N. Cinnaminson, NJ 08077	Laboratory Analysis

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Michael Rosales	3650 Concorde Pkwy., Ste. 100 Chantilly, VA 20151	Testing
Brendan Ryan	216 Logan Rd. Valencia, PA 16059	Mitigation
Mark Salasky Landauer, Inc.	2 Science Rd. Glenwood, IL 60425	Laboratory Analysis
Nicholas Semon	1516 E. Gibson St. Scranton, PA 18510	Testing
Gary Shawley	PO Box 126 Johnstown, PA 15907	Testing
Dale Thorson	800 Antietam Dr. Douglassville, PA 19518	Testing
Valueguard USA	634 Pine St. Philadelphia, PA 19106	Testing
Darren Verber	8020 Mine St. Fogelsville, PA 18057	Mitigation
Michael Walley	1002 Winola Rd. Clarks Summit, PA 18411	Testing
Roger Weaver	PO Box 275 White Haven, PA 18661	Testing
Terry Wilver	1015 Green St. Milton, PA 17847	Testing
Jeffrey Zimmerman Gold Star Radon, Inc.	3440 Lehigh St., #265 Allentown, PA 18103	Mitigation
John Zym	2862 Christian Springs Rd. Nazareth, PA 18064	Testing

**Water Quality Certification under Section 401 of
the Federal Clean Water Act for the
Transcontinental Gas Pipe Line Company,
LLC—Rock Springs Expansion Project**

PADEP File No. EA 36-034—On July 15, 2014, Transcontinental Pipe Line Co., LLC (“Transco”) submitted a request for Water Quality Certification under Section 401 of the Federal Clean Water Act (33 U.S.C. § 1341) for the Rock Springs Expansion Project to the Pennsylvania Department of Environmental Protection (“PADEP”). Transco proposes to construct, own, and operate the Rock Springs Expansion Project (“Rock Springs Expansion Project” or “Project”) located in Lancaster and Chester County, Pennsylvania and Cecil County, Maryland and on June 23, 2014, Transco filed an application with the Federal Energy Regulatory Commission (“FERC”) in Docket No. CP14-504-000 under Section 7(b) and (c) of the Natural Gas Act for the purpose of obtaining a Certificate of Public Convenience and Necessity for this Project. The proposed Rock Springs Expansion Project facilities in Pennsylvania would primarily consist of approximately 10.14 miles of new 20-inch diameter natural gas pipeline in Drumore and Fulton Townships, Lancaster County, Pennsylvania and the modification of an existing compressor station in East Whiteland Township, Chester County, Pennsylvania. The purpose of the Rock Springs Expansion Project is to deliver natural gas from Transco’s existing mainlines “A” and “B” in Pennsylvania to the proposed Old Dominion Electric Cooperative’s (“ODEC”) Wildcat Point Generating Facility, located in Cecil County, Maryland, for power generation.

PADEP published notice of the proposed Water Quality Certification for this project in Volume 45, Number 15 of

the PA Bulletin on April 11, 2015 and the comment period has since closed. No public comments were received.

On May 27, 2015, pursuant to Section 401 of the Clean Water Act (33 U.S.C. § 1341), the PADEP certified that the construction, operation and maintenance of the Rock Springs Expansion Project complies with the applicable provisions of the Clean Water Act, through compliance with the following Pennsylvania State water quality permitting programs, criteria, and conditions established pursuant to Pennsylvania’s Clean Stream Law (35 P. S. §§ 691.1—691.1001), and the Pennsylvania Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.28), which ensure the Project does not violate applicable water quality standards set forth in 25 Pa. Code Chapter 93:

1. *Discharge Permit*—Transco shall obtain and comply with a PADEP National Pollutant Discharge Elimination System (“NPDES”) permit for the discharge of water from the hydrostatic testing of the Rock Springs Expansion Project pipeline pursuant to Pennsylvania’s Clean Streams Law (35 P. S. §§ 691.1—691.1001) and all applicable implementing regulations (25 Pa. Code Chapter 92a).

2. *Erosion and Sediment Control Permit*—Transco shall obtain and comply with PADEP’s Chapter 102 Erosion and Sediment Control General Permit for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment (ESCGP-2 permit) for the Rock Springs Expansion Project issued pursuant to Pennsylvania’s Clean Streams Law and Storm Water Management Act (32 P. S. §§ 680.1—680.17) and all applicable implementing regulations (25 Pa. Code Chapter 102).

3. *Water Obstruction and Encroachment Permits*—Transco shall obtain and comply with a PADEP Chapter

105 Water Obstruction and Encroachment Permits for the construction, operation and maintenance of all water obstructions and encroachments associated with the Rock Springs Expansion Project pursuant to Pennsylvania's Clean Streams Law, Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.28), and Flood Plain Management Act (32 P. S. §§ 679.101—679.601.) and all applicable implementing regulations (25 Pa. Code Chapter 105).

4. *Water Quality Monitoring*—PADEP retains the right to specify additional studies or monitoring to ensure that the receiving water quality is not adversely impacted by any operational and construction process that may be employed by Transco.

5. *Operation*—For the Rock Springs Expansion Project under this certification, Transco shall at all times properly operate and maintain all Rock Springs Expansion Project facilities and systems of treatment and control (and related appurtenances) which are installed to achieve compliance with the terms and conditions of this Certification and all required permits. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by Transco.

6. *Inspection*—The Rock Springs Expansion Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of PADEP to determine compliance with this Certification, including all required permits required, and Pennsylvania's Water Quality Standards. A copy of this Certification shall be available for inspection by the PADEP during such inspections of the Rock Springs Expansion Project.

7. *Transfer of Projects*—If Transco intends to transfer any legal or equitable interest in the Rock Springs Expansion Project which is affected by this Certification, Transco shall serve a copy of this Certification upon the prospective transferee of the legal and equitable interest at least thirty (30) days prior to the contemplated transfer and shall simultaneously inform the applicable PADEP Regional Office of such intent. Notice to PADEP shall include a transfer agreement signed by the existing and new owner containing a specific date for transfer of Certification responsibility, coverage, and liability between them.

8. *Correspondence*—All correspondence with and submittals to PADEP concerning this Certification shall be addressed to the Department of Environmental Protection, Southcentral Regional Office, Waterways and Wetlands Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

9. *Reservation of Rights*—PADEP may suspend or revoke this Certification if it determines that Transco has not complied with the terms and conditions of this Certification. PADEP may require additional measures to achieve compliance with applicable law, subject to Transco's applicable procedural and substantive rights.

10. *Other Laws*—Nothing in this Certification shall be construed to preclude the institution of any legal action or relieve Transco from any responsibilities, liabilities, or penalties established pursuant to any applicable federal or state law or regulation.

11. *Severability*—The provisions of this Certification are severable and should any provision of this Certification be declared invalid or unenforceable, the remainder of the Certification shall not be affected thereby.

Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P. S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at 717-787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the Board within 30 days. You do not need a lawyer to file an appeal with the Board.

Important legal rights are at stake, however, so you should show this document to a lawyer at once. If you cannot afford a lawyer, you may qualify for free pro bono representation. Call the Secretary to the Board (717.787.3483) for more information.

[Pa.B. Doc. No. 15-1116. Filed for public inspection June 12, 2015, 9:00 a.m.]

Bid Opportunity

OSM 18(3875)101.1, Abandoned Mine Reclamation Project, Sandy Run, Leidy Township, Clinton County. The principal items of work and approximate quantities include mobilization and demobilization, implementation of the erosion and sedimentation control plan, grading 88,688 cubic yards and seeding 10.7 acres. This bid issues on June 12, 2015, and bids will be opened on July 9, 2015, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. This project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1308) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

JOHN QUIGLEY,
Secretary

[Pa.B. Doc. No. 15-1117. Filed for public inspection June 12, 2015, 9:00 a.m.]

Bid Opportunity

OSM 40(1630)101.1, Abandoned Mine Reclamation Project, St. Vladimir Vicinity, Newport Township, Luzerne County. The principal items of work and approximate quantities include mobilization and demobilization, implementation of the erosion and sedimentation control plan, grading 92,110 cubic yards, drainage excavation 6,267 cubic yards, rock lining 3,200 square yards, tied concrete block mat channels 3,260 square yards,

precast reinforced concrete box culvert, glulam pedestrian bridge and seeding 13.3 acres. This bid issues on June 12, 2015, and bids will be opened on July 9, 2015, at 2 p.m. Bid documents cost \$15 per set and will not be mailed until payment has been received. This project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1308) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

JOHN QUIGLEY,
Secretary

[Pa.B. Doc. No. 15-1118. Filed for public inspection June 12, 2015, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Lease Office Space to the Commonwealth Warren County

Proposers are invited to submit proposals to the Department of General Services to provide the Department of Labor and Industry with 2,346 net usable square feet of office space in Warren County. For more information on SFP No. 94731, which is due on July 21, 2015, visit www.dgs.state.pa.us or contact Pete Kafkalas, Bureau of Real Estate, (717) 525-5231, pkafkalas@pa.gov.

CURTIS M. TOPPER,
Secretary

[Pa.B. Doc. No. 15-1119. Filed for public inspection June 12, 2015, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Children's Hospital of Philadelphia Brandywine Valley Specialty Care and Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Children's Hospital of Philadelphia Brandywine Valley Specialty Care and Surgery Center has requested exceptions to the requirements of 28 Pa. Code §§ 553.1—553.4, 555.1—555.3, 557.1—557.4, 559.2, 563.1—563.13 and 567.53.

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 15-1120. Filed for public inspection June 12, 2015, 9:00 a.m.]

Application of Geisinger Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Geisinger Medical Center has requested exceptions to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *2014 Guidelines for Design and Construction of Health Care Facilities*. The facility specifically requests an exemption from the following standards contained in this publication: 2.1-8.5.3.2 (relating to Technology Distribution Rooms (TDR)), regarding size.

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 15-1121. Filed for public inspection June 12, 2015, 9:00 a.m.]

Application of Grandview Surgery and Laser Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Grandview Surgery and Laser Center has requested an exception to the requirements of 28 Pa. Code § 551.21(a)(2) (relating to criteria for ambulatory surgery).

This request is on file with the Department. Persons may receive a copy of a request for exception by request-

ing a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 15-1122. Filed for public inspection June 12, 2015, 9:00 a.m.]

Application of Nason Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Nason Hospital has requested an exception to the requirements of 28 Pa. Code § 138.18 (relating to EPS studies).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 15-1123. Filed for public inspection June 12, 2015, 9:00 a.m.]

Application of St. Luke's Miners Memorial Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that St. Luke's Miners Memorial Hospital has

requested exceptions to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *2014 Guidelines for Design and Construction of Health Care Facilities*. The facility specifically requests an exemption from the following standards contained in this publication: 2.1-8.5.3.2 (relating to Technology Distribution Rooms (TDR)), regarding size.

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 15-1124. Filed for public inspection June 12, 2015, 9:00 a.m.]

Application of York Cancer Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that York Cancer Center has requested exceptions to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *2014 Guidelines for Design and Construction of Health Care Facilities*. The facility specifically requests an exemption from the following standards contained in this publication: 3.1-3.6.10 (relating to soiled holding rooms).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or

hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 15-1125. Filed for public inspection June 12, 2015, 9:00 a.m.]

Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Westminster Village
803 North Wahneta Street
Allentown, PA 18103
FAC ID # 124102

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 201.22(h) (relating to prevention, control and surveillance of tuberculosis (TB)):

Church of God Home, Inc.
801 North Hanover Street
Carlisle, PA 17013
FAC ID # 291602

StoneRidge Popular Run
450 East Lincoln Avenue
Myerstown, PA 17067
FAC ID # 055702

StoneRidge Towne Centre
7 West Park Avenue
Myerstown, PA 17067
FAC ID # 051102

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.31 (relating to storage):

Mountain View Care Center
2309 Stafford Avenue
Scranton, PA 18505
FAC ID # 053602

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Scope of Practice for Critical Care Transport Emergency Medical Service Providers; Corrective Update to 2015 Notice

Under 28 Pa. Code § 1027.39(d) (relating to critical care transport ambulance service), the Department of Health (Department) is authorized to publish the expanded scope of practice for authorized paramedics, prehospital registered nurses (PHRN), prehospital physician extenders (PHPE) and prehospital emergency medical services physicians (PHP) when functioning for an emergency medical service (EMS) agency that has been licensed as a critical care transport (CCT) ambulance service under 35 Pa.C.S. § 8129 (relating to emergency medical services agencies).

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 15-1126. Filed for public inspection June 12, 2015, 9:00 a.m.]

Pennsylvania Achieving Better Care by Monitoring All Prescriptions Board Meeting Schedule

The Pennsylvania Achieving Better Care by Monitoring All Prescriptions Board (Board), established under the Achieving Better Care by Monitoring All Prescriptions Program (ABC-MAP) Act (35 P. S. §§ 872.1—872.40), will hold meetings on the following dates:

Thursday, June 18, 2015
Tuesday, July 21, 2015
Tuesday, August 18, 2015
Tuesday, September 15, 2015
Tuesday, October 20, 2015
Tuesday, November 17, 2015
Tuesday, December 15, 2015

The meetings will begin at 9:30 a.m. in Room 129, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120. At the meetings, the Board will address evaluating and securing a vendor of an electronic prescription monitoring system; appointing an advisory group; creating a written notice to be used by prescribers and dispensers; and developing policies and procedures.

For additional information, or for persons with a disability and who wish to attend the meetings and require an auxiliary aid, service or other accommodation to do so should contact Kimberly Buffington, Department of Health, Health and Welfare Building, Room 129, 625 Forster Street, Harrisburg, PA 17120, (717) 787-9857, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT) for speech and/or hearing impaired persons.

Meetings are subject to cancellation without notice.

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 15-1127. Filed for public inspection June 12, 2015, 9:00 a.m.]

In its notice of expanded scope of practice for CCT EMS providers published at 45 Pa.B. 2678 (May 30, 2015), the Department provided an inaccurate explanation of the expanded scope of practice for CCT EMS providers providing airway/ventilation/oxygenation. This skill is listed at item 49 in both the general scopes of practice published at 45 Pa.B. 377 (January 17, 2015) and in the expanded scope of practice published at 45 Pa.B. 2678. The accurate explanation of the skill is as follows:

<i>Category</i>	<i>Skill</i>	<i>Critical Care Transport Provider (Paramedic, PHRN, PHPE or PHP)</i>
49	Airway/ventilation/oxygenation	Ventilators that are portable and capable of being transported with a patient and are multi-modal, with a blender, that are used on patients requiring pressure control, pressure support or other advanced setting, or when there is an anticipated need by a healthcare provider involved with the care of the patient to actively titrate ventilator settings during transport, regardless of ventilation mode.

Critical Care Transport Provider (Paramedic, PHRN, PHPE or PHP)

Yes¹

Yes—The skill is in the scope of practice for Paramedics, PHRNs, PHPEs and PHPs who are authorized to function for an EMS agency that has been licensed as a CCT ambulance service.

1. Paramedics, PHRNs, PHPEs and PHPs who are authorized to function for an EMS agency that has been licensed as a CCT ambulance service may only perform or assist with these skills during interfacility transport with a CCT ambulance.

All other skills listed at 45 Pa.B. 2678 for CCT EMS providers are unchanged by the correction listed in this update.

As a reminder, skills identified may be performed by CCT EMS providers only if the provider has successfully completed training (cognitive, affective and psychomotor) on the specified skill, which includes training to perform the skill on adults, children and infants, as appropriate. These providers may only perform skills that are indicated through either Statewide or other Department-approved protocols or that are ordered online by a medical command physician.

Persons with a disability who require an alternate format of this notice (for example, large print, audiotape, Braille) should contact Richard L. Gibbons, Bureau Director, Department of Health, Bureau of Emergency Medical Services, Room 606, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120-0710, (717) 787-8740. Speech or hearing impaired persons may use V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,
Secretary

[Pa.B. Doc. No. 15-1128. Filed for public inspection June 12, 2015, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Availability of Amendment to the Bureau of Autism Services' Adult Autism Waiver

The Department of Human Services (Department) is making available for public review and comment the Department's proposed Adult Autism Waiver (AAW) amendment. The purpose of the amendment is to incorporate changes that are being developed as part of the Commonwealth's implementation of the No Wrong Door requirement in the Balancing Incentive Program (BIP) and to remove references in the AAW to the International Statistical Classification of Disease and Related Health Problems (ICD-9) codes and the Diagnostic and Statistical Manual of Mental Disorders (DSM) IV.

Background

The Commonwealth is pleased to be a participant in the Federal BIP. Participation in BIP will allow the Department to build upon current efforts to rebalance the

delivery of long-term services and supports. The Department will implement the required structural changes under BIP including improved access to services with a No Wrong Door approach.

Currently, if an individual is interested in receiving AAW services he can call a toll-free number and provide demographic and contact information. The proposed amendment will also allow an individual who is interested in receiving AAW services to contact the Department through completing the Information and Referral Tool, which will be available on-line, or through the COMPASS system. The Department's COMPASS system is a web site that includes an online application that can be used to apply for many of the Department's programs.

The AAW currently references the DSM-IV and the ICD-9 codes. Both have been replaced. As a result, the proposed amendment will revise the AAW to include that to be eligible for the AAW an individual must have a diagnosis of Autism Spectrum Disorder (ASD) as ASD is defined in the most recent version of the DSM applicable at the time of the diagnosis.

The Bureau of Autism Services has proposed an amendment to the AAW to reflect these changes.

Fiscal Impact

In total funding, there is no anticipated fiscal impact in Fiscal Year (FY) 2015-2016 related to this amendment. However, the BIP is expected to provide Federal Funds of about \$68,000 to replace State Funds of \$68,000 in FY 2015-2016.

Public Comment

The Department has made the proposed AAW amendment available at <http://www.dhs.state.pa.us/learnaboutdhs/waiverinformation/adultautismwaiver/index.htm>.

Copies of this notice and the AAW amendment are also available by contacting the Bureau of Autism Services as follows.

Interested persons are invited to submit written comments regarding this notice and the proposed amendment for the AAW. Comments should be addressed to Lea Sheffield, Department of Human Services, Bureau of Autism Services, Office of Developmental Programs, 625 Forster Street, Room 605, Harrisburg, PA 17120. Comments may also be submitted to the Department at RA-odpautismwaiver@pa.gov. Comments must be submitted by July 13, 2015.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TTD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-952. (1) General Fund;

(7) Autism Intervention and Services; (2) Implementing Year 2014-15 is -\$366,000; (3) 1st Succeeding Year 2015-16 is -\$68,000; 2nd Succeeding Year 2016-17 through 5th Succeeding Year 2019-20 are \$0; (4) 2013-14 Program—\$16,487,000; 2012-13 Program—\$13,000,000; 2011-12 Program—\$12,194,000;

(7) Medical Assistance—Autism Intervention Services; (2) Implementing Year 2014-15 is \$366,000; (3) 1st Succeeding Year is \$68,000; 2nd Succeeding Year 2016-17 through 5th Succeeding Year 2019-20 are \$0; (4) 2013-14 Program—\$13,457,000; 2012-13 Program—\$12,208,000; 2011-12 Program—\$15,701,000.

(8) recommends adoption. The budget includes the impact of the decrease in State funds.

[Pa.B. Doc. No. 15-1129. Filed for public inspection June 12, 2015, 9:00 a.m.]

Availability of the Low-Income Home Energy Assistance Program; Proposed State Plan and Public Hearing Schedule

The Department of Human Services (Department) is making available for public review and comment the Fiscal Year (FY) 2015-2016 Low-Income Home Energy Assistance Program (LIHEAP) proposed State Plan. Comments on this notice and testimony received at public hearings will be used to formulate the Department's Final State Plan for using Federal funds for FY 2015-2016 LIHEAP.

The Department has made the proposed State Plan available to the public through the Department's web site at www.dhs.state.pa.us/foradults/heatingassistanceliheap. In addition, copies of the proposed State Plan are avail-

able upon written request to the Director, Division of Federal Programs and Program Management, Department of Human Services, DGS Annex, Room 224, Willow Oak Building, 1006 Hemlock Drive, Harrisburg, PA 17110.

The Department will hold three public hearings throughout this Commonwealth to allow testimony on the proposed State Plan and to fulfill the Federal mandate for public input into the planning process. This mandate appears in Title XXVI (The Low-Income Home Energy Assistance Act of 1981) of the Omnibus Budget Reconciliation Act of 1981 (Pub. L. No. 97-35) (42 U.S.C.A. §§ 8621—8629) as amended by the Human Services Reauthorization Act of 1984 (Pub. L. No. 98-558), the Human Services Reauthorization Act of 1986 (Pub. L. No. 99-425), the Augustus F. Hawkins Human Services Reauthorization Act of 1990 (Pub. L. No. 101-501), the National Institutes of Health Revitalization Act of 1993 (Pub. L. No. 103-43), the Low-Income Home Energy Assistance Amendments of 1994 (Pub. L. No. 103-252), the Coats Human Services Reauthorization Act of 1998 (Pub. L. No. 105-285) and the Energy Policy Act of 2005 (Pub. L. No. 109-58).

Public Hearing Schedule

July 6, 2015
10 a.m.—1 p.m.
Philadelphia County Assistance Office Headquarters
Betsy Ross Conference Room, 6th Floor
801 Market Street
Philadelphia, PA

July 8, 2015
9:30 a.m.—12 p.m.
Health and Welfare Building
Room 129, 1st Floor
625 Forster Street
Harrisburg, PA

July 15, 2015
9 a.m.—12 p.m.
Allegheny County Courthouse
Gold Room, 4th Floor
436 Grant Street
Pittsburgh, PA

This notice shall take effect upon publication in the *Pennsylvania Bulletin*.

Public Comment

Persons who wish to testify on the proposed State Plan at a public hearing should arrange a time by telephoning (717) 772-7906. Persons from outside the Harrisburg area should call (800) 692-7462 or send a written request, including telephone number, to Jeremy Pahl, Federal Programs and Program Management, Room 224, Willow Oak Building No. 42, DGS Annex Complex, P. O. Box 2675, Harrisburg, PA 17105-2675.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

[Pa.B. Doc. No. 15-1130. Filed for public inspection June 12, 2015, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania \$1,000,000 Big Money '15 Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania \$1,000,000 Big Money '15.

2. *Price:* The price of a Pennsylvania \$1,000,000 Big Money '15 instant lottery game ticket is \$20.

3. *Play Symbols:* Each Pennsylvania \$1,000,000 Big Money '15 instant game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), Safe (SAFE) symbol, \$250 Box (WIN250) symbol and a BIG (BIG) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY FIV), \$30⁰⁰ (THIRTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO), \$100,000 (ONEHUNTHO) and \$1MILL (ONE MIL).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$20, \$25, \$30, \$40, \$50, \$100, \$250, \$500, \$1,000, \$10,000, \$100,000 and \$1,000,000. A player can win up to 20 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 5,400,000 tickets will be printed for the Pennsylvania \$1,000,000 Big Money '15 instant game.

7. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1MILL (ONE MIL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall

be entitled to a prize of \$1,000,000. This prize shall be paid as a lump-sum cash payment.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10,000 (TEN THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a BIG (BIG) symbol and a prize symbol of \$500 (FIV HUN) appears in all 20 of the "prize" areas, on a single ticket, shall be entitled to a prize of \$10,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Safe (SAFE) symbol and a prize symbol of \$1,000 (ONE THO) appears under that Safe (SAFE) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a BIG (BIG) symbol and a prize symbol of \$50⁰⁰ (FIFTY) appears in all 20 of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Safe (SAFE) symbol and a prize symbol of \$500 (FIV HUN) appears under that Safe (SAFE) symbol, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a BIG (BIG) symbol and a prize symbol of \$25⁰⁰ (TWY FIV) appears in 20 of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$250 (TWOHUNFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a \$250 Box (WIN250) symbol, on a single ticket, shall be entitled to a prize of \$250.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Safe (SAFE) symbol and a prize symbol of \$250 (TWOHUNFTY) appears under that Safe (SAFE) symbol, on a single ticket, shall be entitled to a prize of \$250.

(n) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a BIG (BIG) symbol and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the “prize” areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in 15 of the “prize” areas, on a single ticket, shall be entitled to a prize of \$250.

(o) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(p) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Safe (SAFE) symbol and a prize symbol of \$100 (ONE HUN) appears under that Safe (SAFE) symbol, on a single ticket, shall be entitled to a prize of \$100.

(q) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50⁰⁰ (FIFTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(r) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Safe (SAFE) symbol and a prize symbol of \$50⁰⁰ (FIFTY) appears under that Safe (SAFE) symbol, on a single ticket, shall be entitled to a prize of \$50.

(s) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(t) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Safe (SAFE) symbol and a prize symbol of \$40⁰⁰ (FORTY) appears under that Safe (SAFE) symbol, on a single ticket, shall be entitled to a prize of \$40.

(u) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$30⁰⁰ (THIRTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$30.

(v) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Safe (SAFE) symbol and a prize symbol of \$30⁰⁰ (THIRTY) appears under that Safe (SAFE) symbol, on a single ticket, shall be entitled to a prize of \$30.

(w) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$25⁰⁰ (TWY FIV) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(x) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Safe (SAFE) symbol and a prize symbol of \$25⁰⁰ (TWY FIV) appears under that Safe (SAFE) symbol, on a single ticket, shall be entitled to a prize of \$25.

(y) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(z) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Safe (SAFE) symbol and a prize symbol of \$20⁰⁰ (TWENTY) appears under that Safe (SAFE) symbol, on a single ticket, shall be entitled to a prize of \$20.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:

<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets</i>
\$20 w/ SAFE	\$20	450,000
\$20	\$20	450,000
\$25 w/ SAFE	\$25	108,000
\$25	\$25	108,000
\$30 w/ SAFE	\$30	90,000
\$30	\$30	90,000
\$20 × 2	\$40	36,000
\$40 w/ SAFE	\$40	72,000
\$40	\$40	72,000
\$25 × 2	\$50	18,000
\$50 w/ SAFE	\$50	72,000
\$50	\$50	18,000
\$20 × 5	\$100	36,000
\$100 w/ SAFE	\$100	36,000
\$100	\$100	36,000
BIG w/ ((\$20 × 5) + (\$10 × 15))	\$250	7,650
\$50 × 5	\$250	4,500
(\$100 × 2) + \$50	\$250	4,500
\$250 w/ SAFE	\$250	9,000
\$250 w/ \$250 BOX	\$250	10,125
\$250	\$250	4,500

When Any Of Your Numbers Match
Any Winning Number, Win Prize
Shown Under The Matching
Number. Win With:

Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 5,400,000 Tickets	
BIG w/ \$25 × 20	\$500	2,400	2,250
\$50 × 10	\$500	3,000	1,800
\$100 × 5	\$500	3,000	1,800
(\$50 × 5) + (\$25 × 10)	\$500	3,000	1,800
(\$100 × 2) + \$250 + \$50	\$500	3,000	1,800
(\$250 w/ \$250 BOX) × 2	\$500	1,333	4,050
\$500 w/ SAFE	\$500	1,500	3,600
\$500	\$500	3,000	1,800
BIG w/ \$50 × 20	\$1,000	6,667	810
\$500 × 2	\$1,000	15,000	360
(\$100 × 5) + (\$50 × 10)	\$1,000	15,000	360
(\$100 × 2) + \$500 + \$250 + \$50	\$1,000	7,500	720
(\$250 w/ \$250 BOX) × 4	\$1,000	6,667	810
\$1,000 w/ SAFE	\$1,000	6,667	810
\$1,000	\$1,000	15,000	360
BIG w/ \$500 × 20	\$10,000	216,000	25
\$10,000	\$10,000	216,000	25
\$100,000	\$100,000	540,000	10
\$1,000,000	\$1,000,000	1,080,000	5

Reveal a "SAFE" (SAFE) symbol, win prize shown under that symbol automatically.

Reveal a "\$250 BOX" (WIN250) symbol, win \$250 instantly.

Reveal a "BIG" (BIG) symbol, win all 20 prizes shown.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania \$1,000,000 Big Money '15 instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$1,000,000 Big Money '15, prize money from winning Pennsylvania \$1,000,000 Big Money '15 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania \$1,000,000 Big Money '15 instant lottery game, the right of a ticket holder to claim the prize represented by the

ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania \$1,000,000 Big Money '15 or through normal communications methods.

EILEEN H. McNULTY,
Secretary

[Pa.B. Doc. No. 15-1131. Filed for public inspection June 12, 2015, 9:00 a.m.]

Pennsylvania Cash Time Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Cash Time.

2. *Price:* The price of a Pennsylvania Cash Time instant lottery game ticket is \$1.

3. *Prize Play Symbols:* Each Pennsylvania Cash Time instant lottery game ticket will contain one play area. The prize play symbols and their captions located in the play area are: FREE (TICKET), \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰

(TEN DOL), \$20.⁰⁰ (TWENTY), \$40.⁰⁰ (FORTY), \$100 (ONE HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and a "2X" (DOUBLE) symbol.

4. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$4, \$5, \$10, \$20, \$40, \$100, \$1,000 and \$5,000. The player can win up to 1 time on the ticket.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 12,000,000 tickets will be printed for the Pennsylvania Cash Time instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with three matching prize play symbols of \$5,000 (FIV THO) in the play area, on a single ticket, shall be entitled to a prize of \$5,000.

(b) Holders of tickets with three matching prize play symbols of \$1,000 (ONE THO) in the play area, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets with three matching prize play symbols of \$100 (ONE HUN) in the play area, on a single ticket, shall be entitled to a prize of \$100.

(d) Holders of tickets with three matching prize play symbols of \$40.⁰⁰ (FORTY) in the play area, on a single ticket, shall be entitled to a prize of \$40.

(e) Holders of tickets with two matching prize play symbols of \$20.⁰⁰ (TWENTY) in the play area and a "2X" (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$40.

(f) Holders of tickets with three matching prize play symbols of \$20.⁰⁰ (TWENTY) in the play area, on a single ticket, shall be entitled to a prize of \$20.

(g) Holders of tickets with two matching prize play symbols of \$10.⁰⁰ (TEN DOL) in the play area and a "2X" (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets with three matching prize play symbols of \$10.⁰⁰ (TEN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$10.

(i) Holders of tickets with two matching prize play symbols of \$5.⁰⁰ (FIV DOL) in the play area and a "2X" (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets with three matching prize play symbols of \$5.⁰⁰ (FIV DOL) in the play area, on a single ticket, shall be entitled to a prize of \$5.

(k) Holders of tickets with three matching prize play symbols of \$4.⁰⁰ (FOR DOL) in the play area, on a single ticket, shall be entitled to a prize of \$4.

(l) Holders of tickets with two matching prize play symbols of \$2.⁰⁰ (TWO DOL) in the play area and a "2X" (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$4.

(m) Holders of tickets with three matching prize play symbols of \$2.⁰⁰ (TWO DOL) in the play area, on a single ticket, shall be entitled to a prize of \$2.

(n) Holders of tickets with two matching prize play symbols of \$1.⁰⁰ (ONE DOL) in the play area and a "2X" (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$2.

(o) Holders of tickets with three matching prize play symbols of FREE (TICKET) in the play area, on a single ticket, shall be entitled to a prize of one Pennsylvania Cash Time instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

7. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>Get Three Like Amounts, Win That Amount. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets</i>
3—FREEs	FREE \$1 TICKET	9.38	1,280,000
2—\$1s w/ 2X	\$2	30	400,000
3—\$2s	\$2	60	200,000
2—\$2s w/ 2X	\$4	75	160,000
3—\$4s	\$4	150	80,000
3—\$5s	\$5	57.69	208,000
2—\$5s w/ 2X	\$10	150	80,000
3—\$10s	\$10	200	60,000
2—\$10s w/ 2X	\$20	333.33	36,000
3—\$20s	\$20	1,500	8,000
2—\$20s w/ 2X	\$40	1,500	8,000
3—\$40s	\$40	3,000	4,000
3—\$100s	\$100	4,800	2,500
3—\$1,000s	\$1,000	48,000	250
3—\$5,000s	\$5,000	600,000	20

Get two like amounts and a "2X" (DOUBLE) symbol, win double that amount!

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Cash Time instant lottery game tickets.

9. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a

Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not

exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Cash Time, prize money from winning Pennsylvania Cash Time instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Cash Time instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Cash Time or through normal communications methods.

EILEEN H. McNULTY,
Secretary

[Pa.B. Doc. No. 15-1132. Filed for public inspection June 12, 2015, 9:00 a.m.]

Pennsylvania Triple Dip Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Triple Dip.

2. *Price:* The price of a Pennsylvania Triple Dip instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Triple Dip instant lottery game ticket will contain one play area. The play symbols and their captions printed in black ink and located in the play area are: Pie (PIE) symbol, Marshmallow (MALLO) symbol, Donut (DONUT) symbol, Cookie (COOKIE) symbol, Popsicle (POPCL) symbol, Cupcake (CUPCKE) symbol, Candy (CANDY) symbol, Cake (CAKE) symbol, Watermelon (MELON) symbol, Cooler (COOLER) symbol, Lemonade (LMNADE) symbol, Soda (SODA) symbol, Burger (BURGER) symbol, Popcorn (POPCRN) symbol, Chips (CHIPS) symbol, Picnic Table

(TABLE) symbol, Hot Dog (HDOG) symbol and an Ice Cream Cone (CONE) symbol. The play symbols and their captions printed in green ink and located in the play area are: Pie (PIE) symbol, Marshmallow (MALLO) symbol, Donut (DONUT) symbol, Cookie (COOKIE) symbol, Popsicle (POPCL) symbol, Cupcake (CUPCKE) symbol, Candy (CANDY) symbol, Cake (CAKE) symbol, Watermelon (MELON) symbol, Cooler (COOLER) symbol, Lemonade (LMNADE) symbol, Soda (SODA) symbol, Burger (BURGER) symbol, Popcorn (POPCRN) symbol, Chips (CHIPS) symbol, Picnic Table (TABLE) symbol, Hot Dog (HDOG) symbol and a Triple Dip (TRIPLE) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the play area are: \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY FIV), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO) and \$30,000 (TRY THO).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$4, \$5, \$10, \$20, \$25, \$50, \$100, \$250, \$500, \$1,000 and \$30,000. The player can win up to 10 times on the ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 10,200,000 tickets will be printed for the Pennsylvania Triple Dip instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with an Ice Cream Cone (CONE) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$30,000 (TRY THO) appears in the “prize” area under that Ice Cream Cone (CONE) symbol, on a single ticket, shall be entitled to a prize of \$30,000.

(b) Holders of tickets with an Ice Cream Cone (CONE) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that Ice Cream Cone (CONE) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets with an Ice Cream Cone (CONE) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under that Ice Cream Cone (CONE) symbol, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets with an Ice Cream Cone (CONE) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$250 (TWOHUNFTY) appears in the “prize” area under that Ice Cream Cone (CONE) symbol, on a single ticket, shall be entitled to a prize of \$250.

(e) Holders of tickets with an Ice Cream Cone (CONE) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that Ice Cream Cone (CONE) symbol, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets with a Triple Dip (TRIPLE) symbol in the play area, with the symbol and caption printed in green ink, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that Triple Dip (TRIPLE) symbol, on a single ticket, shall be entitled to a prize of \$60.

(g) Holders of tickets with an Ice Cream Cone (CONE) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that Ice Cream Cone (CONE) symbol, on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets with a Triple Dip (TRIPLE) symbol in the play area, with the symbol and caption printed in green ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Triple Dip (TRIPLE) symbol, on a single ticket, shall be entitled to a prize of \$30.

(i) Holders of tickets with an Ice Cream Cone (CONE) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the “prize” area under that Ice Cream Cone (CONE) symbol, on a single ticket, shall be entitled to a prize of \$25.

(j) Holders of tickets with an Ice Cream Cone (CONE) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that Ice Cream Cone (CONE) symbol, on a single ticket, shall be entitled to a prize of \$20.

(k) Holders of tickets with a Triple Dip (TRIPLE) symbol in the play area, with the symbol and caption printed in green ink, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Triple Dip (TRIPLE) symbol, on a single ticket, shall be entitled to a prize of \$15.

(l) Holders of tickets with an Ice Cream Cone (CONE) symbol in the play area, with the symbol and caption

printed in black ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Ice Cream Cone (CONE) symbol, on a single ticket, shall be entitled to a prize of \$10.

(m) Holders of tickets with a Triple Dip (TRIPLE) symbol in the play area, with the symbol and caption printed in green ink, and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “prize” area under that Triple Dip (TRIPLE) symbol, on a single ticket, shall be entitled to a prize of \$6.

(n) Holders of tickets with an Ice Cream Cone (CONE) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Ice Cream Cone (CONE) symbol, on a single ticket, shall be entitled to a prize of \$5.

(o) Holders of tickets with an Ice Cream Cone (CONE) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$4⁰⁰ (FOR DOL) appears in the “prize” area under that Ice Cream Cone (CONE) symbol, on a single ticket, shall be entitled to a prize of \$4.

(p) Holders of tickets with an Ice Cream Cone (CONE) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “prize” area under that Ice Cream Cone (CONE) symbol, on a single ticket, shall be entitled to a prize of \$2.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>Reveal An “ICE CREAM CONE” (CONE) Symbol, Win Prize Shown Under That Symbol, Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,200,000 Tickets</i>
\$2	\$2	8.82	1,156,000
\$2 × 2	\$4	37.5	272,000
\$4	\$4	50	204,000
\$5	\$5	30	340,000
\$2 × 5	\$10	750	13,600
(\$4 × 2) + \$2	\$10	750	13,600
(\$2 w/ TRIPLE DIP) + \$4	\$10	136.36	74,800
\$10	\$10	750	13,600
\$2 × 10	\$20	1,500	6,800
\$4 × 5	\$20	1,500	6,800
\$5 × 4	\$20	1,500	6,800
(\$5 w/ TRIPLE DIP) + \$5	\$20	136.36	74,800
\$20	\$20	1,500	6,800
\$5 × 5	\$25	1,200	8,500
(\$5 × 3) + \$10	\$25	857.14	11,900
(\$5 w/ TRIPLE DIP) + \$10	\$25	600	17,000
\$25	\$25	1,200	8,500
\$5 × 10	\$50	2,400	4,250
\$10 × 5	\$50	2,400	4,250
(\$10 w/ TRIPLE DIP) + \$20	\$50	600	17,000
\$50	\$50	2,400	4,250
\$10 × 10	\$100	6,000	1,700
\$25 × 4	\$100	6,000	1,700
(\$20 w/ TRIPLE DIP) + (\$10 × 4)	\$100	3,000	3,400
\$100	\$100	6,000	1,700
\$25 × 10	\$250	30,000	340
\$50 × 5	\$250	30,000	340

Reveal An "ICE CREAM CONE"
(CONE) Symbol, Win Prize Shown
Under That Symbol, Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 10,200,000 Tickets
(\$100 × 2) + \$50	\$250	30,000	340
\$250	\$250	30,000	340
\$50 × 10	\$500	120,000	85
\$100 × 5	\$500	120,000	85
\$250 × 2	\$500	120,000	85
\$500	\$500	120,000	85
\$1,000	\$1,000	60,000	170
\$30,000	\$30,000	1,020,000	10

Reveal a GREEN "TRIPLE DIP" (TRIPLE) symbol, win triple the prize shown under that symbol.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Triple Dip instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Triple Dip, prize money from winning Pennsylvania Triple Dip instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Triple Dip instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be

disseminated through media used to advertise or promote Pennsylvania Triple Dip or through normal communications methods.

EILEEN H. McNULTY,
Secretary

[Pa.B. Doc. No. 15-1133. Filed for public inspection June 12, 2015, 9:00 a.m.]

Pennsylvania Trucks & Bucks® Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Trucks & Bucks®.

2. *Price:* The price of a Pennsylvania Trucks & Bucks instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania Trucks & Bucks instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), Key (KEY) symbol and a Cash (CASH) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY

FIV), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$100,000 (ONEHUNTHO) and a TRUCK (TRUCK) symbol.

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$25, \$40, \$50, \$100, \$400, \$500, \$1,000, \$100,000 and a Truck Grand Prize as described in section (10)(e). A player can win up to 12 times on a ticket.

6. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct two Trucks & Bucks second-chance drawings for which non-winning Pennsylvania Trucks & Bucks instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 9,600,000 tickets will be printed for the Pennsylvania Trucks & Bucks instant lottery game.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Key (KEY) symbol, on a single ticket, shall be entitled to a prize of a Truck Grand Prize as described in section (10)(e).

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Cash (CASH) symbol and a prize symbol of \$100 (ONE HUN) appears in eight of the "prize" areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in four of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Cash (CASH) symbol and a prize symbol of \$100 (ONE HUN) appears

in two of the "prize" areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Cash (CASH) symbol and a prize symbol of \$25⁰⁰ (TWY FIV) appears in two of the "prize" areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Cash (CASH) symbol and a prize symbol of \$20⁰⁰ (TWENTY) appears in two of the "prize" areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in two of the "prize" areas, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in eight of the "prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

9. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:

\$5
\$5 x 2
\$10

Win:
\$5
\$10
\$10

Approximate Odds Are 1 In:
12
40
24

Approximate No. Of Winners Per 9,600,000 Tickets:
800,000
240,000
400,000

When Any Of Your Numbers Match
Any Winning Number, Win Prize
Shown Under The Matching
Number. Win With:

Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 9,600,000 Tickets:	
\$5 × 4	\$20	75	128,000
\$10 × 2	\$20	100	96,000
\$20	\$20	100	96,000
\$5 × 5	\$25	300	32,000
(\$10 × 2) + \$5	\$25	200	48,000
\$20 + \$5	\$25	200	48,000
\$25	\$25	300	32,000
\$5 × 8	\$40	150	64,000
\$10 × 4	\$40	300	32,000
\$20 × 2	\$40	300	32,000
\$40	\$40	300	32,000
CASH w/ ((\$20 × 2) + (\$10 × 2) + (\$5 × 8))	\$100	800	12,000
CASH w/ ((\$25 × 2) + (\$5 × 10))	\$100	800	12,000
\$20 × 5	\$100	1,714	5,600
\$25 × 4	\$100	2,400	4,000
\$100	\$100	2,400	4,000
CASH w/ ((\$100 × 2) + (\$20 × 10))	\$400	60,000	160
\$40 × 10	\$400	120,000	80
\$100 × 4	\$400	120,000	80
\$400	\$400	60,000	160
CASH w/ ((\$100 × 8) + (\$50 × 4))	\$1,000	120,000	80
\$500 × 2	\$1,000	120,000	80
\$1,000	\$1,000	120,000	80
TRUCK w/ KEY	\$70,000	1,200,000	8
\$100,000	\$100,000	960,000	10

Reveal a "KEY" (KEY) symbol, win a truck of your choice!
Reveal a "CASH" (CASH) symbol, win all 12 prizes shown.

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing: Trucks & Bucks Second-Chance Drawings* (hereafter, "Drawings").

(a) *Qualifying Tickets:* Non-winning PA-1150 Trucks & Bucks instant game tickets (\$5) ("Qualifying Tickets") are eligible for entry into the Drawings.

(b) *Participation and Entry:*

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawings. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawings, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawings' promotional website, available at <http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application during the entry periods. The identifying information from a Qualifying Ticket may be submitted only once into one of the two Trucks & Bucks Second-Chance Drawings. Entries awarded will be applied to the active drawing at the time of successful submission of the entry and will not carry forward to the next drawing. No other method of submission will be accepted. Entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be submitted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets into each Drawing.

(c) *Drawings Description:*

(1) The Lottery will conduct two Trucks & Bucks Second-Chance Drawings. All time references are Eastern Prevailing Time.

(a) All Trucks & Bucks Second-Chance Drawings entries received after 11:59:59 p.m. June 21, 2015, through 11:59:59 p.m. July 30, 2015, will be entered into the Trucks & Bucks Second-Chance Drawing #1, held between July 31, 2015 and August 4, 2015.

(b) All Trucks & Bucks Second-Chance Drawings entries received after 11:59:59 p.m. July 30, 2015, through 11:59:59 p.m. September 10, 2015, will be entered into the Trucks & Bucks Second-Chance Drawing #2, held between September 11, 2015 and September 15, 2015.

(2) The entry periods for the Drawings will be posted to the Pennsylvania Lottery's publically accessible website.

(3) A Qualifying Ticket will receive 5 entries. The time of submission will determine which drawing the entries are entered in, as specified in subsection (c)(1).

(4) Players may review their entries for the Drawings via the Drawings' promotional website.

(d) *Prizes Available to be Won, Determination of Winners, and Odds of Winning:*

(1) The Lottery will conduct two Drawings from among all the entries received during each entry period.

(2) The first entry selected from the entries submitted in each of the Drawings will be a winning entry, and the entrant who submitted the winning entry shall be entitled to a prize of one Truck Grand Prize as described in subsection (e).

(3) The second through the eleventh entries selected from the entries submitted in each of the Drawings will be winning entries, and the entrants who submitted those winning entries shall be entitled to a prize of \$1,000. This prize shall be paid as a lump-sum cash payment.

(4) The entry deadlines and the number of winning entries to be selected for each Drawing will be posted to the Pennsylvania Lottery's publically accessible website.

(5) The odds of an entry being selected in the Drawings depend upon the number of entries received for the Drawings.

(6) A computer generated randomizer will be used to select the winning entries for the Drawings.

(e) *Description of Pennsylvania Lottery's Truck Grand Prize:*

(1) Each Truck Grand Prize shall have a value of \$70,000 and shall consist of the winner's choice of one of the following three Truck Prize choices:

(i) a base model 2015 Chevrolet® Silverado™ 1500 LT Crew Cab, Standard Box 4WD, 4.3 Liter V6 engine with \$6,613.30 winner selected options or an allowance for a 2016 model;

(ii) a base model 2015 Ford F-150 XLT SuperCrew®, 5.0 Liter V8FFV engine, 6-1/2 foot box 4x4, with \$6,018.30 winner selected options or an allowance for a 2016 model; or

(iii) a base model 2015 Ram 1500 Laramie Quad Cab, 6'4" box, 4x4, 3.6 Liter V6 24-Valve VVT Engine with \$5,063.30 winner selected options or an allowance for a 2016 model.

(2) Each Truck Grand Prize shall include dealers' fees, dealer preparation, set up fees, freight charges, delivery charges, registration.

(3) A Truck Prize Package winner opting for the cash value of the prize will receive the cash value of the Truck Prize Package minus required Federal income tax withholding.

(f) *Pennsylvania Lottery's Truck Grand Prize Restrictions:*

(1) If the Department of Human Services, pursuant to 23 Pa.C.S.A. § 4308, determines that a winner of the Truck Grand Prize is a delinquent support obligor as provided in 23 Pa.C.S.A. § 4308, the winner shall forfeit the Truck Grand Prize and the amount of any arrearages shall be deducted from the cash value of the Truck Grand Prize. After the delinquent support obligation is met, the winner will receive the remaining prize value, if any, according to Lottery procedure.

(2) In the event a prize described in this section is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

(3) Each winner, his or her respective heirs, legal representatives, and assigns, agree to indemnify, defend, release, and discharge the Pennsylvania Lottery, its employees, officers, directors, and commissioners, Ford Motor Company, General Motors LLC, and FCA US LLC

from and against any loss, claim, damage, suit, or injury arising out of or relating to this Promotion, possession or use of the Truck Grand Prize, or any action taken pursuant to the Official Rules. By entering, the winner indemnifies, releases, discharges, and agrees to hold harmless the Pennsylvania Lottery, its employees, officers, directors, and commissioners, Ford Motor Company, General Motors LLC, and FCA US LLC from unanticipated cancellation, suspension, or postponement of the promotion due to natural disaster, national emergency, or other unforeseen act of God or man.

(g) *Drawings Restrictions:*

(1) To be eligible to participate in the Drawings, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawings. The Lottery is not responsible for entries that are not entered into the Drawings because of incompatible internet browsers, mobile lottery application failure or other technical issues. If a Drawings entry is selected as a winner and rejected during or following the Drawings, the Lottery will select another entry to replace the rejected entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawings, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, MARC Advertising, MUSL, Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawings. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawings and change these rules if the Drawings cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawings.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawings or to be acting in violation of these rules or applicable law.

(8) The Drawings are governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the date the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) The payment of a prize awarded in the Drawings to a person who dies before receiving the prize shall be

paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which they are first selected in each of the Drawings. Subsequent entries, from the same individual, selected in the same Drawing will be disqualified and a replacement entry will be selected.

11. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Trucks & Bucks instant lottery game tickets.

12. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Trucks & Bucks, prize money from winning Pennsylvania Trucks & Bucks instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Trucks & Bucks instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Trucks & Bucks or through normal communications methods.

EILEEN H. McNULTY,
Secretary

[Pa.B. Doc. No. 15-1134. Filed for public inspection June 12, 2015, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Application for Lease of Right-of-Way

Under 67 Pa. Code § 495.4(d) (relating to application procedure), an application to lease highway right-of-way has been made to the Department of Transportation by Lifetime Auto Centers Inc., 2336 Babcock Boulevard, Pittsburgh, PA 15237 seeking to lease highway right-of-way located on the northerly side of SR 4011 (Babcock Boulevard) at the intersection with Ramp H to SR 4003 (McKnight Road) in Ross Township, Allegheny County containing 3,852 ± square feet for purposes of customer parking and landscaping.

Interested persons are invited to submit, within 30 days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions or objections regarding the approval of this application to H. Daniel Cessna, PE, District Engineer, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017.

Questions regarding this application or the proposed use may be directed to Jeff Powell, District Property Manager, 45 Thoms Run Road, Bridgeville, PA 15017, (412) 429-4835.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 15-1135. Filed for public inspection June 12, 2015, 9:00 a.m.]

Bureau of Driver Licensing; Implementation of Commercial Driver Licensing Skills Test Procedures

This notice supersedes the notice published at 38 Pa.B. 1022 (February 23, 2008) under 75 Pa.C.S. § 1607(a) (relating to commercial driver's license qualification standards).

Adoption of Federal Motor Carrier Safety Administration Commercial Driver Skills Test

The Department of Transportation (Department), to meet Federal Motor Carrier Safety Administration (FMCSA) requirements, is adopting the FMCSA commercial driver skills tests, including their content, as follows:

Vehicle inspection tests shall be conducted in accordance with 49 CFR 383.113(a) (relating to required skills).

Basic Skills tests shall be conducted in accordance with 49 CFR 383.113(b).

On-road skills tests shall be conducted in accordance with 49 CFR 383.113(c).

Drivers attempting to obtain a passenger endorsement shall also be required to have additional skills testing as required in 49 CFR 383.117 (relating to requirements for passenger endorsement).

Drivers attempting to obtain a school bus endorsement shall also be required to have additional skills testing as required in 49 CFR 383.123 (relating to requirements for school bus endorsement).

Drivers attempting to remove a restriction from a commercial driver's license shall be tested in accordance with 49 CFR 383.135(b)(7) and (8) (relating to passing knowledge and skills test).

Causes for Automatic Failure of Skills Test

The following actions during a commercial driver skills test shall constitute an automatic failure of the test:

An accident, however slight, which the applicant could have prevented.

Failure to use seatbelt.

Driving one or more wheels over the curb or onto the sidewalk; making contact with the curb, sidewalk or marker.

Failure to verbalize and demonstrate all three parts of the air brake check correctly.

Failure to use headlights when required.

Failure to stop for stop sign; failure to stop before proceeding into intersection; failure to make second stop if necessary.

Failure to stop for a red light; failure to decelerate when approaching a yellow light; entering into the intersection as light turns red.

Crossing railroad tracks before stopping when required to stop.

Failure to yield to pedestrian; failure to yield to on-coming driver when making left turn; failure to yield promptly to emergency vehicles; failure to yield to traffic having right of way.

Crossing double yellow line and remaining in opposite lane for extended period of time.

Insufficient clearance for pass; passing within or too close to intersection; returning to lane too quickly after passing; forcing overtaken vehicle to slow down; passing on right where illegal; passing in no-passing zone.

Exceeding the posted speed limit by 5 miles per hour or more for an extended period of time without the driver reducing speed to within the posted limit.

Failure to stop before clearly marked stop line or crosswalk; stopping unnecessarily on roadway.

Failure to obey traffic laws.

Cheating, fraud or misrepresentation.

Commercial learner's permit violation.

Failure to have the proper commercial learner's permit, restriction or endorsement for the vehicle being operated.

Medical restriction violation.

Encroachment of clearly marked stop line.

Refusal to obey instructions of examiner, refusal to attempt maneuver when instructed by examiner.

Offering bribes or gratuity to examiner.

Allowing the vehicle to coast out of gear for more than length of vehicle; stopping vehicle in traffic to regain gear, or stalling engine on road.

Speed control according to conditions: driving too fast for conditions; sliding or skidding due to speed; failure to decelerate when appropriate.

Failure to signal before starting, stopping, turning or changing lanes; two instances shall result in a failure.

Anytime the applicant causes a concern for public safety.

Shifting while crossing railroad tracks.

Activation of eight-way light system at railroad crossing (school bus only).

Student discharge (school bus): improper demonstration of the following items during the student discharge:

- Failure to activate amber eight-way light 150'-300' before stop
- Failure to come to a complete stop
- Failure to apply the parking brake
- Failure to place the transmission in neutral
- Failure to perform a traffic check before opening the door
- Failure to check all mirrors around bus before shutting the door

• Failure to check child safety and all mirrors including the overhead, inside rearview mirror before moving

Railroad crossing (bus and HAZMAT vehicles only): improper demonstration of the following items during the railroad crossing:

- Failure to activate the four ways when approaching a railroad crossing
- Failure to stop 15'-50' from the nearest rail
- Failure to look and listen for an approaching train after opening door/window
- Failure to proceed across railroad crossing without shifting

The Department will begin deploying the new FMCSA-required test on June 15, 2015.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 15-1136. Filed for public inspection June 12, 2015, 9:00 a.m.]

State Transportation Commission Meeting

The State Transportation Commission will hold a meeting on Thursday, June 18, 2015, from 10 a.m. to 12 p.m. in the Conference Room, Radisson Hotel, 1160 First Avenue, King of Prussia, PA. For more information contact Julie Harmantzis, (717) 787-2913, jharmantzi@pa.gov.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 15-1137. Filed for public inspection June 12, 2015, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, May 28, 2015, and announced the following:

Regulation Deemed Approved Pursuant to Section 5(g) of the Regulatory Review Act—Effective May 27, 2015

Bureau of Professional and Occupational Affairs #16A-5212: Schedule of Civil Penalties—Optometrists (adds 49 Pa. Code § 43b.25)

Action Taken—Regulations Approved:

Pennsylvania Liquor Control Board #54-81: Economic Development Licenses (amends 40 Pa. Code § 3.105)

Department of Agriculture #2-159: Preferential Assessment of Farmland and Forest Land under the Clean and Green Act (amends 7 Pa. Code Chapter 137b)

State Board of Nursing #16A-5126: Continuing Education; Reporting of Crimes and Discipline (amends 49 Pa. Code Chapter 21)

Pennsylvania Public Utility Commission #57-296: Motor Carrier Vehicle List and Vehicle Age Requirements (amends 52 Pa. Code § 29.314(c)—(d) and § 29.333(d)—(e))

Approval Order

Public Meeting Held
May 28, 2015

Commissioners Voting: John F. Mizner, Esq., Chairperson; George D. Bedwick, Vice Chairperson; W. Russell Faber; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*Pennsylvania Liquor Control Board—
Economic Development Licenses;
Regulation No. 54-81 (#3086)*

On November 5, 2014, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Liquor Control Board (Board). This rulemaking amends 40 Pa. Code § 3.105. The proposed regulation was published in the December 6, 2014 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 9, 2015.

This rulemaking establishes criteria to be used by the Board when determining if an applicant for an economic development license has exhausted all reasonable means for obtaining a suitable license within a county.

We have determined this regulation is consistent with the statutory authority of the Board (47 P. S. 2-207(i)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting Held
May 28, 2015

Commissioners Voting: John F. Mizner, Esq., Chairperson; George D. Bedwick, Vice Chairperson; W. Russell Faber; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*Department of Agriculture—
Preferential Assessment of Farmland and Forest
Land under the Clean and Green Act;
Regulation No. 2-159 (#3015)*

On July 19, 2013, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Agriculture (Department). This rulemaking amends 7 Pa. Code Chapter 137b. The proposed regulation was published in the August 3, 2013 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 16, 2015.

This final regulation implements statutory changes made to the Pennsylvania Farmland and Forest Land Assessment Act of 1974, commonly referred to as the Clean and Green Act, over the last 10 years. It also adds language to assist in the administration of the Clean and Green Program.

We have determined this regulation is consistent with the statutory authority of the Department (72 P. S. § 5490.11) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting Held
May 28, 2015

Commissioners Voting: John F. Mizner, Esq., Chairperson; George D. Bedwick, Vice Chairperson; W. Russell Faber; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*State Board of Nursing—
Continuing Education; Reporting of
Crimes and Discipline;
Regulation No. 16A-5126 (#3046)*

On January 17, 2014, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Nursing (Board). This rulemaking amends 49 Pa. Code Chapter 21. The proposed regulation was published in the February 1, 2014 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 24, 2015.

This rulemaking amends the current continuing education regulations for registered nurses (RNs) and modifies the timeline by which RNs, licensed practical nurses and licensed dietician-nutritionists must notify the Board of criminal and disciplinary actions.

We have determined this regulation is consistent with the statutory authority of the State Board of Nursing (63 P. S. § 422.8, 63 P. S. §§ 212.1(k) and 222(a) and 63 P. S. § 667.6) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting Held
May 28, 2015

Commissioners Voting: John F. Mizner, Esq., Chairperson; George D. Bedwick, Vice Chairperson; W. Russell Faber; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*Pennsylvania Public Utility Commission—
Motor Carrier Vehicle List and Vehicle Age Requirements;
Regulation No. 57-296 (#3033)*

On October 3, 2013, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code § 29.314(c)—(d) and § 29.333(d)—(e). The proposed regu-

lation was published in the October 19, 2013 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on February 27, 2015. At its April 16, 2015 public meeting, the Commission voted to disapprove the final-form regulation. On April 22, 2015, the revised final-form regulation was submitted to the Commission.

The regulation eliminates the vehicle list requirements for taxis and limousines; eliminates a waiver exception related to operating a taxi or limousine beyond the limitations set in regulation; replaces vehicle age limitations for taxis and limousines; and incentivizes the use of alternative fuel vehicles.

We have determined this regulation is consistent with the statutory authority of the PUC (66 Pa.C.S. §§ 501, 1301, 1501 and 2301) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation, as revised, is approved

GEORGE D. BEDWICK,
Vice Chairperson

[Pa.B. Doc. No. 15-1138. Filed for public inspection June 12, 2015, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Approval of a Certificate of Authority as a Preferred Provider Organization that is not a Licensed Insurance Company Submitted by Vibra Health Plan, Inc.

Vibra Health Plan, Inc., a domestic for profit stock corporation, has applied for a Certificate of Authority to operate as a preferred provider organization that is not a licensed insurance company in this Commonwealth. The filing was made under the requirements in the applicable insurance laws, including section 630 of The Insurance Company Law of 1921 (40 P. S. § 764a).

Persons wishing to comment on the application are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Eric Baker, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, erbaker@pa.gov.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 15-1139. Filed for public inspection June 12, 2015, 9:00 a.m.]

Per Diem Charges for Financial Examinations Conducted by the Insurance Department; Notice 2015-04

Under the authority contained in section 907 of The Insurance Department Act of 1921 (40 P. S. § 323.7) and under 31 Pa. Code § 12.4 (relating to per diem charges), an updated schedule of per diem charges for financial examinations conducted by the Insurance Department (Department) is hereby adopted.

The new schedule of charges is as follows:

Actuarial Associate 1	\$502
Actuarial Associate 2	\$640
Actuary 2	\$1,062
Examiner Trainee	\$508
Examiner 1	\$666
Examiner 2	\$758
Examiner 3	\$853
Examination Manager	\$861
Insurance Company Information Systems Examiner	\$749

As prescribed in 31 Pa. Code § 12.4(c), the Department will calculate and bill per diem charges for financial examination costs in 1/2-hour units.

This schedule is effective July 1, 2015.

This document supersedes the notice published at 44 Pa.B. 4627 (July 19, 2014) and shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 15-1140. Filed for public inspection June 12, 2015, 9:00 a.m.]

Per Diem Charges for Market Conduct Examinations of Insurance Companies; Notice 2015-05

Each year, the Insurance Department (Department) updates its schedule of per diem charges for market conduct examinations conducted by the Department. These charges are authorized by section 907 of The Insurance Department Act of 1921 (40 P. S. § 323.7) and 31 Pa. Code § 12.4 (relating to per diem charges).

The new schedule of charges is as follows:

Examiner Trainee	\$564 per day
Examiner 1	\$605 per day
Examiner 2	\$728 per day
Examiner Manager	\$912 per day

As prescribed in 31 Pa. Code § 12.4(c), the Department will calculate and bill per diem charges for examination costs in 1/2-hour units.

This schedule is effective July 1, 2015.

This notice supersedes the schedule of per diem charges published at 44 Pa.B. 3661 (June 14, 2014), which prior notice is hereby repealed. These new charges shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 15-1141. Filed for public inspection June 12, 2015, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Department of Labor and Industry, Office of Vocational Rehabilitation Petition for a Proposed Pilot for Distribution of Telecommunications Relay Service Wireless Equipment to People with Disabilities in this Commonwealth; Doc. No. P-2015-2484229

On May 21, 2015, at Doc. No. P-2015-2484229, the Department of Labor and Industry's (Department) Office of Vocational Rehabilitation (OVR) filed a Telecommunications Relay Service (TRS) Petition and related information with the Pennsylvania Public Utility Commission (Commission) seeking Commission approval to conduct a 2-year pilot project supported by the TRS Fund (TRS Pilot).

The TRS Pilot is a 2-year pilot project that is designed to test the availability and use of wireless devices by a limited number of eligible residents in this Commonwealth with disabilities. The related wireless devices will be supported from and distributed through the existing Telecommunication Device Distribution Program (TDDP).¹ The proposed TRS Pilot will be implemented through the Institute of Disabilities at Temple University in its current capacity as Administrator of the TDDP on behalf of the Department's OVR.

The pilot project will provide for the recruitment and selection of 60 eligible participants over a 2-year period, the distribution of selected wireless devices equipped with appropriate applications and software, and monitoring, measurement and evaluation of the use of these wireless devices. The pilot project will include appropriate outreach, training, survey and personal interview evaluation activities as well as the remote system software updating for the distributed wireless devices by an equipment administrator. The Wireless Expansion Initiative proposal and Petition seeks appropriate funding from the TRS Fund for the relevant costs of the pilot project including the costs of the wireless device equipment distribution and the costs for managing the overall project through its 2-year duration.

Interested persons may file comments on the proposed OVR pilot within 10 calendar days of the publication of this notice. Comments must reference Doc. No. P-2015-2484229 and may be filed either electronically through the Commission's e-File System² or by mail addressed to the Pennsylvania Public Utility Commission, Attention: Secretary, P. O. Box 3265, Harrisburg, PA 17105-3265. Handwritten comments will be accepted by mail. The filing of comments by routine e-mail is not permitted.

When possible, an electronic copy of any filing should also be sent to the Eric Jeschke at ejeschke@pa.gov and Louise Fink Smith at finksmith@pa.gov. The contact person for this Petition is Kathryn G. Sophy, Deputy Chief Counsel, Law Bureau, (717) 783-2810.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-1142. Filed for public inspection July 12, 2015, 9:00 a.m.]

¹ See generally section 3 of the Universal Telecommunications and Print Media Access Act (35 P. S. § 6701.3).

² See <http://www.puc.state.pa.us/efiling/default.aspx>.

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by June 29, 2015. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

A-2013-2358533. Steck Services, LLC (573 Katys Church Road, Muncy, PA 17756) persons whose personal convictions prevent them from owning or operating motor vehicles, or both, in paratransit service, from points in Columbia, Lycoming, Montour and Northumberland Counties, to points in Pennsylvania, and return.

A-2015-2477881. Gunther Holdings, LLC, t/a Capital Area Brew Bus (33 Fairfax Village, Harrisburg, Dauphin County, PA 17112) in group and party service, in vehicles seating 11 to 15 passengers, including the driver, between points in the Counties of Dauphin, Lancaster, York, Cumberland and Perry.

A-2015-2477885. Martin Transport Services, LLC (2580 Waynesboro Pike, Fairfield, Adams County, PA 17320) in group and party service in vehicles seating 11 to 15 people, including the driver, from points in Adams County, to points in the Counties of Franklin, York, Lancaster and Cumberland, and return.

A-2015-2481545. Gan Eden Transportation Solutions, LLC (603 Chess Street, Pittsburgh, Allegheny County, PA 15211) persons in limousine service, from points in Allegheny County, to points in Pennsylvania, and return; excluding areas under the jurisdiction of the Philadelphia Parking Authority.

A-2015-2481935. Quality Rides, Inc. (1402 Hemlock Farms, Lords Valley, Pike County, PA 18428) in limousine service, between points in Pennsylvania; excluding areas under the jurisdiction of the Philadelphia Parking Authority. *Attorney:* Craig A. Sopin, 601 Walnut Street, Curtis Center, Suite 160-W, Philadelphia, PA 19106.

A-2015-2483691. Justin Time Taxi (3320 South 2nd Avenue, Whitehall, Lehigh County, PA 18052) in call or demand service, in Whitehall, Lehigh County.

A-2015-2484109. Almir Rovcanin (168 Jamestown Court, Pittsburgh, Allegheny County, PA 15216) for the right to transport, as a common carrier, by motor vehicle, persons in limousine service, from points in the City of Pittsburgh and points in Allegheny County, to points in Pennsylvania, and return, excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

A-2015-2484116. Almir Rovcanin (168 Jamestown Court, Pittsburgh, Allegheny County, PA 15216) for the right to transport, as a common carrier, by motor vehicle, persons in airport transfer service, from points in the City of Pittsburgh and points in Allegheny County, to the

Pittsburgh International Airport, excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

A-2015-2484366. AMT Logistics, Inc. (628 Village Lane, Pottstown, PA 19464) for the right to begin to transport, as a common carrier, by motor vehicle, persons in limousine service, between points in the Counties of Montgomery and Delaware, excluding service that is under the jurisdiction of the of the Philadelphia Parking Authority. *Attorney:* Daniel W. McCartney, Jr., Esquire, One East Airy Street, Norristown, PA 19401.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.

A-2015-2477383. Journey Signature Limousine, LLC (1425 Beaver Avenue, Monaca, Beaver County, PA 15061) in limousine service, from points in the Counties of Beaver, Allegheny, Butler, Washington and Lawrence, to points in Pennsylvania, and return; excluding areas under the jurisdiction of the Philadelphia Parking Authority, which is to be a transfer of all rights authorized under the certificate issued at A-6416192 to Journey Cartage Co., LLC, t/a Journey Signature Limousine, subject to the same limitations and conditions. *Attorney:* William A. Gray, 310 Grant Street, Suite 2310, Pittsburgh, PA 15219-2383.

Application of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under the application.

A-2015-2484563. Maximo Services, LLC (101 West Broad Street, Hazleton, Luzerne County, PA 18201) for the additional right to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Luzerne County, to points in Pennsylvania, and return.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods by transfer of rights as described under the application.

A-2015-2482460. Ryan Moving, LLC (501 State Route 130, Trafford, Westmoreland County, PA 15085) household goods in use, between points in Pennsylvania, which is to be a transfer of all rights authorized under the certificate issued at A-00084252 to Ryan Moving & Storage, Inc., Pittsburgh.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-1143. Filed for public inspection June 12, 2015, 9:00 a.m.]

Service of Notice of Motor Carrier Formal Complaints

Formal Complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due June 29, 2015, and must be made with the Secretary, Pennsylvania Public Utility Commission,

P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Independent Freight, LLC t/a Independent Freight LLC; Docket No. C-2015-2478100

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Independent Freight LLC, t/a Independent Freight LLC, (respondent) is under suspension effective March 25, 2015 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 17 W Greenwood Avenue, Oaklyn, NJ 08107.
3. That respondent was issued a Certificate of Public Convenience by this Commission on January 24, 2012, at A-8913870.
4. That respondent has failed to maintain evidence of Liability insurance and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8913870 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I

expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 4/28/2015

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Acord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist

from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Cusa Es LLC t/a Coach America Crew Transport;
Docket No. C-2012-2330131

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Cusa Es LLC, t/a Coach America Crew Transport, (respondent) is under suspension effective October 09, 2012 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 5430 LBJ Freeway, 3 Lincoln Center #1075, Dallas, TX 75240.

3. That respondent was issued a Certificate of Public Convenience by this Commission on September 02, 2009, at A-6210936.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 and causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-6210936 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the

Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 10/23/2012

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original shall be mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or may be sent by overnight delivery to:

400 North Street, 2nd Floor
Harrisburg, PA 17120

Additionally, please serve a copy on:

Michael L. Swindler, Deputy Chief Prosecutor
Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty (20) days of the date of service, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing the penalty proposed in this Complaint. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current

insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Acord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility
Services
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing the proposed penalty in this Complaint, which may include the cancellation of your Certificate of Public Convenience. Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth in this Complaint.

F. If you have questions regarding this Complaint or if you would like an alternative format of this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. JLH Transit LLC; Docket No. C-2013-2339275

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to JLH Transit LLC, (respondent) is under suspension effective December 04, 2012 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 7227 Monticello Street, Suite A, Pittsburgh, PA 15208.

3. That respondent was issued a Certificate of Public Convenience by this Commission on April 02, 2012, at A-6413972.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 and causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-6413972 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 1/9/2013

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original shall be mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or may be sent by overnight delivery to:

400 North Street, 2nd Floor
Harrisburg, PA 17120

Additionally, please serve a copy on:

Michael L. Swindler, Deputy Chief Prosecutor
Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty (20) days of the date of service, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing the penalty proposed in this Complaint. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Acord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility
Services
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing the proposed penalty in this Complaint, which may include the cancellation of your Certificate of Public Convenience. Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth in this Complaint.

F. If you have questions regarding this Complaint or if you would like an alternative format of this Complaint

(for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-1144. Filed for public inspection June 12, 2015, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Service of Notices of Motor Carrier Applications in the City of Philadelphia

The following permanent authority applications to render service as a common carrier in the City of Philadelphia have been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD). Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority) with the TLD's Office of the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by June 29, 2015. The nonrefundable protest filing fee is \$2,500 payable to the PPA by certified check or money order. The application is available for inspection at the TLD with Administrative Counsel between 9 a.m. and 4 p.m., Monday through Friday (contact Christine Kirlin, Esq. to make an appointment) or may be inspected at the business address of the respective applicant.

Doc. No. A-15-04-10. Download Taxi, LLC (2351 South Swanson Street, Philadelphia, PA 19148): An application for a medallion taxicab certificate of public convenience (CPC) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney:* David R. Alperstein, Esquire, 1080 North Delaware Avenue, Philadelphia, PA 19125.

Doc. No. A-15-04-15. Algorithm Taxi, LLC (2351 South Swanson Street, Philadelphia, PA 19148): An application for a medallion taxicab CPC to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney:* David R. Alperstein, Esquire, 1080 North Delaware Avenue, Philadelphia, PA 19125.

Doc. No. 15-05-12. AGZ Trans, Inc. (2024 Fairmount Avenue, Philadelphia, PA, 19130): An application for a medallion taxicab CPC to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Doc. No. A-15-05-19. Sirawan Transportation, Inc. (8312 State Road, Philadelphia, PA 19136): An application to approve the sale and transfer of rights held by Big League Limousine, Inc., CPC No. 1010503-07, for the issuance of a limousine CPC to transport persons on an exclusive basis arranged for in advance in luxury limousine service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney:* David P. Temple, Esquire, 1760 Market Street, Suite 1100, Philadelphia, PA 19103.

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 15-1145. Filed for public inspection June 12, 2015, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project No. 15-052.4, On-Call Electrical Investigation and Repairs for Various PRPA Facilities, until 2 p.m. on Thursday, July 16, 2015. Information (including mandatory prebid information) can be obtained from the web site www.philaport.com under Procurement or call (215) 426-2600.

JAMES T. McDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 15-1146. Filed for public inspection June 12, 2015, 9:00 a.m.]

Request for Proposals

The Philadelphia Regional Port Authority will accept sealed proposals for Project No. 15-056.P, RFP—Design and Construction Support Services for Pier 78 Rail Improvements, until 2 p.m. on Thursday, July 30, 2015. Information (including mandatory preproposal information) can be obtained from the web site www.philaport.com under Procurement or call (215) 426-2600.

JAMES T. McDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 15-1147. Filed for public inspection June 12, 2015, 9:00 a.m.]

NOTICES

DEPARTMENT OF STATE

Bureau of Corporations and Charitable Organizations; Proposed Official Forms

The Department of State (Department), Bureau of Corporations and Charitable Organizations (Bureau) proposes to delete 19 Pa. Code Appendix B (relating to official forms) and republish all official forms as Appendix C (relating to official forms), to read as set forth in Annex A.

A. Effective Date

The proposed forms will be effective on July 1, 2015.

B. Statutory Authority

The Department has the authority to promulgate Bureau sample forms and instructions under 15 Pa.C.S. § 133 (relating to powers of Department of State). Section 133(a)(1) of 15 Pa.C.S. specifies that sample filing forms shall not be agency regulations and are therefore explicitly excluded from the requirements of section 612 of The Administrative Code of 1929 (71 P. S. § 232) and review under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506) and the Regulatory Review Act (71 P. S. §§ 745.1—745.14). Section 133(a)(1) of 15 Pa.C.S. does, however, require that the forms and instructions be subject to the opportunity for public comments under section 201 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. § 1201), known as the Commonwealth Documents Law (CDL).

C. Description of Proposed Revisions

This proposal republishes all existing forms and instructions promulgated by the Department and currently published in the *Pennsylvania Code*. As of June 30, 2015, the Bureau had 74 forms relating to association and fictitious name filings, under 15 and 54 Pa.C.S. (relating to Associations Code; and names) and the Bureau's regulations in 19 Pa. Code (relating to corporations and business associations). This proposal contains 68 forms relating to 15 and 54 Pa.C.S. The Bureau has promulgated 17 new forms. Fifty-one forms have been amended or retained. Finally, the proposal deletes or replaces 23 of the former 74 forms. The eight Uniform Commercial Code forms are republished without change.

The need for these revisions is based on two factors: the act of October 22, 2014 (P. L. 2640, No. 172) (relating to Association Transactions Act) (act) which is effective July 1, 2015; and the addition of a bar code to all forms. The act significantly alters 15 Pa.C.S. and many of the filings made with the Bureau. The act, based on the Model Entity Transactions Act, substantially rearranges 15 Pa.C.S. to consolidate the provisions of each entity law on names (new Chapter 2), on fundamental transactions (mergers, interest exchanges, conversions, divisions and domestications) (new Chapter 3) and registration of foreign entities (new Chapter 4). Current provisions in each entity law relating to these subjects are repealed. The result is that many of the Bureau's forms required revision. The Bureau also developed 17 new forms to comply with the act. The addition of bar coding of all forms will assist the Bureau in more efficiently processing the forms which are submitted to the Bureau.

The Bureau has also added an e-mail return option at the top of each form to enable return of a document by

e-mail, should the filer request this optional service. It should be noted that, like the filer return address which has appeared on forms and filed documents since at least 2001, the e-mail return address also will appear on the filed document and thus will be publically available as part of the filed document in the same manner.

The Bureau has continued its practice of numbering forms relating to the statutory title and section which authorize or require the filing (for example Form DSCB:15-355 (Statement of Conversion) relates to 15 Pa.C.S. § 355 (relating to statement of conversion; effectiveness) and DSCB:54-311 (Application for Registration of Fictitious Name) relates to 54 Pa.C.S. § 311 (relating to registration). This numbering configuration does not apply to Uniform Commercial Code forms, which are not promulgated directly by the Department.

New Forms Required by Association Transactions Act

<i>DSCB form number</i>	<i>Form name</i>
15-133/145/153	Copy/Certification Request
15-141	Statement of Abandonment
15-152(1)	Preclearance of Document
15-153(a)(17)	Special Processing
15-208	Reservation of Name/Transfer of Reservation
15-209	Application for Registration of Name of Nonregistered Foreign Association
15-335	Statement of Merger
15-335AD	Statement of Merger—Addendum
15-345	Statement of Interest Exchange
15-355	Statement of Conversion
15-366	Statement of Division
15-366AD	Statement of Division—Addendum
15-375	Statement of Domestication
15-412	Foreign Registration Statement
15-413	Amendment—Foreign Registration Statement
15-415/417	Statement of Withdrawal—Foreign Registration
15-418	Transfer of Registration—Foreign

Form Amendments Required by Association Transactions Act

<i>DSCB form number</i>	<i>Form name</i>
15-134B	Docketing Statement—Changes
15-138	Statement of Correction
15-153(a)(15)	Expedited Service Request
15-161	Statement of Domestication—Other
15-1507/5507/8506/8906	Statement or Certificate of Change of Registered Office
15-1902/5902	Statement of Termination—Business/Nonprofit Corporation
15-8975	Certificate of Dissolution—Domestic Limited Liability Company

The remaining forms are not substantially revised other than the addition of bar coding and e-mail return options at the top of each form. All the forms are set forth in Annex A. Even though Rule 2.12(a) of the *Pennsylvania Code and Bulletin Style Manual* recommends that forms be referenced in regulations rather than adopted in regulations, 15 Pa.C.S. § 133 requires that the forms and instructions be published in the *Pennsylvania Code*.

D. Fiscal Impact

Although this proposal would not have measurable fiscal impact upon the Commonwealth, its political subdivisions or the private sector, a formal fiscal analysis was not conducted because these forms are exempt from section 612 of The Administrative Code of 1929.

E. Paperwork Requirements

This proposal would not create new paperwork. The incorporation or formation of most associations in this Commonwealth necessarily requires a filing with the Department. This proposal simply updates the sample forms relating to association and fictitious name filings.

F. Regulatory Review

Under 15 Pa.C.S. § 133(a), sample forms are exempt from the requirements of the Regulatory Review Act, but shall be subject to the opportunity of public comment requirement under section 201 of the CDL.

G. Public Comment

Under 15 Pa.C.S. § 133(a)(1), which requires that publication of the forms be subject to the opportunity for public comment, the Department invites interested persons to submit written comments, suggestions or objections regarding this proposal to Martha H. Brown, Assistant Counsel, Department of State, 301 North Office Building, Harrisburg, PA 17120, within 30 days following publication of this notice in the *Pennsylvania Bulletin*. Reference Bureau of Corporations and Charitable Organizations—Official Forms when submitting comments.

PEDRO A. CORTÉS,
Secretary

Annex A

TITLE 19. CORPORATIONS AND BUSINESS ASSOCIATIONS

PART I. DEPARTMENT OF STATE

APPENDIX B. [OFFICIAL FORMS] (Reserved)

(*Editor's Note:* The Bureau is reserving 19 Pa. Code Appendix B, pages Appx. 3—Appx. 226, serial pages (374641), (374642), (368555), (368556), (356223), (284505), (284506), (356117)—(356122), (366607)—(366612), (284519)—(284524), (356125), (356127), (356128), (284529), (284530), (366613), (366614), (284533)—(284536), (368557)—(368560), (284541)—(284546), (371611), (371612), (284547)—(284550), (356129)—(356132), (284555)—(284598), (366615)—(366618), (284603), (284604), (356133), (356134), (284607)—(284610), (356135)—(356138), (368561)—(368564), (366623)—(366626), (356141), (356142), (284621)—(284638), (356143)—(356145), (284643)—(284646), (374643)—(374648), (284653), (284654), (366627), (366628), (284659)—(284664), (356147)—(356149), (374649)—(374652), (284673)—(284696), (356151)—(356154), (284701), (284702), (368565), (368566), (284707)—(284722), (368567)—(368571), (366629), (366630) and (356227)—(356240), and replacing them with the following forms adopted in 19 Pa. Code Appendix C.)

APPENDIX C. OFFICIAL FORMS

(*Editor's Note:* The following forms are new and printed in regular type to enhance readability.)

DSCB form number


Form name

Title 15 forms

15-108	Statement of Change of Registered Office by Agent
15-133/145/153	Copy/Certification Request
15-134A	Docketing Statement—New Entity
15-134B	Docketing Statement—Changes
15-138	Statement of Correction
15-141	Statement of Abandonment
15-152(1)	Preclearance of Document
15-153(a)(15)	Expedited Service Request
15-153(a)(17)	Special Processing
15-154	Statement of Unpaid Fee
15-161	Statement of Domestication—Other
15-208	Reservation of Name/Transfer of Reservation
15-209	Application for Registration of Name of Nonregistered Foreign Association
15-335	Statement of Merger
15-335AD	Statement of Merger—Addendum
15-345	Statement of Interest Exchange
15-355	Statement of Conversion
15-366	Statement of Division
15-366AD	Statement of Division—Addendum
15-375	Statement of Domestication
15-412	Foreign Registration Statement
15-413	Amendment of Foreign Registration Statement
15-415/417	Statement of Withdrawal—Foreign Registration
15-418	Transfer of Registration—Foreign
15-1306/2102/ 2303/2702/2903/ 3101/3303/7102	Articles of Incorporation—For Profit
15-1311/5311/9305	Statement of Summary of Record
15-1341/5341	Statement of Revival—Domestic Corporation
15-1507/5507/ 8506/8906	Statement or Certificate of Change of Registered Office
15-1522	Statement with Respect to Shares—Domestic Business Corporation
15-1902/5902	Statement of Termination—Domestic Corporation
15-1915/5915	Articles of Amendment—Domestic Corporation
15-1971/5971	Articles of Dissolution Before Commencement of Business—Domestic Corporation
15-1977/5977	Articles of Dissolution—Domestic Corporation

<i>DSCB form number</i>	<i>Form name</i>	<i>DSCB form number</i>	<i>Form name</i>
15-1989/5989	Articles of Involuntary Dissolution—Domestic Corporation	15-9120	Unincorporated Nonprofit Association—Agent for Service of Process—Appointment/Amendment/Cancellation
15-2104/2305	Articles of Amendment—Domestic Business Corporation—Election of Nonstock Status/Statutory Close Status	15-9120D	Unincorporated Nonprofit Association—Agent for Service of Process—Resignation of Agent
15-2309A/2309B	Domestic Business/Statutory Close Corporation—Breach or Cure of Breach of Qualifying Conditions	<i>19 Pa. Code forms</i>	
15-2704/2904/3304	Articles of Amendment—Domestic Business Corporation—Election of Management/Professional/Benefit Corporation Status	19-17.2	Consent to Appropriation of Name
15-2905	Statement of Election of Professional Corporation Status	<i>Title 54 forms</i>	
15-3331	Annual Benefit Report	54-311	Application for Registration of Fictitious Name
15-5110	Annual Statement—Nonprofit Corporation	54-312/313	Fictitious Name—Amendment, Withdrawal, Cancellation
15-5306/7102	Articles of Incorporation—Nonprofit	54-502	Application for Registration of Unincorporated Association Name
15-7104/7105/ 7106/7107	Articles of Amendment—Election/ Termination of Cooperative Corporation Status	54-503	Decennial Report of Association Continued Existence
15-8201A	Statement of Registration—Domestic Registered Limited Liability Partnership	54-506	Statement of Termination of Registration of Association Name
15-8201B/8201C	Statement of Amendment/ Termination—Domestic Registered Limited Liability Partnership	54-1112	Application for Registration of Trademark or Service Mark
15-8205	Statement of Withdrawal from Registered Limited Liability Partnership	54-1114/1115	Application for Renewal/Assignment of Registration of Trademark or Service Mark
15-8221/8998	Certificate of Annual Registration	54-1311/1312	Registration/Amendment of Insignia
15-8511	Certificate of Limited Partnership	54-1314/1515	Decennial Report of Insignia or Mark Used With Articles or Supplies
15-8512/8951	Certificate of Amendment—Limited Partnership/Limited Liability Company	54-1511/1512	Registration/Amendment of Mark Used with Articles or Supplies
15-8513	Certificate of Cancellation—Limited Partnership	<i>Title 13 forms</i>	
15-8515	Certificate Pursuant to Judicial Order—Limited Partnership	UCC1	Uniform Commercial Code— Financing Statement
15-8519	Certificate of Summary of Record—Limited Partnership	UCC1Ad	Uniform Commercial Code— Financing Statement Addendum
15-8524/8532	Certificate of Withdrawal by Partner	UCC1AP	Uniform Commercial Code— Financing Statement Additional Party
15-8701A/8701B/ 8701C	Statement of Election/Amendment/ Termination—Partnership	UCC3	Uniform Commercial Code— Financing Statement Amendment
15-8913	Certificate of Organization— Domestic Limited Liability Company	UCC3Ad	National Uniform Commercial Code—Financing Statement Amendment Addendum
15-8975	Certificate of Dissolution—Domestic Limited Liability Company	UCC3AP	Uniform Commercial Code— Financing Statement Amendment Additional Party
		UCC5	Information Statement
		UCC11	Information Request

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Statement of Change of Registered Office by Agent – DSCB:15-108 (rev. 7/2015)  108
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$5

In compliance with the requirements of 15 Pa.C.S. § 108 (relating to change in location or status of registered office provided by agent), the undersigned person who maintains the registered office of an association and who desires to change the following with respect to such agency hereby states that:

1. The name of the association represented by the undersigned person is:

2. The current name of the person in care of the foregoing office: _____

The person named immediately above in this paragraph has been designated in fact as the agent in care of the registered office in the Commonwealth of Pennsylvania of the association named in paragraph 1 of this statement.

For change in the name of the Agent

3. The name to which the person in care of the foregoing office shall be changed to is:

For change in the registered office of the association

4. The address of the present registered office in this Commonwealth of the above-named association is:

Number and Street
City
State
Zip
County

DSCB:15-108-2

5. The new registered office address in this Commonwealth of the above-named association represented is:

Number and street City State Zip County

For termination of status as provider of the registered office

6. ___ The status of the agent as provider of the registered office of the above-named association has been terminated.

7. The last known address above-named association represented is:

Number and street City State Zip County

IN TESTIMONY WHEREOF, the undersigned person has caused this Statement of Change of Registered Office by Agent to be signed this

_____ day of _____, _____.

Name

Signature

Title

DSCB:15-108-Instructions

Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$5 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. This form is to be signed on behalf of the agent named in Paragraph 2, not by an officer of the association named in Paragraph 1. The term “name of the person in care of the office” in Paragraph 4 refers to the proper name of the corporation service company/agent/registered office provider.
- D. A separate form DSCB:15-108 shall be filed for each association represented by the agent named in Paragraph 4.
- E. The agent is required by 15 Pa.C.S. § 108(b) (relating to action by and notice to association) to furnish to the association a copy of this form as filed in the Department.
- F. Under 15 Pa.C.S. § 108(a) (relating to general rule), if the status of an agent as a provider of a registered office is terminated by this filing, the location of the registered office of the association represented is not affected, but the person formerly in care of the office (e.g. corporation service company/agent/registered office provider) shall thereafter not have any responsibility with respect to matters tendered to the office in the name of the association represented. **The association should immediately file in the Department an appropriate form designating a superseding registered office address.** Until this occurs, the old address is continued in effect for purposes of venue and official publication.
- G. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: _____	Copy/Certification Request DSCB:15-133/145/153 (7/1/2015)  13353
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Read all instructions prior to completing.
 Copies and certifications of most filed documents may be obtained online at <https://www.corporations.pa.gov/>.

1. The requested entity name(s) and number(s), if known, is(are):

Name	Entity Number
Name	Entity Number
Name	Entity Number
Name	Entity Number

2. The document and quantity requested is:

Subsistence Certificate (for domestic entity)
 Certificate of Registration (for registered foreign association)
 Engrossed Certificate (custom certification) attesting to: _____

 Plain or Certified Index and Docket report (written search)
 Plain or Certified copies of all documents on record for the above identified entity(ies)
 Plain or Certified copies of _____
Indicate specific documents requested for the above identified entity(ies)

3. Method of payment:

Check/money order Deposit Account Number _____

DSCB: 15-133/145/153-Instructions

**Pennsylvania Department of State
 Bureau of Corporations and Charitable Organizations
 P.O. Box 8722
 Harrisburg, PA 17105-8722
 (717) 787-1057
 Web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If not typed, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

The fees vary based on the document requested and number of pages. The statutory fees are available on the Bureau’s web site at www.dos.pa.gov/corps and in statute at 15 Pa.C.S. § 153 and are identified below. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes. Checks should be made payable to the Department of State and must contain a commercially pre-printed name and address. The requestor agrees to pay all statutory fees with respect to this request in advance of receiving the information and/or documents.

If the total fee is unable to be calculated, the initial search fee of \$15 (per entity name) must be received before the Bureau will begin processing the request. If the fee cannot be calculated in advance or if insufficient funds are submitted, the Bureau will return an invoice indicating additional fees due. All fees must be paid prior to the Bureau releasing the requested documents.

Expedited Service of copy and certification requests may be obtained by submitting DSCB:15-153(a)(15) (Expedited Service Request), together with this form and required fees.

This form and payment should be mailed or delivered to the address above.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this request should be sent. This field must be completed for the Bureau to return the requested copies. If the copies/certifications are to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how the requested document may be downloaded.

1. Give the entity name(s) and the entity number, if known, for which information is being requested. Up to four entities may be listed per form.
2. Give the quantity of documents requested, and if applicable, identify the specific documents or information requested (i.e. Articles of Incorporation, Statement of Merger etc.) Multiple documents may be selected on one form.
3. Check the appropriate payment type and provide the customer deposit account number, if applicable.
4. Check the appropriate method of expedited service, if applicable. Expedited fees are in addition to the statutory fees for the requested documents. Expedited fees are per document and/or entity requested. Expedited requests must be submitted to the Bureau in person.

Fees

Subsistence Certificate	\$ 40.00
Certificate of Registration	\$ 40.00
Engrossed Certificate	\$125.00
Certification	\$ 40.00
Search Fee	\$ 15.00
Copy Fee (per page furnished)	\$ 3.00
Certified Index and Docket	\$ 55.00
Plain Index and Docket	\$ 15.00

PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS

Docketing Statement – Changes DSCB:15-134B (rev. 7/2015)	 134B
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BUREAU USE ONLY:		
Revenue _____	Labor & Industry _____	Other _____

Part I. Complete for each filing:

Current name of entity or association (*survivor or new entity*):

Entity number, if known: _____ Formation/foreign registration date in PA: _____

State of formation: _____ Effective date, if any: _____

Part II. Check appropriate transaction:

- | | |
|--|---|
| <input type="checkbox"/> Amendment (complete Section A) | <input type="checkbox"/> Correction (complete Section A) |
| <input type="checkbox"/> Merger (complete Section B) | <input type="checkbox"/> Division (complete Section C) |
| <input type="checkbox"/> Conversion (complete Section D) | <input type="checkbox"/> Abandonment (complete Section E) |
| <input type="checkbox"/> Revival (complete Section F) | <input type="checkbox"/> Domestication (complete Section G) |
| <input type="checkbox"/> Dissolution before Commencement of Business
(complete Section H) | |

Section A – Amendment or Correction - Complete fields which pertain to changes:

Name _____

Registered Office: _____
Number and street City State Zip County

Purpose _____

Stock (aggregate number of shares authorized): _____ Effective Date: _____

Term of Existence: _____ Other: _____

Filing type to be amended or corrected: _____

Section B – Merger - Complete Section A with any changes to the association surviving the merger, if any

Merging entities not surviving the merger are: (*attach sheet for additional merging entities*)

Name

Effective Date

Incorporation/foreign registration date in PA

State of Jurisdiction

Name

Effective Date

Incorporation/ foreign registration date in PA

State of Jurisdiction

DSCB:15-134B-2

Section C – Division - Complete Section A with any changes to the association surviving the division, if any

Check only one: Entity named in Part I survives Entity named in Part I does not survive.

Newly created entity(s) from the division are: (attach sheet for additional new entities)

Name Entity Number

Name Entity Number

Section D – Conversion

Type of converting association (check only one):

- Business Corporation
- Nonprofit Corporation
- General Partnership
- Limited Partnership
- Limited Liability (General) Partnership
- Limited Liability Limited Partnership
- Limited Liability Company
- Professional Association
- Business Trust/Common Law Trust/Statutory Trust
- Other _____

Type of converted association (check only one):

- Business Corporation
- Nonprofit Corporation
- General Partnership
- Limited Partnership
- Limited Liability (General) Partnership
- Limited Liability Limited Partnership
- Limited Liability Company
- Professional Association
- Business Trust/Common Law Trust/Statutory Trust
- Other _____

Jurisdiction _____

Jurisdiction _____

Section E – Abandonment

_____ filed in the Department of State on _____
Type of filing Date of filing

Identify all entities involved (attach sheet for additional entities)

Name Entity Number

Name Entity Number

Section F – Revival - complete Section A with any changes to revived association

Entity named in Part I hereby revives its charter or articles which were forfeited by Proclamation or expired.

Section G – Domestication

Domesticating jurisdiction _____ Domesticated jurisdiction _____


Check if applicable

Domesticated entity is a nonregistered foreign association

Section H – Dissolution before Commencement of Business

Entity named in Part I hereby dissolves prior to the commencement of business.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to:	<p align="center">Statement of Correction DSCB:15-138 (rev. 7/1/2015)</p>  <p align="center">138</p>
Name _____	
Address _____	
City _____ State _____ Zip Code _____	
<input type="checkbox"/> Return document by email to: _____	

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

In compliance with the requirements of 15 Pa.C.S. § 138 (relating to statement of correction), the undersigned association or other person, desiring to correct an inaccurate, defective or erroneous record, hereby states that:

- 1. The name of the association or other person is: _____

- 2. The current registered office address as on file with the Department of State. *Complete part (a) OR (b) – not both:*
 - (a) _____
Number and street City State Zip County

 - (b) c/o: _____
Name of Commercial Registered Office Provider County

- 3. The statute by or under which the association was formed (or the preceding filing was made, in the case of a filing that does not constitute a part of the public organic record of an association) is: _____

- 4. The inaccuracy or defect to be corrected is (include Department of State form name and date filed):

- 5. Check one of the following:
 - The portion of the document requiring correction in corrected form is set forth in Exhibit A attached hereto.
 - The original document to which this statement relates shall be deemed re-executed.
 - The original document to which this statement relates shall be deemed stricken from the records of the Department.

IN TESTIMONY WHEREOF, the undersigned association or other person has caused this Statement of Correction to be signed by a duly authorized officer thereof or otherwise in its name this _____ day of _____, 20_____.

Name of Association

Signature

Title

DSCB:15-138 - Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

The nonrefundable filing fee for this form is \$70. Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents shall be mailed to the address stated above.

Applicable Law

See 15 Pa.C.S. § 138 for general information on Statement of Correction. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Who should file this form?

Whenever any document authorized or required to be delivered to the Department of State for filing has been so filed and is an inaccurate record of the action therein referred to or was defectively or erroneously executed, the document may be corrected by delivering to the Department for filing a Statement of Correction.

Only documents that have already taken effect may be corrected under this section. If a document has not yet taken effect, it may be abandoned under 15 Pa.C.S. § 141 if the requirements of that section are satisfied. Otherwise, the document must be amended in accordance with the applicable provisions of this title or, if the document relates to the formation of an entity, the existence of the entity may be terminated in accordance with the applicable provisions of law. *A Statement of Correction may not be used as an alternative to the dissolution process.* Thus, a Statement of Correction may not be used to strike the original public organic record (such as Articles of Incorporation) from the records of the Department. See 15 Pa.C.S. § 138(b)(2).

Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) One copy of a completed form DSCB:15-134B (Docketing Statement - Changes) with respect to each form, if any, which accompanied the original filing.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the

filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

1. Give the exact name of the association. The name on this line must match exactly the association name as provided in the document sought to be corrected and in the Department's records at the time this Statement of Correction is submitted for filing. **This field is required.**

2. Current address. The address provided must be the association's registered office address (a) or Commercial Registered Office Provider (b) as on file with the Department of State at the time this Statement of Correction is submitted for filing. **This field is required.**

3. Supply the statute by or under which the association was formed, or the preceding filing was made, in the case of a filing that does not constitute a part of the public organic record of an association. Example: Business Corporation Law of 1988, Limited Liability Company Law of 1994. **This field is required.**

2. The type of document to be abandoned is the name of the form or document previously submitted, which has not yet become effective: Statement of Merger, Articles of Incorporation, etc. **This field is required.**

3. The date is the date the document sought to be abandoned was delivered to the Department for filing. **This field is required.**

4. Identify the inaccuracy or defect to be corrected. This should identify the defective document by specifying its name and DSCB form number, the filing date of the defective document and a statement of the defect to be corrected. **This field is required.**

Signature and Verification

The Statement of Correction must be signed by the association or other person that delivered the inaccurate, erroneous or defective document for filing. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

DSCB:15-141 - Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

The nonrefundable filing fee for this form is \$70. Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents shall be mailed to the address stated above.

Applicable Law

See 15 Pa.C.S. § 141 for general information on Statement of Abandonment. See 15 Pa.C.S. §§ 334, 344, 354, 365, 374 for abandonment of entity transactions. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Who should file this form?

A document previously delivered to the Department of State for filing but which has not yet taken effect may be abandoned before it takes effect by filing a Statement of Abandonment.

Only documents that have not yet taken effect may be abandoned under this section. If a document has taken effect, it may be corrected under 15 Pa.C.S. § 138 if the requirements of that section are satisfied. Otherwise, the document must be amended in accordance with the applicable provisions of this title or, if the document relates to the formation of an entity, the existence of the entity may be terminated in accordance with the applicable provisions of this title.

Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) One copy of a completed form DSCB:15-134B (Docketing Statement - Changes) with respect to each association affected by the filing.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

1. Give the exact name of the association. The name on this line must match exactly the association name as provided in the document sought to be abandoned and in the Department's records at the time the Statement is submitted for filing. **This field is required.**
2. The type of document to be abandoned is the name of the form or document previously submitted, which has not yet become effective: Statement of Merger, Articles of Incorporation, etc. **This field is required.**
3. The date is the date the document sought to be abandoned was delivered to the Department for filing. **This field is required.**
4. Approval. See 15 Pa.C.S. §§ 334, 344, 354, 365, 374 for requirements for approval of abandonment of entity transactions. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes. **This field is required.**

Signature and Verification

The Statement of Abandonment must be signed by a person with the authority to sign the statement. For abandonment of entity transactions (merger, interest exchange, conversion, division and domestication), the Statement of Abandonment must be signed by a party to the plan. Where a document being abandoned has been signed by an association, an individual who is different from the individual who signed the original document on behalf of the association may sign the statement of abandonment on behalf of the association. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

Preclearance of Document DSCB:15-152(1) (7/1/2015)	 1521
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**A document intended for filing in the Department of State may be precleared for a fee of \$70 per document.
The purpose of this procedure is to confirm the accuracy of the document to be filed,
prior to the actual submittal of the same document.**

This form must be completed and submitted with each document sought to be precleared.

Entity Name: _____		Entity Number: _____
Requestor's Name: _____ Requestor's Address: _____ _____ _____	Return Document Via: (CHECK ONLY ONE) <input type="checkbox"/> COUNTER PICKUP <input type="checkbox"/> MAIL <input type="checkbox"/> EMAIL _____	
Documents to be precleared: Type of document/entity name _____ Type of document/entity name _____ Type of document/entity name _____		
Preclearance fee is \$70 per document. Payment Method: <input type="checkbox"/> Deposit Account number _____ <input type="checkbox"/> Check		

By checking this box, I verify that I have read and understand the policies and procedures for Preclearance of Documents. I understand that the preclearance is of the attached document as submitted at this time. I understand that preclearance of documents does not reserve an association name and that the preclearance fee is nonrefundable.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

Expedited Service Request DSCB:15-153(a)(15) (rev. 7/1/2015)	 15315
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**This form MUST be completed and submitted with EACH expedited request.
EXPEDITED REQUESTS MUST BE SUBMITTED IN PERSON.**

Entity Name: _____	Entity Number: _____
Requestor's Name: _____ Requestor's Address: _____ _____ Contact Person: _____ Phone Number: _____	Return Document Via: (CHECK ONLY ONE) <input type="checkbox"/> COUNTER PICKUP <input type="checkbox"/> EMAIL - Completed filings will be emailed to the email address supplied below. _____
Select the Level of Expedited Service: EXPEDITED SERVICE FEES ARE IN ADDITION TO FILING FEES.	
<input type="checkbox"/> SAME-DAY SERVICE (must be received before 10:00 a.m.) <input type="checkbox"/> THREE-HOUR SERVICE (must be received before 2:00 p.m.) <input type="checkbox"/> ONE-HOUR SERVICE (must be received before 4:00 p.m.)	Expedited Fee(s): \$100.00 \$300.00 \$1,000.00
Payment Method: <input type="checkbox"/> Deposit Account number _____ <input type="checkbox"/> Check <input type="checkbox"/> Credit Card	

By checking this box, I verify that I have read and understand the policies and procedures for Expedited Services published in the Pennsylvania Bulletin. To the best of my knowledge, the attached document is acceptable for filing as presented to the Bureau. I understand that if this document is not accepted for filing, the expedited service fee and the filing fee(s) are nonrefundable.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

Special Processing DSCB:15-153(a)(17) (7/1/2015)	 15317
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A request that multiple documents delivered to the Department of State on the same day be filed in a certain order may be completed for an additional special processing fee of \$70.

This form must be completed and submitted with each group of documents.

Entity Name: _____	Entity Number: _____
Requestor's Name: _____ Requestor's Address: _____ _____ _____	Return Document Via: (CHECK ONLY ONE) <input type="checkbox"/> COUNTER PICKUP <input type="checkbox"/> MAIL <input type="checkbox"/> EMAIL _____
Specify the order in which documents are to be filed:	
File 1 st _____	(name of entity/ type of document)
File 2 nd _____	(name of entity/ type of document)
File 3 rd _____	(name of entity/ type of document)
File 4 th _____	(name of entity/ type of document)
File 5 th _____	(name of entity/ type of document)
Special Processing fee is \$70 and is in addition to filing fees and expedited service fees.	
Payment Method:	
<input type="checkbox"/> Deposit Account number _____ <input type="checkbox"/> Check	

By checking this box, I verify that I have read and understand the policies and procedures for Special Processing. To the best of my knowledge, the attached documents are in the proper order and are acceptable for filing as presented to the Bureau. I understand that if one of these documents is not accepted for filing, the documents to be filed after the rejected document will also be rejected. I also understand that the Special Processing fee and the filing fee(s) are nonrefundable.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<p>Statement of Unpaid Fee DSCB:15-154 (rev. 7/2015)</p>	 193
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In compliance with the requirements of 15 Pa.C.S. § 154(a) (relating to enforcement and collection) and 19 Pa. Code § 3.104(d) (relating to returned checks; effect on filing), the Department of State hereby states that:

1. The name of the association or other entity to which this statement relates is:


2. The filing to which this statement relates was filed in the Department of State on _____ and recorded in the records of the Department.
Date (MM/DD/YYYY)

3. By reason of the failure of the Department to receive payment in full for the filing fee payable with respect to the filing to which this statement relates; and any related invoice fee, in the manner and within the time prescribed by 19 Pa. Code Ch. 3, the filing to which this statement relates has become void.

Department of State
Bureau of Corporations and Charitable Organizations

Authorized Signature

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: _____	Statement of Domestication - Other DSCB:15-161 (7/1/2015)  161
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Read all instructions prior to completing.

Fee: \$70

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 161 (relating to domestication of certain alien associations), the undersigned association, desiring to become a domestic association, hereby states that:

1. The name of the association is: _____
2. The date on which the association was first formed, incorporated or otherwise came into being is: _____
3. The name of the jurisdiction under the laws of which it was first formed, incorporated or otherwise came into being is:

4. The name of the jurisdiction that constituted the seat, siege social or principal place of business or control administration of the entity, or any equivalent under applicable law, immediately prior to the filing of this statement is:

5. Upon domestication, the association will be a domestic association under the laws of the Commonwealth of Pennsylvania. Specify type of association: _____
6. The (a) address of the association's proposed registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is: *Complete part (a) OR (b) – not both:*
 - (a) _____
Number and street City State Zip County
 - (b) c/o: _____
Name of Commercial Registered Office Provider County
7. The filing of this statement has been authorized by a majority in interest of the interest holders of the association or by any greater vote required by its organic rules.
8. Optional statement – please check box if applicable.
 - The renunciation of the prior domicile of the undersigned association has been authorized by a majority in interest of the interest holders of the association or by any greater vote required by its organic rules.

IN TESTIMONY WHEREOF, the undersigned association has caused this Statement of Domestication - Other to be signed by a duly authorized officer thereof this _____ day of _____ 20_____.

Name of Association

Signature

Title

DSCB:15-161 - Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

The nonrefundable filing fee for this form is \$70. Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents shall be mailed to the address stated above.

Applicable Law

See 15 Pa.C.S. § 161 for general information on Domestication of Certain Alien Associations. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Who should file this form?

This form sets forth a procedure by which an association that is organized under the laws of a jurisdiction other than Pennsylvania and that is not an "entity" (and thus is not eligible to domesticate in Pennsylvania under Subchapter G or Chapter 3) may become a domestic Pennsylvania association.

An association that can be domesticated under Subchapter G of Chapter 3 (relating to domestication) must use DSCB:15-375 (Statement of Domestication) and may not be domesticated using this form [DSCB:15-161 (Statement of Domestication – Other)].

Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) One copy of a completed form DSCB:15-134A (Docketing Statement).

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record. This form shall be executed in the English language.

1. Give the exact name of the association. If the name is in a foreign language, it shall be set forth in Roman letters or

characters or Arabic or Roman numerals. If the name is one that is rendered unavailable for use by a domestic entity by section 202(b) or (c) (relating to requirements for names generally), the association shall adopt a new name, in accordance with any procedures for changing the name of the association that are applicable prior to the domestication of the association, and shall set forth the new name in the statement. It is not intended that the association must formally change its name prior to domesticating since there would be no reason for Pennsylvania to require a filing in the jurisdiction that the association is leaving. Rather, it will be sufficient for the association to obtain whatever approvals by the interest holders of the association and those persons managing its affairs would be necessary to change its name. **This field is required.**

2. Give the date on which the domesticating entity was originally incorporated or formed. Provide month, day and year. **This field is required.**

3. Give the jurisdiction of formation of the domesticating entity. This must be a jurisdiction other than Pennsylvania and will most likely be a jurisdiction outside of the United States and its territories. For example, if the domesticating association was originally chartered, formed or organized in the Republic of Uzbekistan, then the jurisdiction of formation is Uzbekistan. **This field is required.**

4. Give the jurisdiction which constituted the principal place of business for the domesticating entity immediately prior to the domestication. This must be a jurisdiction other than Pennsylvania and will most likely be a jurisdiction outside of the United States and its territories. For example, if the domesticating association was had its principal place of business or control in the Federative Republic of Brazil immediately prior to the domestication, then the jurisdiction constituting the seat or control of the association is Brazil. **This field is required.**

5. Fill in the type of Pennsylvania association that the domesticating association will become upon domestication. Types of domestic associations include: business corporation, nonprofit corporation, limited liability company, limited partnership, limited liability (general) partnership, limited liability limited partnership, professional association or business trust.

Since this form is designed particularly for associations that do not correspond directly to a recognized type of Pennsylvania association, this field leaves to the domesticating association the choice of the type of association it will be under Pennsylvania law. **This field is required.**

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6. This address must be in Pennsylvania. Give one of the following: the registered office address in the Commonwealth in (a) or the name of a Commercial Registered Office Provider (b) and the county of venue.

Listing a Commercial Registered Office Provider in lieu of providing a registered office address is an option for any association that does not have a physical location or mailing address in Pennsylvania. Prior to listing a Commercial Registered Office Provider address, the association should enter into a contract for the services of the Commercial Registered Office Provider.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses), an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

This field is required.

7. **This is a required statement.**

8. Check box if statement is applicable. **This field is optional.**

Signature and Verification

An authorized representative of the domesticating entity must sign the Statement of Domestication - Other. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

DSCB:15-208--Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70.

Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents, including any necessary governmental approvals, shall be mailed to the address stated above.

Available names will be reserved for a period of 120 days. Bank name reservations will be reserved for a period of six months.

NOTE: The online and customer service name availability search function only performs a preliminary search of availability in the Bureau's database. Upon receipt of a registration request, the Bureau will perform a detailed search and confirm whether or not the requested name is available. Do not have signs, business cards, bank accounts or contracts established in the requested business name prior to obtaining official confirmation of acceptance of the filing from the Bureau.

This form only provides for a single, one-time reservation of a name. After the 120-day reservation period expires, the name becomes available again and anyone, including the original reserver, may reserve the name. Nothing prevents the formation of an association for the purpose of holding a name if a longer period of reservation is desired than the 120-day period permitted by 15 Pa.C.S. § 208.

Who should file this form?

Any individual or association seeking to reserve an association name for a period of 120 days may file this form. Fictitious names may not be reserved because they do not have name exclusivity.

Applicable Law

For name reservations, in general, 15 Pa.C.S. § 208; for names, in general, 15 Pa.C.S. § 414 and §§ 201-209. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Association Name Requirements

Association designators are not required to reserve an association name. Generally, the name of an association may

not be the same as the name of another association which is already on the records of the Department of State. A domestic filing entity, a domestic limited liability partnership, an electing partnership, a registered foreign association or an association registered at any time under 54 Pa.C.S. Ch. 5 (relating to corporate and other association names) may consent to the use of its name. See DSCB:19-17.2 (Consent to Appropriation of Name) for consent requirements.

Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) Any *necessary* copies of form DSCB: 19-17.2 (Consent to Appropriation of Name).
- (2) Any *necessary* governmental approvals.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

1. Give the name of the association to be reserved. An association designator is not required to be part of the reserved name. For domestic filing entity name requirements, see 15 Pa.C.S. §§ 201-207. For foreign association name requirements, see 15 Pa.C.S. § 412 and § 414. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes. **This field is required.**
2. Give the name of the person or association requesting the name reservation. Under the definition of "person" in 1 Pa.C.S. § 1991, a corporation, partnership, or other association, as well as a natural person, may reserve an association name. **This field is required.**
3. Give the address of the person or association requesting the name reservation. Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses), an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address. **This field is required.**

DSCB:15-208--Instructions


4. Give the name of the person or association to whom the reservation is transferred. **This field is required for Transfer of Name Reservation only.**
5. Give the address of the person or association to whom the reservation is transferred. **This field is required for Transfer of Name Reservation only.**

Signature and Verification

The person or an authorized representative of the association reserving the name must sign the Name Reservation. A Transfer of a Name Reservation must be signed by the transferor (the individual or association that initially reserved the name). A Transfer of a Name Reservation may not be signed by the transferee (the person to whom the name is transferred).

Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects **This field is required.**

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Application for Registration of Name of Nonregistered Foreign Association DSCB: 15-209 (7/1/2015)  209
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Read all instructions prior to completing.

Fee: \$70

Check one: Initial registration Renewal of registration

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 209 (relating to Registration of name of nonregistered foreign association), the undersigned foreign association, hereby states that:

1. The type of association is (check only one):

- | | | |
|--|--|---|
| <input type="checkbox"/> Business Corporation | <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> Business Trust |
| <input type="checkbox"/> Nonprofit Corporation | <input type="checkbox"/> Limited Liability (General) Partnership | <input type="checkbox"/> Professional Association |
| <input type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Limited Liability Limited Partnership | |

2. The full and proper name of the foreign association as registered in its jurisdiction of formation is:

2A. If the name in 2 does not contain a required designator or if the name in 2 is not available for use in the Commonwealth, the alternate name under which the association is registering in this Commonwealth is:

A resolution of the governors adopting the name in 2A for use in registering to do business in this Commonwealth must be attached.

3. The principal office address of the nonregistered foreign association is:

Number and street City State Zip

IN TESTIMONY WHEREOF, the undersigned nonregistered foreign association has caused this Application for Registration of Name to be signed by a duly authorized officer thereof this _____ day of _____, 20____.

Name of Nonregistered Foreign Association

Signature

Title

DSCB:15-209–Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70.

Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents, including any necessary governmental approvals, shall be mailed to the address stated above.

Who should file this form?

Any nonregistered foreign association seeking to register an association name for a period of up to one year may file this form. Available names will be reserved through December 31 of the year in which the registration is filed. Registrations may be renewed annually between October 1 and December 31 for the following calendar year.

A foreign association whose name registration is effective may register as a foreign association under the registered name or consent to the use of that name by another association.

Applicable Law

For registration of name of nonqualified foreign association, 15 Pa.C.S. § 209; for names, in general, 15 Pa.C.S. § 414 and §§ 201-209. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Association Name Requirements

Generally, the name of an association may not be the same as the name of another association which is already on the records of the Department of State. Depending on the type of association, certain designators must be used in the association name. The minimum requirements for association names can be found at 15 Pa.C.S. §§ 201-209. Provisions relating to foreign association names are at 15 Pa.C.S. § 206 and § 414.

Restricted word and/or approvals:

Association names may not contain words, phrases or abbreviations prohibited or restricted by statute or regulation, unless in compliance with the restriction, generally with the consent or approval of a government agency, board or commission. These may include certain professional and occupational boards or commissions of the Bureau of Professional and Occupational Affairs, the Department of Education, the Department of Banking and Securities, the Insurance Department or the Public Utility Commission.

There are also words and abbreviations that may be restricted, prohibited, or may be permitted in certain instances as provided in various federal statutes, Attorney General opinions and Bureau regulations.

Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) Any *necessary* copies of form DSCB:19-17.2 (Consent to Appropriation of Name). If Consent cannot be obtained, the association may adopt, for the purpose of doing business in this Commonwealth, an alternate name as indicated in Instruction 2A.
- (2) Any *necessary* governmental approvals.
- (3) If the association must adopt an alternate name for use in Pennsylvania, a resolution adopting the name must be attached.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

Indicate whether the application is an initial registration or whether the application is being renewed. Renewals must be submitted for filing between October 1 and December 31 for the following calendar year.

1. Select the type of association. Only one option may be selected. **This field is required.**
2. Give the exact name of the nonregistered foreign association in its jurisdiction of formation. This should include the exact spelling, punctuation and any identifier such as “Inc.,” “LLC” or “Limited.” Jurisdiction of Formation means the state or country of incorporation or domestic registration. For the purposes of this form, the jurisdiction of formation may not be Pennsylvania. **This field is required.**

2A. Alternate name:

A foreign association *must* register under its proper name under the laws of its jurisdiction of formation if that name satisfies the requirements of 15 Pa.C.S. §§ 201-209. If the proper name of the nonregistered foreign association is unavailable because it is not distinguishable on the records of

DSCB:15-209--Instructions

the Department of State from a name already in use, reserved or registered or if the name does not comply with 15 Pa.C.S. §§ 201-209 (relating to names), the foreign association must adopt an alternate name for use in Pennsylvania that complies with 15 Pa.C.S. §§ 201-209 and set forth the resulting name in Paragraph 2A. A resolution from the association's governors adopting the name must be attached.

An acceptable association identifier must be part of the association name. For foreign association name requirements, see 15 Pa.C.S. § 206, § 412 and § 414. Where the name of the foreign association does not comply with 15 Pa.C.S. §§ 201-209 (relating to names), the foreign association must adopt an alternate name that complies with 15 Pa.C.S. §§ 201-209 for use in Pennsylvania. If applicable, enter the name for use in Pennsylvania in 2A. A resolution from the association's governors adopting the name must be attached.


This field is required *only if the name in field 2 is unavailable because it is not distinguishable on the records of the Department of State from a name already in use, reserved or registered or if the name does not comply with 15 Pa.C.S. §§ 201-209 (relating to names).*

3. The street and mailing address of the association's principal office. This is the principal executive office of the association and need not be located in this Commonwealth. Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses), an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address. **This field is required.**

Signature and Verification

An authorized representative of the unregistered foreign association must sign the Application. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: _____	Statement of Merger DSCB:15-335 (7/1/2015)  335
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Read all instructions prior to completing.

Fee: \$70 plus \$40 for *each* association that is a party to the merger
 The minimum amount to be submitted with this filing is \$150

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 335 (relating to Statement of merger), the undersigned, desiring to effect a merger, hereby states that:

A. For the surviving association:

1. The name of the surviving association is: _____
2. The jurisdiction of formation of the surviving association: _____
3. The type of association of the surviving association is (check only one):
 - Business Corporation
 - Nonprofit Corporation
 - Limited Liability Company
 - Limited Partnership
 - Limited Liability (General) Partnership
 - Limited Liability Limited Partnership
 - Business Trust
 - Professional Association
 - Other _____

DSCB:15-335-4

C. Effective date of statement of merger (check, and if appropriate complete, one of the following):

- This Statement of Merger shall be effective upon filing in the Department of State.
- This Statement of Merger shall be effective on: _____ at _____.

Date (MM/DD/YYYY)

Hour (if any)

D. Approval of merger by merging associations (check all applicable statement(s)):

- For domestic entities – The merger was approved in accordance with 15 Pa.C.S. Chapter 3, Subchapter C (relating to merger).
- For foreign associations – The merger was approved in accordance with the laws of the jurisdiction of formation.
- For domestic associations that are not domestic entities – The merger was approved by the interest holders of the merging association in the manner required by its organic law.

E. Attachments (see Instructions for required and optional attachments).

IN TESTIMONY WHEREOF, the undersigned merging associations have caused this Statement of Merger to be signed by duly authorized officers thereof this _____ day of _____, 20 _____.

_____	_____
Name of Merging Association	Name of Merging Association
_____	_____
Signature	Signature
_____	_____
Title	Title

DSCB:15-335-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 plus an additional \$40 for *each* association that is a party to the merger. For a merger between two parties, for example, a total filing fee of \$150 is assessed.

This form and all accompanying documents, including any necessary governmental approvals, shall be mailed to the address stated above.

Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Applicable Law

The Association Transactions Act, effective July 1, 2015, sets out the procedural aspects of mergers for all entity types. See, in general, 15 Pa.C.S. §§ 311-330; for merger; 15 Pa.C.S. §§ 331-336. The requirements for the Statement of Merger are set forth in 15 Pa.C.S. § 335. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Who should file this form?

A Statement of Merger must be filed with the Pennsylvania Department of State where the merger includes one of the following:

- (1) One or more domestic entities merging with one or more domestic entities or foreign associations into a surviving association.
- (2) Two or more foreign associations merging into a surviving association that is a domestic entity.
- (3) A domestic banking institution is a merging association or surviving association in a merger with one or more domestic or foreign associations if the surviving association or at least one of the merging associations is a domestic entity.

Additional parties

Where more than two associations are parties to the merger, the DSCB:15-335AD (Statement of Merger - Addendum) must be completed, contain the appropriate signatures and be attached to this form.

Definitions

A **merger** is a transaction in which two or more merging associations are combined into a surviving association. The result is one association that continues in existence after the merger or is created by the merger. The association surviving the merger may be one of parties to the merger or a newly created entity (formerly called a consolidation).

A **domestic filing association** is a Pennsylvania business corporation, nonprofit corporation, limited partnership, limited liability company, professional association or business trust.

A **registered foreign association** is a foreign association (formed in a jurisdiction other than Pennsylvania) that is registered to do business in this Commonwealth pursuant to a filing made in the Department of State.

Public organic record refers to Articles of Incorporation (for corporations), Certificate of Limited Partnership (limited partnerships), Certificate of Organization (limited liability companies), Articles of Association (professional association) or Declaration or Deed of Trust (business trusts).

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

A. For the surviving association

A.1. Give the exact name of the surviving association. "Surviving association" means the entity that continues in existence after or is created as a result of a merger. 15 Pa.C.S. § 312. If the surviving association is an existing Pennsylvania filing entity or limited liability partnership, or is a foreign association or foreign limited liability partnership already registered in Pennsylvania, the name on this line must match exactly the association name as shown in Department's records at the time the Statement is submitted for filing. NOTE – if the surviving association is a new entity, be sure to include within the name the appropriate association designator. For example, if a new corporation is being created as the surviving association, an acceptable corporate identifier must be part of the association name. For domestic filing entity name requirements, see 15 Pa.C.S. §§ 201-207. For foreign association name requirements, see 15 Pa.C.S. § 412 and § 414. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes. **This field is required.**

A.2. Give the jurisdiction of formation of the surviving association. "Jurisdiction of formation" means the jurisdiction whose law includes the governing statute of the entity. For example, if the surviving association is a Pennsylvania corporation, then the jurisdiction of formation is Pennsylvania. **This field is required.**

DSCB:15-335–Instructions

A.3. Check the appropriate box to indicate the surviving association type. Only one box may be checked. **This field is required.**

A.4. Check and complete one of the boxes and supply an address, based on the criteria given. Follow the instruction beside the box which has been checked for attachments, if any. **This field is required.**

If the association surviving the merger is a domestic filing association, domestic limited liability partnership or registered foreign association, the address provided must be of its registered office (a) or Commercial Registered Office Provider (b) as on file with the Department of State.

If the association surviving the merger is a domestic association that is not a domestic filing association or limited liability partnership, the address given must be the principal office, including street and number, if any.

If the association surviving the merger is a nonregistered foreign association, the address provided must be the address, including street and number, if any, of its registered or similar office required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

B. For the merging association(s).

Complete the requested information for all merging associations that do not survive the merger.

B.1. Give the exact name of each merging association that is merged out of existence. “Merging association” means an association that is a party to a merger and exists immediately before the merger becomes effective. 15 Pa.C.S. § 312. If the merging association is an existing Pennsylvania filing entity or domestic limited liability partnership, or is a foreign association or foreign limited liability partnership already registered in Pennsylvania, the name on this line must match exactly the association name as shown in Department’s records at the time the Statement is submitted for filing. **This field is required.**

B.2. Give the jurisdiction of formation of the surviving association. “Jurisdiction of formation” means the jurisdiction whose law includes the governing statute of the entity. For example, if the surviving association is a Pennsylvania corporation, then the jurisdiction of formation is Pennsylvania. **This field is required.**

B.3. Check the appropriate box to indicate the merging association type. Only one box may be checked. **This field is required.**

B.4. Check and complete one of the boxes and supply an address for the merging association, based on the criteria

given. **This field is required.**

If the merging association (not surviving the merger) is a domestic filing association, domestic limited liability partnership or registered foreign association, the address provided must be of its registered office (a) or Commercial Registered Office Provider (b) as on file with the Department of State.

If the merging association is a domestic association that is not a domestic filing association or limited liability partnership, the address given must be the principal office, including street and number, if any.

If the merging association is a non-registered foreign association, the address provided must be the address, including street and number, if any, of its registered or similar office required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

C. Effective date. Any date specified as the effective date of the Statement of Merger must be a future effective date (after the date and time of its delivery to the Department). A specified effective date may not be retroactive (prior to the date and time of the Statement’s delivery to the Department). If a delayed effective date is specified, but no time is given, then the time used will be 12:01 a.m. on the date specified. If neither option for effective date is checked, it will be presumed that no specified delayed effective date is intended and the document will be effective upon filing. **This field is required.**

D. Approval. See 15 Pa.C.S. § 335(b)(4) and 15 Pa.C.S. §§ 321-330, which set forth the requirements for approval of entity transactions such as mergers by the associations involved. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes. **This field is required.**

E. Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) One copy of a completed form DSCB:15-134B (Docketing Statement-Changes).

The surviving association type determines what additional documents and fees must be attached. The following, in addition to the filing fee and the mandatory attachment above, may be required to accompany this form:

- (2) One copy of a completed form DSCB: 15-134A (Docketing Statement), with respect to any newly created surviving association, unless the surviving association is a nonregistered foreign association.
- (3) Any necessary copies of form DSCB:19-17.2

DSCB:15-335–Instructions

(Consent to Appropriation of Name) or a resolution from the association’s governors adopting an alternate name, if applicable, shall accompany a Statement of Merger effecting a change of name or creating a new Pennsylvania or registered foreign entity.

(4) Any necessary governmental approvals. A merger involving a regulated entity may require approval of a government agency before it can become effective. *See* 15 Pa.C.S. § 103.

(5) If the surviving association existed before the merger and is a Pennsylvania filing entity and is amending its public organic record as approved in the plan of merger, then an Amendment to the public organic record must be attached. For example, DSCB:15-1915/5915 (Articles of Amendment – Domestic Corporation) or DSCB:15-8512/8951 (Certificate of Amendment - Limited Partnership/Limited Liability Company).

(6) If the surviving association is a new Pennsylvania filing entity, one copy of its public organic record must be attached. For example, a completed form DSCB:15-1306-7102 (Articles of Incorporation-For Profit), DSCB:15-5306-7102 (Articles of Incorporation-Nonprofit), DSCB:15-8511 (Certificate of Limited Partnership), DSCB:15-8913 (Certificate of Organization) or other public organic record must be attached to the Statement of Merger with respect to the surviving domestic filing entity.

(7) If the surviving association is a new Pennsylvania limited liability partnership or limited liability limited partnership that is not using the alternative procedure in section 8201(f) (relating to scope), a completed DSCB:15-8201 (Statement of Registration) must be attached to the Statement of Merger.

(8) If the surviving association is a Pennsylvania electing partnership, its completed DSCB:15-8701A (Statement Electing Partnership) must be attached to the Statement of Merger.

(9) If the surviving association is a foreign filing association or foreign limited liability partnership already registered with the Department of State, a completed DSCB:15-413 (Amendment – Foreign Registration Statement) or DSCB:15-418 (Transfer of Registration – Foreign) approved as part of the plan of merger, if applicable.

(10) If the surviving association is a foreign filing association or a foreign limited liability partnership that will register simultaneously to transact business in Pennsylvania as a result of the merger, a completed DSCB: 15-412 (Foreign Registration Statement), accompanied by the applicable fee and attachments, must be submitted at the same time as the Statement of Merger.

(11) Tax clearance certificates. A foreign association may be a party to a merger notwithstanding the fact that it has not been authorized to do business in Pennsylvania. However, if the surviving association is a foreign association that is not, and will not, be registered with the Department of State, there must be submitted

with this form tax clearance certificates from the Department of Revenue and the Department of Labor and Industry with respect to each merging domestic association and registered foreign association evidencing the payment of all taxes and charges payable to the Commonwealth.

NOTE: Any Articles, Application, Statement or Registration attached to the Statement of Merger must separately meet all the statutory filing requirements for that document type. However, if the surviving association is a domestic filing entity, its public organic record does not need to be signed or state the name or address of an incorporator of a corporation, organizer of a limited liability company or similar person with respect to any other type of entity.

Other provisions

A statement of merger may contain any other provision not prohibited by law. If other provisions are intended to be part of the Statement of Merger, they should be attached as an exhibit.

Signature and Verification

An authorized representative of each merging association must sign the Statement of Merger. If the surviving association is also a merging association, the surviving association must also sign. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

Filing of Plan of Merger in lieu of Statement of Merger

Pursuant to 15 Pa.C.S. §335(e), a plan of merger that is signed by all of the merging associations and meets all of the requirements of §335 (b) (relating to Contents of Statement of Merger) may be delivered to the Department for filing instead of a Statement of Merger.

Pursuant to 15 Pa.C.S. §316(a), a plan as delivered to the Department for filing in lieu of a statement of merger may omit all provisions of the plan except provisions, if any, that:

- (1) are intended to amend or constitute the operative provisions of the public organic record of a domestic association as in effect subsequent to the effectiveness of the plan;
- (2) are required by this chapter in the statement in lieu of which the plan is being delivered to the department for filing; or
- (3) allocate or specify the respective property and liabilities of the resulting associations, in the case of a plan of division.

However, if any of the provisions of a plan are omitted as permitted under §316 (a), the plan must state that the full text of the plan is on file at the principal office of the surviving or resulting association or domesticated entity and provide the address thereof in the filing made with the Department.

DSCB:15-335AD-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

This form and all accompanying documents shall be mailed to the address stated above.

Who should file this form?

This form is used to identify additional non-surviving parties to a merger and must be submitted with a completed DSCB:15-335 (Statement of Merger) form.

Form Instructions

B. For the merging association(s).

Complete the requested information for all merging associations that do not survive the merger.

B.1. Give the exact name of each merging association that is merged out of existence. "Merging association" means an association that is a party to a merger and exists immediately before the merger becomes effective. 15 Pa.C.S. § 312. If the merging association is an existing Pennsylvania filing entity or domestic limited liability partnership, or is a foreign association or foreign limited liability partnership already registered in Pennsylvania, the name on this line must match exactly the association name as shown in the Department's records at the time the Statement is submitted for filing.

This field is required.

B. 2. Give the jurisdiction of formation of the merging association. "Jurisdiction of formation" means the jurisdiction whose law includes the governing statute of the entity. For example, if the merging association is a Pennsylvania corporation, then the jurisdiction of formation is Pennsylvania.

This field is required.

B. 3. Check the appropriate box to indicate the merging association type. Only one box may be checked. **This field is required.**

B. 4. Check and complete one of the address boxes for the merging association, based on the criteria given.

If the merging association (not surviving the merger) is a domestic filing association, domestic limited liability partnership or registered foreign association, the address provided must be of its registered office (a) or Commercial Registered Office Provider (b) as on file with the Department of State.

If the merging association is a domestic association that is not a domestic filing association or limited liability partnership,

the address given must be the principal office, including street and number, if any.

If the merging association is a non-registered foreign association, the address provided must be the address, including street and number, if any, of its registered or similar office required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office.


Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

This field is required.

Signature and Verification

An authorized representative of each merging association must sign the Statement of Merger. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: <hr/>	Statement of Interest Exchange DSCB:15-345 (7/1/2015)  345
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Read all instructions prior to completing.

Fee: \$70

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 345 (relating to Statement of interest exchange), the undersigned acquired domestic entity, desiring to effect an interest exchange, hereby states that:

A. For the acquired association:

1. The name of the acquired association is: _____
2. The jurisdiction of formation of the acquired association is Pennsylvania.
3. The type of association is (check only one):

<input type="checkbox"/> Business Corporation	<input type="checkbox"/> Limited Partnership	<input type="checkbox"/> Business Trust
<input type="checkbox"/> Nonprofit Corporation	<input type="checkbox"/> Limited Liability (General) Partnership	<input type="checkbox"/> Professional Association
<input type="checkbox"/> Limited Liability Company	<input type="checkbox"/> Limited Liability Limited Partnership	<input type="checkbox"/> Other _____

4. Check and complete one of the following addresses.

<input type="checkbox"/>	<p>If the acquired association is a domestic filing association or domestic limited liability partnership, the current registered office address as on file with the Department of State. <i>Complete part (a) OR (b) – not both:</i></p> <p>(a) _____ Number and street City State Zip County</p> <p>(b) c/o: _____ Name of Commercial Registered Office Provider County</p>
<input type="checkbox"/>	<p>If the acquired association is a domestic association that is <i>not</i> a domestic filing association or limited liability partnership, the address, including street and number, if any, of its principal office:</p> <p>_____</p> <p style="text-align: center;">Number and street City State Zip County</p>

DSCB:15-345-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70.

This form and all accompanying documents, including any necessary governmental approvals, shall be mailed to the address stated above.

Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Applicable Law

The Association Transactions Act, effective July 1, 2015, sets out the procedural aspects of interest exchanges for all entity types. See, in general, 15 Pa.C.S. §§ 311-330; for interest exchange; 15 Pa.C.S. §§ 341-346. The requirements for the Statement of Interest Exchange are set forth in 15 Pa.C.S. § 345. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Who should file this form?

A Statement of Interest Exchange must be filed with the Pennsylvania Department of State where a domestic entity is an acquired association in an interest exchange. The filing of a Statement of Interest Exchange makes the transaction a matter of public record. A separate public filing by the acquiring entity is not required.

Definitions

An **interest exchange** is a transaction in which one of the following occurs:

(1) A domestic or foreign association acquires all of one or more classes or series of interests of a domestic entity in exchange for interests, securities, obligations, money, other property, rights to acquire interests or securities or any combination of the foregoing.

(2) A domestic entity acquires all of one or more classes or series of interests of a foreign association in exchange for interests, securities, obligations, money, other property, rights to acquire interests or securities, or any combination of the foregoing.

The effect of an interest exchange is that the acquiring association acquires all of the interests of one or more classes or series of the acquired association. The acquiring association is not required to acquire all of the interests in the acquired association. The separate existence of the acquired association is not affected.

An **acquired association** is the domestic entity or foreign association, all of one or more classes or series of interests in which are acquired in an interest exchange.

An **acquiring association** is the domestic entity or foreign association that acquires all of one or more classes or series of interests of the acquired association in an interest exchange.

A **domestic entity** is an entity, the internal affairs of which are governed by the law of this Commonwealth.

A **domestic filing association** is a Pennsylvania business corporation, nonprofit corporation, limited partnership, limited liability company, professional association or business trust.

A **registered foreign association** is a foreign association (formed in a jurisdiction other than Pennsylvania) that is registered to do business in this Commonwealth pursuant to a filing made in the Department of State.

Public organic record refers to Articles of Incorporation (for corporations), Certificate of Limited Partnership (limited partnerships), Certificate of Organization (limited liability companies), Articles of Association (professional association) or Declaration or Deed of Trust (business trusts).

Attachments

The following, in addition to the filing fee, shall accompany this form:

(1) Any necessary governmental approvals. An interest exchange involving a regulated entity may require approval of a government agency before it can become effective. See 15 Pa.C.S. § 103.

(2) If the acquired association is a Pennsylvania filing entity and is amending its public organic record as approved in the plan of interest exchange, then an Amendment to the public organic record must be attached. For example, DSCB:15-1915/5915 (Articles of Amendment – Domestic Corporation) or DSCB:15-8512/8951 (Certificate of Amendment - Limited Partnership/Limited Liability Company).

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

A. For the acquired association

A.1. Give the exact name of the domestic entity which is the acquired association. "Acquired association" is the

DSCB:15-345-Instructions

association, all of one or more classes or series of interests in which are acquired in an interest exchange. 15 Pa.C.S. § 312. If the acquired association is a Pennsylvania filing entity or domestic limited liability partnership, the name on this line must match exactly the association name as shown in Department's records at the time the Statement is submitted for filing.

This field is required.

A.2. Give the jurisdiction of formation of the acquired association. "Jurisdiction of formation" means the jurisdiction whose law includes the governing statute of the entity. For the purpose of this filing, the acquired entity association must be a domestic association and thus the jurisdiction of formation is Pennsylvania. **This field is required.**

A.3. Check the appropriate box to indicate the acquired association type. Only one box may be checked. **This field is required.**

A.4. Check and complete one of the address boxes, based on the criteria given. **This field is required.**

If the acquired association is a domestic filing association or domestic limited liability partnership, the address provided must be of its registered office (a) or Commercial Registered Office Provider (b) as on file with the Department of State.

If the acquired association is a domestic association that is not a domestic filing association or limited liability partnership, the address given must be the principal office, including street and number, if any.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

B. For the acquiring association

Complete the requested information for the acquiring association.

B.1. Give the exact name of the acquiring association. An "acquiring association" is the domestic entity or foreign association that acquires all of one or more classes or series of interests of the acquired association in an interest exchange. 15 Pa.C.S. § 312.

If the acquiring association is an existing Pennsylvania filing entity or limited liability partnership, or is a foreign association or foreign limited liability partnership already registered in Pennsylvania, the name on this line must match exactly the association name as shown in Department's records at the time the Statement is submitted for filing. **This field is required.**

B.2. Give the jurisdiction of formation of the acquiring association. "Jurisdiction of formation" means the jurisdiction whose law includes the governing statute of the entity. For example, if the acquiring association is a Maryland

corporation, then the jurisdiction of formation is Maryland. **This field is required.**

B.3. Check the appropriate box to indicate the acquiring association type. Only one box may be checked. **This field is required.**

B.4. Check and complete one of the address boxes for the acquiring association, based on the criteria given.

If the acquiring association is a domestic filing association, domestic limited liability partnership or registered foreign association, the address provided must be of its registered office (a) or Commercial Registered Office Provider (b) as on file with the Department of State.

If the acquiring association is a domestic association that is not a domestic filing association or limited liability partnership, the address given must be the principal office, including street and number, if any.

If acquiring association is a non-registered foreign association, the address provided must be the address, including street and number, if any, of its registered or similar office required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

This field is required.

C. Effective date. Any date specified as the effective date of the Statement of Interest Exchange must be a future effective date (after the date and time of its delivery to the Department). A specified effective date may not be retroactive (prior to the date and time of the Statement's delivery to the Department). If a delayed effective date is specified, but no time is given, then the time used will be 12:01 a.m. on the date specified. If neither option for effective date is checked, it will be presumed that no specified delayed effective date is intended and the document will be effective upon filing. **This field is required.**

D. Approval. See 15 Pa.C.S. § 345(b)(4) and 15 Pa.C.S. §§ 321-330, which set forth the requirements for approval of entity transactions such as interest exchanges by the associations involved. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes. **This field is required.**

Signature and Verification

An authorized representative of the acquired association must sign the Statement of Interest Exchange. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. §

DSCB:15-345-Instructions

4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

Other provisions

A statement of interest exchange may contain any other provision not prohibited by law. If other provisions are intended to be part of the Statement of Interest Exchange, they should be attached as an exhibit.

Filing of Plan of Interest Exchange in lieu of Statement of Interest Exchange


Pursuant to 15 Pa.C.S. §345(d), a plan of interest exchange that is signed by the domestic entity which is the acquired association and meets all of the requirements of §345(b) (relating to Contents of Statement of Interest Exchange) may be delivered to the Department for filing instead of a Statement of Interest Exchange.

Pursuant to 15 Pa.C.S. §316(a), a plan as delivered to the Department for filing in lieu of a statement of interest exchange may omit all provisions of the plan except provisions, if any, that:

- (1) are intended to amend or constitute the operative provisions of the public organic record of a domestic association as in effect subsequent to the effectiveness of the plan;
- (2) are required by this chapter in the statement in lieu of which the plan is being delivered to the department for filing; or
- (3) allocate or specify the respective property and liabilities of the resulting associations, in the case of a plan of division.

However, if any of the provisions of a plan are omitted as permitted under §316(a), the plan must state that the full text of the plan is on file at the principal office of the surviving or resulting association or domesticated entity and provide the address thereof in the filing made with the Department.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: _____	Statement of Conversion DSCB:15-355 (7/1/2015)  355
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Read all instructions prior to completing.

Fee: \$70

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 355 (relating to Statement of conversion), the undersigned association, desiring to effect a conversion, hereby states that:

A. For the converting association:

1. The name of the converting association is: _____

2. The jurisdiction of formation of the converting association is: _____

3. The type of association is (check only one):

- | | | |
|--|--|---|
| <input type="checkbox"/> Business Corporation | <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> Business Trust |
| <input type="checkbox"/> Nonprofit Corporation | <input type="checkbox"/> Limited Liability (General) Partnership | <input type="checkbox"/> Professional Association |
| <input type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Limited Liability Limited Partnership | <input type="checkbox"/> Other _____ |

4. Date on which the association was created, incorporated, formed or otherwise came into existence:

(MM/DD/YYYY)

5. If the converting association is a domestic filing association (a Pennsylvania business corporation, nonprofit corporation, limited partnership, limited liability company, professional association or business trust), the statute under which it was first created, incorporated, formed or otherwise came into existence:

_____ (ex. Business Corporation Law of 1988, Limited Liability Company Law of 1994, etc.)

DSCB:15-355-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70.

This form and all accompanying documents, including any necessary governmental approvals, shall be mailed to the address stated above.

Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Applicable Law

The Association Transactions Act, effective July 1, 2015, sets out the procedural aspects of conversions for all entity types. See, in general, 15 Pa.C.S. §§ 311-330; for conversion; 15 Pa.C.S. §§ 351-356. The requirements for the Statement of Conversion are set forth in 15 Pa.C.S. § 355. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Who should file this form?

A Statement of Conversion must be filed with the Pennsylvania Department of State where:

- (1) a domestic entity becomes a domestic entity of a different type or a domestic banking institution.
- (2) a domestic banking institution becomes a domestic association of a different type.
- (3) a domestic entity becomes a foreign association of a different type.
- (4) a foreign association becomes a domestic entity of a different type.

The converting or converted entity must be a Pennsylvania entity. If both entities are foreign, use Transfer of Foreign Registration form (DSCB 15-418). If converting and converted entity type is the same and the entity is changing its state of formation/organization, use DSCB 15-375 (Statement of Domestication). Conversion into an existing entity is not permissible.

Definitions

A **conversion** is a transaction in which an association changes to a different type of association. For example, a business corporation may convert to a limited liability company. A converted association is the same association as it was before the conversion; it is just of a different legal type. The term "conversion" does not include a transaction in which an association changes the jurisdiction in which it is organized but does not change to a different type of entity; that type of

transaction is referred to as a domestication. A conversion also does not include a transaction in which an entity changes from one form of an entity to another form of the same entity, such as a business corporation electing to be a statutory close corporation under 15 Pa.C.S. § 2305.

A **converting association** is the domestic entity or domestic banking institution that approves a plan of conversion pursuant to section 353 (relating to approval of conversion) or the foreign association that approves a conversion pursuant to the law of its jurisdiction of formation.

A **converted association** is the converting association as it continues in existence after a conversion.

A **domestic entity** is an entity, the internal affairs of which are governed by the law of this Commonwealth.

A **domestic filing association** is a Pennsylvania business corporation, nonprofit corporation, limited partnership, limited liability company, professional association or business trust.

A **registered foreign association** is a foreign association (formed in a jurisdiction other than Pennsylvania) that is registered to do business in this Commonwealth pursuant to a filing made in the Department of State.

Public organic record refers to Articles of Incorporation (for corporations), Certificate of Limited Partnership (limited partnerships), Certificate of Organization (limited liability companies), Articles of Association (professional association) or Declaration or Deed of Trust (business trusts).

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

A. For the converting association

A.1. Give the exact name of the converting association.

"Converting association" is the domestic entity or domestic banking institution that approves a plan of conversion pursuant to section 353 (relating to approval of conversion) or the foreign association that approves a conversion pursuant to the law of its jurisdiction of formation. 15 Pa.C.S. § 312. If the converting association is an existing Pennsylvania filing entity or limited liability partnership, or is a foreign association or foreign limited liability partnership already registered in Pennsylvania, the name on this line must match exactly the association name as shown in Department's records at the time the Statement is submitted for filing. **This field is required.**

DSCB:15-355-Instructions

A.2. Give the jurisdiction of formation of the converting association. “Jurisdiction of formation” means the jurisdiction whose law includes the governing statute of the entity. For example, if the converting association is a Pennsylvania corporation, then the jurisdiction of formation is Pennsylvania. **This field is required.**

A.3. Check the appropriate box to indicate the converting association type. Only one box may be checked. **This field is required.**

A.4. Date on which the converting association was originally created, incorporated, formed or otherwise came into existence. Use month, day and year. The original date of formation/incorporation/organization of the converting entity will continue to be the formation date of the converted entity. **This field is required.**

A.5. If the converting association is a domestic filing association (a Pennsylvania business corporation, nonprofit corporation, limited partnership, limited liability company, professional association or business trust), the statute under which it was first created, incorporated, formed or otherwise came into existence. For example, Business Corporation Law of 1988 for a business corporation; Limited Liability Company Law of 1994 for a limited liability company.

A.6. Check and complete one of the address boxes, based on the criteria given. **This field is required.**

If the converting association is a domestic filing association, domestic limited liability partnership or registered foreign association, the address provided must be of its registered office (a) or Commercial Registered Office Provider (b) as on file with the Department of State.

If the converting association is a domestic association that is not a domestic filing association or limited liability partnership, the address given must be the principal office, including street and number, if any.

If the converting association is a nonregistered foreign association, the address provided must be the address, including street and number, if any, of its registered or similar office required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

B. For the converted association.

Complete the requested information for the converted association.

B.1. Give the exact name of the converted association. “Converted association” means a converting association as it continues in existence after a conversion. 15 Pa.C.S. § 312.

The converted association name must include the appropriate association designator. For example, if a corporation converts to a limited liability company, an acceptable limited liability company identifier must be part of the converted association name and certain corporate identifiers, such as “incorporated” or “Inc.” may no longer be used. For domestic filing entity name requirements, see 15 Pa.C.S. §§ 201-207. For foreign association name requirements, see 15 Pa.C.S. § 412 and § 414. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes. **This field is required.**

B.2. Give the jurisdiction of formation of the converted association. “Jurisdiction of formation” means the jurisdiction whose law includes the governing statute of the entity. For example, if the converted association is a Pennsylvania corporation, then the jurisdiction of formation is Pennsylvania. **This field is required.**

B.3. Check the appropriate box to indicate the converted association type. Only one box may be checked. **This field is required.**

B.4. Check and complete one of the address boxes, based on the criteria given. **This field is required.**

If the converted association is a domestic filing association, domestic limited liability partnership or registered foreign association, the address provided must be a registered office address (a) or Commercial Registered Office Provider (b).

If the converted association is a domestic association that is not a domestic filing association or limited liability partnership, the address given must be the principal office, including street and number, if any.

If the converted association is a nonregistered foreign association, the address provided must be the address, including street and number, if any, of its registered or similar office required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office. If the converted association is a nonregistered foreign association, the name and address of its registered agent must also be provided.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

C. Effective date. Any date specified as the effective date of the Statement of Conversion must be a future effective date (after the date and time of its delivery to the Department). A specified effective date may not be retroactive (prior to the date and time of the Statement’s delivery to the Department). If a delayed effective date is specified, but no time is given, then the time used will be 12:01 a.m. on the date specified. If neither option for effective date is checked, it will be presumed that no specified delayed effective date is intended

DSCB:15-355-Instructions

and the document will be effective upon filing. **This field is required.**

D. Approval. See 15 Pa.C.S. § 355(b)(4) and 15 Pa.C.S. §§ 321-330, which set forth the requirements for approval of entity transactions such as conversions by the associations involved. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes. **This field is required.**

E. Attachments and other provisions.

The following, in addition to the filing fee, shall accompany this form:

(1) One copy of a completed form DSCB:15-134B (Docketing Statement-Changes).

(2) Any necessary governmental approvals.

A conversion involving a regulated entity may require approval of a government agency before it can become effective. See 15 Pa.C.S. § 103.

(3) If the converted association is a domestic (Pennsylvania) filing entity or a domestic banking institution, one copy of its public organic record must be attached. For example, a completed form DSCB:15-1306-7102 (Articles of Incorporation-For Profit), DSCB:15-5306-7102 (Articles of Incorporation-Nonprofit), DSCB:15-8511 (Certificate of Limited Partnership), DSCB:15-8913 (Certificate of Organization) or other public organic record must be attached to the Statement of Conversion with respect to the converted association.

(4) If the converted association is a Pennsylvania limited liability partnership or limited liability limited partnership that is not using the alternative procedure in section 8201(f) (relating to scope), a completed DSCB:15-8201 (Statement of Registration) must be attached to the Statement of Conversion.

(5) If the converted association is a Pennsylvania electing partnership, its completed DSCB:15-8701A (Statement Electing Partnership) must be attached to the Statement of Conversion.

(6) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name) or a resolution from the association's governors adopting an alternate name, if applicable, shall accompany a Statement of Conversion effecting a change of name or creating a Pennsylvania or registered foreign entity.

(7) If the converted association is a foreign filing association or a foreign limited liability partnership that will register simultaneously to transact business in Pennsylvania as a result of the conversion, a completed DSCB: 15-412 (Foreign Registration Statement), accompanied by the applicable fee and attachments, must be submitted at the same time as the Statement of Conversion.

(8) Tax clearance certificates. If the Statement of Conversion effects a conversion of a domestic association into a nonregistered foreign association that is not, and will not, be registered with the Department of State, there must be submitted with this form tax clearance certificates from the Department of Revenue and the Department of Labor and Industry with respect to the converted domestic association evidencing the payment of all taxes and

charges payable to the Commonwealth.

NOTE: Any Articles, Application, Statement or Registration attached to the Statement of Conversion must separately meet all the statutory filing requirements for that document type. However, if the converted association is a domestic filing entity, its public organic record does not need to be signed or state the name or address of an incorporator of a corporation, organizer of a limited liability company or similar person with respect to any other type of entity.

Other provisions

A statement of conversion may contain any other provision not prohibited by law. If other provisions are intended to be part of the Statement of Conversion, they should be attached as an exhibit.

Signature and Verification

An authorized representative of the converting association must sign the Statement of Conversion. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pac's. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

Filing of Plan of Conversion in lieu of Statement of Conversion

Pursuant to 15 Pa.C.S. §355(e), a plan of conversion that is signed by the converting association and meets all of the requirements of §355(b) (relating to Contents of Statement of Conversion) may be delivered to the Department for filing instead of a Statement of Conversion.

Pursuant to 15 Pa.C.S. §316(a), a plan as delivered to the Department for filing in lieu of a statement of conversion may omit all provisions of the plan except provisions, if any, that:


(1) are intended to amend or constitute the operative provisions of the public organic record of a domestic association as in effect subsequent to the effectiveness of the plan;

(2) are required by this chapter in the statement in lieu of which the plan is being delivered to the department for filing; or

(3) allocate or specify the respective property and liabilities of the resulting associations, in the case of a plan of division.

However, if any of the provisions of a plan are omitted as permitted under §316(a), the plan must state that the full text of the plan is on file at the principal office of the converted association and provide the address thereof in the filing made with the Department.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	<p>Statement of Division DSCB:15-366 (7/1/2015)</p>  366
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Read all instructions prior to completing.

Fee: \$70 plus \$125 for *each* new association resulting from the division.
 The minimum amount to be submitted with this filing is \$195

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 366 (relating to Statement of division), the undersigned domestic entity or foreign association, desiring to effect a division, hereby states that:

A. For the dividing association:

1. The name of the dividing association is: _____
2. The jurisdiction of formation of the dividing association is: _____
3. The type of association is (check only one):

<input type="checkbox"/> Business Corporation	<input type="checkbox"/> Limited Partnership	<input type="checkbox"/> Business Trust
<input type="checkbox"/> Nonprofit Corporation	<input type="checkbox"/> Limited Liability (General) Partnership	<input type="checkbox"/> Professional Association
<input type="checkbox"/> Limited Liability Company	<input type="checkbox"/> Limited Liability Limited Partnership	<input type="checkbox"/> Other _____

4. Check and complete one of the following addresses.

<input type="checkbox"/>	<p>If the dividing association is a domestic filing association, domestic limited liability partnership or registered foreign association, the current registered office address as on file with the Department of State. Complete part (a) OR (b) – not both:</p> <p>(a) _____ Number and street City State Zip County</p> <p>(b) c/o: _____ Name of Commercial Registered Office Provider County</p>
<input type="checkbox"/>	<p>If the dividing association is a domestic association that is not a domestic filing association or limited liability partnership, the address, including street and number, if any, of its principal office:</p> <p>_____</p> <p style="text-align: center;">Number and street City State Zip County</p>
<input type="checkbox"/>	<p>If the dividing association is a nonregistered foreign association, the address, including street and number, if any, of its registered or similar office, if any, required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office address:</p> <p>_____</p> <p style="text-align: center;">Number and street City State Zip</p>

5. Check one of the following: The dividing association will survive the division.
 The dividing association will not survive the division.

DSCB:15-366-3

C. Effective date of statement of division (check, and if appropriate complete, one of the following):

- This Statement of Division shall be effective upon filing in the Department of State.
- This Statement of Division shall be effective on: _____ at _____.

Date (MM/DD/YYYY)

Hour (if any)

D. Approval of division by dividing association (check only one):

- For a dividing association that is a domestic entity – The division was approved in accordance with 15 Pa.C.S. Chapter 3, Subchapter F (relating to division).
- For a dividing association that is foreign association – The division was approved in accordance with the law of the jurisdiction of formation of the dividing association.

E. Attachments (see Instructions for required and optional attachments).

IN TESTIMONY WHEREOF, the undersigned dividing association has caused this Statement of Division to be signed by a duly authorized officer thereof this _____ day of _____, 20_____.

Name of Dividing Association

Signature

Title

DSCB:15-366–Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 plus an additional \$125 for *each* new association resulting from a division. For a division in which the dividing association does not survive the division and two new associations result, for example, a total filing fee of \$320 is assessed. For a division in which the dividing association survives the division and one new association is created, for example, a total filing fee of \$195 is assessed.

This form and all accompanying documents, including any necessary governmental approvals, shall be mailed to the address stated above.

Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Applicable Law

The Association Transactions Act, effective July 1, 2015, sets out the procedural aspects of divisions for all entity types. See, in general, 15 Pa.C.S. §§ 311-330; for division; 15 Pa.C.S. §§ 361-368. The requirements for the Statement of Division are set forth in 15 Pa.C.S. § 366. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Who should file this form?

A Statement of Division must be filed with the Pennsylvania Department of State where a domestic entity divides into:

- (1) The dividing association and one or more new associations that are either domestic entities or foreign associations.
- (2) Two or more new associations that are either domestic entities or foreign associations.

Where the division is authorized by the law of the jurisdiction of formation of the foreign association and one or more of the resulting associations created in a division of a foreign association is a Pennsylvania domestic filing entity, then a Statement of Division must be filed with the Department of State.

Definitions

A **division** is a transaction in which one existing association is divided into two or more resulting associations. The dividing association may or may not survive the division, and one or more of the resulting associations may be foreign associations if the laws of each resulting association's jurisdiction of organization permit the division. If the division is authorized by the law of the jurisdiction of formation of a foreign

association, one or more of the resulting associations created in a division of a foreign association may be a domestic entity. As part of the division, the property and liabilities of the dividing association are allocated to the resulting associations as provided in the plan of division to the extent permitted by law.

A **resulting association** is a dividing association, if it survives the division, or a new association.

A **new association** is an association that is created by a division.

A **domestic filing association** is a Pennsylvania business corporation, nonprofit corporation, limited partnership, limited liability company, professional association or business trust.

A **registered foreign association** is a foreign association (formed in a jurisdiction other than Pennsylvania) that is registered to do business in this Commonwealth pursuant to a filing made in the Department of State.

Public organic record refers to Articles of Incorporation (for corporations), Certificate of Limited Partnership (limited partnerships), Certificate of Organization (limited liability companies), Articles of Association (professional association) or Declaration or Deed of Trust (business trusts).

Additional parties

Where more than one new association is created by the division, the DSCB:15-366AD (Statement of Division - Addendum) must be completed and be attached to this form.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

A. For the dividing association

A.1. Give the exact name of the dividing association. "Dividing association" means the association that approves a plan of division. The dividing association may or may not survive the division. 15 Pa.C.S. § 312. If the dividing association is an existing Pennsylvania filing entity or limited liability partnership, or is a foreign association or foreign limited liability partnership already registered in Pennsylvania, the name on this line must match exactly the association name as shown in Department's records at the time the Statement is submitted for filing. **This field is required.**

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A.2. Give the jurisdiction of formation of the dividing association. “Jurisdiction of formation” means the jurisdiction whose law includes the governing statute of the entity. For example, if the dividing association is a Pennsylvania corporation, then the jurisdiction of formation is Pennsylvania. NOTE - A dividing association that is a domestic entity and survives the division is not authorized to change its jurisdiction of organization as part of the division. **This field is required.**

A.3. Check the appropriate box to indicate the dividing association type. Only one box may be checked. **This field is required.**

A.4. Check and complete one of the address boxes, based on the criteria given. **This field is required.**

If the dividing association is a domestic filing association, domestic limited liability partnership or registered foreign association, the address provided must be of its registered office (a) or Commercial Registered Office Provider (b) as on file with the Department of State.

If the dividing association is a domestic association that is not a domestic filing association or limited liability partnership, the address given must be the principal office, including street and number, if any.

If the dividing association is a nonregistered foreign association, the address provided must be the address, including street and number, if any, of its registered or similar office required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

B. For the resulting association(s).

Complete the requested information for all new resulting associations of the division.

B.1. Give the exact name of each new resulting association. “Resulting association” means a dividing association, if it survives the division, or a new association that is created by a division and comes into existence immediately after the division becomes effective. 15 Pa.C.S. § 312.

The resulting association name must include the appropriate association designator. For example, if a new corporation is being created as a resulting association, an acceptable corporate identifier must be part of the association name. For domestic filing entity name requirements, see 15 Pa.C.S. §§ 201-207. For foreign association name requirements, see 15 Pa.C.S. § 412 and § 414. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes. **This field is required.**

B.2. Give the jurisdiction of formation of the resulting association. “Jurisdiction of formation” means the jurisdiction whose law includes the governing statute of the entity. For example, if the resulting association is a Pennsylvania corporation, then the jurisdiction of formation is Pennsylvania. **This field is required.**

B.3. Check the appropriate box to indicate the resulting association type. Only one box may be checked. **This field is required.**

B.4. Check and complete one of the address boxes for the resulting association, based on the criteria given. **This field is required.**

If the new resulting association is a domestic filing association, domestic limited liability partnership or registered foreign association, the address provided must be a registered office address (a) or a Commercial Registered Office Provider (b).

If the new resulting association is a domestic association that is not a domestic filing association or limited liability partnership, the address given must be the principal office, including street and number, if any.

If the new resulting association is a non-registered foreign association, the address provided must be the address, including street and number, if any, of its registered or similar office required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

B.5. In a division, some or all of the property and liabilities are allocated between the dividing association and the resulting associations. It is not necessary to list in the statement of division each individual liability or item of property of the dividing association to be allocated to a resulting association, so long as the liabilities and property are described in a reasonable manner.

C. Effective date. Any date specified as the effective date of the Statement of Division must be a future effective date (after the date and time of its delivery to the Department). A specified effective date may not be retroactive (prior to the date and time of the Statement’s delivery to the Department). If a delayed effective date is specified, but no time is given, then the time used will be 12:01 a.m. on the date specified. If neither option for effective date is checked, it will be presumed that no specified delayed effective date is intended and the document will be effective upon filing. **This field is required.**

DSCB:15-366–Instructions

D. Approval. See 15 Pa.C.S. § 366(b)(5) and 15 Pa.C.S. §§ 321-330, which set forth the requirements for approval of entity transactions such as divisions by the associations involved. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes. **This field is required.**

E. Attachments.

The following, in addition to the filing fee, shall accompany this form:

- (1) One copy of a completed form DSCB:15-134B (Docketing Statement-Changes) for the dividing association.

The resulting association type determines what additional documents and fees must be attached. The following, in addition to the filing fee and the mandatory attachment above, may be required to accompany this form:

- (2) One copy of a completed form DSCB: 15-134A (Docketing Statement), with respect to each newly created resulting association, unless the resulting association is a nonregistered foreign association.
- (3) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name) or a resolution from the association's governors adopting an alternate name, if applicable, shall accompany a Statement of Division effecting a change of name or creating a new Pennsylvania or registered foreign entity.
- (4) Any necessary governmental approvals. A division involving a regulated entity may require approval of a government agency before it can become effective. See 15 Pa.C.S. § 103.
- (5) If the dividing association is a Pennsylvania filing entity and is amending its public organic record as approved in the plan of division, then an Amendment to the public organic record must be attached. For example, DSCB:15-1915/5915 (Articles of Amendment – Domestic Corporation) or DSCB:15-8512/8951 (Certificate of Amendment - Limited Partnership/Limited Liability Company).
- (6) If a resulting association is a foreign filing association or foreign limited liability partnership already registered with the Department of State, a completed DSCB:15-413 (Amendment – Foreign Registration Statement) approved as part of the plan of division, if applicable.
- (7) For each resulting association that is a new Pennsylvania filing entity, one copy of its public organic record must be attached. For example, a completed form DSCB:15-1306-7102 (Articles of Incorporation-For Profit), DSCB:15-5306-7102 (Articles of Incorporation-Nonprofit), DSCB:15-8511 (Certificate of Limited Partnership), DSCB:15-8913 (Certificate of Organization) or other public organic record must be attached to the Statement of Division with respect to each new domestic filing entity resulting from the division.
- (8) If a resulting association is a new Pennsylvania limited liability partnership or limited liability limited partnership that is not using the alternative procedure in

section 8201(f) (relating to scope), a completed DSCB:15-8201 (Statement of Registration) must be attached to the Statement of Division.

(9) If a resulting association is a Pennsylvania electing partnership, its completed DSCB:15-8701A (Statement Electing Partnership) must be attached to the Statement of Division.

(10) If a resulting association is a foreign filing association or a foreign limited liability partnership that will register simultaneously to transact business in Pennsylvania as a result of the division, a completed DSCB: 15-412 (Foreign Registration Statement), accompanied by the applicable fee and attachments, must be submitted at the same time as the Statement of Division.

(11) Tax clearance certificates. If the dividing association will not survive the division and none of the new associations resulting from the division will be either a domestic association or a registered foreign association, there must be submitted with this form tax clearance certificates from the Department of Revenue and the Department of Labor and Industry evidencing payment of all taxes and charges payable to the Commonwealth.

NOTE: Any Articles, Application, Statement or Registration attached to the Statement of Division must separately meet all the statutory filing requirements for that document type. However, if a resulting association created by the division is a domestic filing entity, its public organic record does not need to be signed or state the name or address of an incorporator of a corporation, organizer of a limited liability company or similar person with respect to any other type of entity.

Other provisions

A statement of division may contain any other provision not prohibited by law. If other provisions are intended to be part of the Statement of Division, they should be attached as an exhibit.

Signature and Verification

An authorized representative of the dividing association must sign the Statement of Division. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

Filing of Plan of Division in lieu of Statement of Division

Pursuant to 15 Pa.C.S. §366(e), a plan of division that is signed by the dividing association and meets all of the requirements of §366 (b) (relating to Contents of Statement of Division) may be delivered to the Department for filing instead of a Statement of Division.

Pursuant to 15 Pa.C.S. §316(a), a plan as delivered to the Department for filing in lieu of a statement of division may omit all provisions of the plan except provisions, if any, that:

DSCB:15-366-Instructions

(1) are intended to amend or constitute the operative provisions of the public organic record of a domestic association as in effect subsequent to the effectiveness of the plan;

(2) are required by this chapter in the statement in lieu of which the plan is being delivered to the department for filing; or

(3) allocate or specify the respective property and liabilities of the resulting associations, in the case of a plan of division.

However, if any of the provisions of a plan are omitted as permitted under §316 (a), the plan must state that the full text of the plan is on file at the principal office of the surviving or resulting association or domesticated entity and provide the address thereof in the filing made with the Department.

DSCB:15-366AD-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

This form and all accompanying documents shall be mailed to the address stated above.

Who should file this form?

This form is used to identify additional resulting associations that have been created by a division and must be submitted with a completed DSCB:15-366 (Statement of Division) form.

Form Instructions

B. For the resulting association(s).

Complete the requested information for all new resulting associations of the division.

B.1. Give the exact name of each new resulting association. "Resulting association" means a dividing association, if it survives the division, or a new association that is created by a division and comes into existence immediately after the division becomes effective. 15 Pa.C.S. § 312.

The resulting association name must include the appropriate association designator. For example, if a new corporation is being created as a resulting association, an acceptable corporate identifier must be part of the association name. For domestic filing entity name requirements, see 15 Pa.C.S. §§ 201-207. For foreign association name requirements, see 15 Pa.C.S. § 412 and § 414. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

This field is required.

B.2. Give the jurisdiction of formation of the resulting association. "Jurisdiction of formation" means the jurisdiction whose law includes the governing statute of the entity. For example, if the resulting association is a Pennsylvania corporation, then the jurisdiction of formation is Pennsylvania.

This field is required.

B.3. Check the appropriate box to indicate the resulting association type. Only one box may be checked. **This field is required.**

B.4. Check and complete one of the address boxes for the resulting association, based on the criteria given. **This field is required.**

If the new resulting association is a domestic filing association, domestic limited liability partnership or registered

foreign association, the address provided must be of its registered office (a) or Commercial Registered Office Provider (b) as on file with the Department of State.


If the new resulting association is a domestic association that is not a domestic filing association or limited liability partnership, the address given must be the principal office, including street and number, if any.

If the new resulting association is a non-registered foreign association, the address provided must be the address, including street and number, if any, of its registered or similar office required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

B.5. In a division, some or all of the property and liabilities are allocated between the dividing association and the resulting associations. It is not necessary to list in the statement of division each individual liability or item of property of the dividing association to be allocated to a resulting association, so long as the liabilities and property are described in a reasonable manner.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: _____	Statement of Domestication DSCB:15-375 (7/1/2015)  375
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Read all instructions prior to completing.

Fee: \$70

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 375 (relating to Statement of domestication), the undersigned entity, desiring to effect domestication, hereby states that:

A. For the domesticating entity:

- The type of association is (check only one):

<input type="checkbox"/> Business Corporation	<input type="checkbox"/> Limited Partnership	<input type="checkbox"/> Business Trust
<input type="checkbox"/> Nonprofit Corporation	<input type="checkbox"/> Limited Liability (General) Partnership	<input type="checkbox"/> Professional Association
<input type="checkbox"/> Limited Liability Company	<input type="checkbox"/> Limited Liability Limited Partnership	<input type="checkbox"/> Other _____
- The name of the domesticating entity is: _____
- The jurisdiction of formation of the domesticating entity: _____
- Date on which the domesticating entity was created, incorporated or formed: _____
(MM/DD/YYYY)
- Check and complete one of the following addresses.

<input type="checkbox"/>	<p>If the domesticating entity is a domestic filing entity, domestic limited liability partnership or registered foreign association, the current registered office address as on file with the Department of State. <i>Complete part (a) OR (b) – not both:</i></p> <p>(a) _____ Number and street City State Zip County</p> <p>(b) c/o: _____ Name of Commercial Registered Office Provider County</p>
<input type="checkbox"/>	<p>If the domesticating entity is a domestic entity that is not a domestic filing entity or limited liability partnership, the address, including street and number, if any, of its principal office:</p> <p>_____</p> <p>Number and street City State Zip County</p>
<input type="checkbox"/>	<p>If the domesticating entity is a nonregistered foreign association, the address, including street and number, if any, of its registered or similar office, if any, required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office:</p> <p>_____</p> <p>Number and street City State Zip</p>

DSCB:15-375-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.state.pa.us/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70. Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents, including any necessary governmental approvals, shall be mailed to the address stated above.

Applicable Law

The Association Transactions Act, effective July 1, 2015, sets out the procedural aspects of domestications for all entity types. Pennsylvania law governs the legal effect of a foreign entity domesticating in Pennsylvania. The laws of the foreign jurisdiction will govern the legal effect of a domestication of a Pennsylvania entity in that jurisdiction. See, in general, 15 Pa.C.S. §§ 311-330; for domestication; 15 Pa.C.S. §§ 371-376. The requirements for the Statement of Domestication are set forth in 15 Pa.C.S. § 375. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Who should file this form?

A Statement of Domestication must be filed with the Pennsylvania Department of State when a Pennsylvania entity is moving its jurisdiction of formation to another state/jurisdiction or a foreign entity is moving its jurisdiction of formation to Pennsylvania.

The domesticated entity is the same entity as the domesticating entity; it has simply changed the organic law to which it is subject. When a domestication takes effect, the entity continues to exist, but as a domestic entity of the same type under the laws of a different state/jurisdiction.

Definitions

A **domestic entity** is an entity, the internal affairs of which are governed by the law of this Commonwealth.

A **foreign entity** is an entity that is not a domestic entity.

A **domesticating entity** is either: (1) the domestic entity that approves a plan of domestication pursuant to section 373(a) (relating to approval of domestication) or (2) the foreign entity that approves a domestication pursuant to section 373(b).

A **domesticated entity** is the domesticating entity as it continues in existence after a domestication.

A **domestic filing entity** is a Pennsylvania business corporation, nonprofit corporation, limited partnership, limited liability company, professional association or business trust.

A **registered foreign association** is a foreign association

(formed in a jurisdiction other than Pennsylvania) that is registered to do business in this Commonwealth pursuant to a filing made in the Department of State.

Public organic record refers to Articles of Incorporation (for corporations), Certificate of Limited Partnership (limited partnerships), Certificate of Organization (limited liability companies), Articles of Association (professional association) or Declaration or Deed of Trust (business trusts).

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

A. For the domesticating entity

A.1. Check the appropriate box to indicate the domesticating entity type. A domesticating entity is one of the following: (1) a Pennsylvania entity that is moving its jurisdiction of formation out of Pennsylvania or (2) a foreign entity that is moving its jurisdiction of formation to Pennsylvania. Only one box for entity type may be checked. **This field is required.**

A.2. Give the exact name of the domesticating entity. If the domesticating entity is an existing Pennsylvania filing entity or domestic limited liability partnership, or is a foreign association or foreign limited liability partnership already registered in Pennsylvania, the name on this line must match exactly the association name as shown in Department's records at the time the Statement is submitted for filing. **This field is required.**

A.3. Give the jurisdiction of formation of the domesticating entity. "Jurisdiction of formation" means the jurisdiction whose law includes the governing statute of the entity. For example, if the domesticating corporation was formed in Delaware and is a Delaware corporation before the domestication, then the jurisdiction of formation is Delaware. **This field is required.**

A.4. Give the date on which the domesticating entity was originally incorporated or formed. Provide month, day and year. **This field is required.**

A.5. Check and complete one of the address boxes, based on the criteria given. **This field is required.**

DSCB:15-375–Instructions

If the domesticating entity is a domestic filing entity, domestic limited liability partnership or registered foreign association, the address provided must be of its registered office (a) or Commercial Registered Office Provider (b) as on file with the Department of State.

If the domesticating entity is a domestic entity that is not a domestic filing entity or limited liability partnership, the address given must be the principal office, including street and number, if any.

If the domesticating entity is a non-registered foreign association, the address provided must be the address, including street and number, if any, of its registered or similar office required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

B. For the domesticated entity.

B.1. Give the exact name of the domesticated entity. If the domesticated entity is an existing Pennsylvania filing entity or domestic limited liability partnership, or is a foreign association or foreign limited liability partnership already registered in Pennsylvania, the name on this line must match exactly the association name as shown in Department’s records at the time the Statement is submitted for filing. **This field is required.**

NOTE – if the domesticated entity is a new filing entity, be sure and include within the name the appropriate association designator. For example, if a domestic corporation is being registered as the domesticated entity, an acceptable corporate identifier must be part of the association name. For domestic filing entity name requirements, see 15 Pa.C.S. §§ 201-207. For foreign association name requirements, see 15 Pa.C.S. § 412 and § 414. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes

B.2. Give the jurisdiction of formation of the domesticated entity. “Jurisdiction of formation” means the jurisdiction whose law includes the governing statute of the entity. For example, if the domesticating corporation has become a Pennsylvania corporation, then the jurisdiction of formation is Pennsylvania. **This field is required.**

B.3. Check and complete one of the address boxes, based on the criteria given. **This field is required.**

If the domesticated entity is a domestic filing entity, domestic limited liability partnership or registered foreign association, the address provided must be of its registered office (a) or Commercial Registered Office Provider (b) as on file with the Department of State.

If the domesticated entity is a domestic entity that is not a domestic filing entity or limited liability partnership, the address given must be the principal office, including street and number, if any.

If the domesticated entity is a non-registered foreign association, the address provided must be the address, including street and number, if any, of its registered or similar office required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

C. Effective date. Any date specified as the effective date of the Statement of Domestication must be a future effective date (after the date and time of its delivery to the Department). A specified effective date may not be retroactive (prior to the date and time of the Statement’s delivery to the Department). If a delayed effective date is specified, but no time is given, then the time used will be 12:01 a.m. on the date specified. If neither option for effective date is checked, it will be presumed that no specified delayed effective date is intended and the document will be effective upon filing. **This field is required.**

D. Approval. See 15 Pa.C.S. §§ 321-330 and 15 Pa.C.S. § 373(b), which set forth the requirements for approval of domestications by domestic entities and foreign entities, respectively. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes. **This field is required.**

E. Check box only if the internal affairs of the domesticating entity are governed by the laws of more than one jurisdiction (one of which is Pennsylvania) at the same time. Under the former domestication provisions in the Business Corporation Law, a domesticating corporation was not required to surrender its foreign charter, thus permitting it to be incorporated in both the foreign jurisdiction and Pennsylvania at the same time. That policy of permitting dual incorporation is continued and generalized to apply to all types of entities. See 15 Pa.C.S. § 375(b)(8). If the internal affairs of an entity are governed by the laws of more than one jurisdiction at the same time, it will no longer be a “registered organization” under the Uniform Commercial Code. See 13 Pa.C.S. § 9102. **This field is optional.**

F. Attachments

One of the following, in addition to the filing fee, shall accompany this form:

- (1) One copy of a completed form DSCB:15-134B (Docketing Statement-Changes) for domesticating entities which are domestic filing entities and are domesticating out of Pennsylvania without simultaneously registering as a foreign association.

DSCB:15-375-Instructions

(1) One copy of a completed form DSCB:15-134A (Docketing Statement), with respect to a domesticated association that is a Pennsylvania filing entity, if the domesticated association was not previously registered as a foreign association in Pennsylvania.

The following may be required to accompany this form:

(2) If the domesticated entity is a domestic filing entity, one copy of its public organic record. For example, a completed form DSCB:15-1306-7102 (Articles of Incorporation-For Profit), DSCB:15-5306-7102 (Articles of Incorporation-Nonprofit), DSCB:15-8511 (Certificate of Limited Partnership), DSCB:15-8913 (Certificate of Organization) or other public organic record should be attached to the Statement of Domestication with respect to the domesticated entity. If the domesticated entity is a domestic limited liability partnership or a domestic limited liability limited partnership not using the alternative procedure in 15 Pa.C.S. § 8201(f), a DSCB:15-8201 (Statement of Registration) must be attached. The public organic record does not need to be signed or state the name or address of an incorporator of a corporation, organizer of a limited liability company or similar person with respect to any other type of entity.

(3) One copy of a separate completed form DSCB:15-134A (Docketing Statement), with respect to the domesticated association, unless the domesticated association is a nonqualified foreign corporation.

(4) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name) or a resolution from the association's governors adopting an alternate name, if applicable.

(5) Any necessary governmental approvals. A domestication involving a regulated entity may require approval of a government agency before it can become effective. See 15 Pa.C.S. § 103.

(6) Tax clearance certificates are required from the Department of Revenue and the Department of Labor and Industry, evidencing payment of all taxes and charges payable to the Commonwealth, if the domesticated association will be a nonregistered foreign association. It is not necessary to deliver clearance certificates if, simultaneously with the delivery of the statement of domestication, the foreign association that

is the domesticated association registers to do business in this Commonwealth, by submitting a DSCB:15-412 (Foreign Registration Statement). The DSCB:15-412 must be accompanied by the applicable fee and attachments.

(7) Optional provisions required or authorized by law may be added in an Exhibit/Attachment.

Signature and Verification

An authorized representative of the domesticating entity must sign the Statement of Domestication. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

Filing of Plan of Domestication in lieu of Statement of Domestication

Pursuant to 15 Pa.C.S. §375(e) (relating to filing of plan), a plan of domestication that is signed by a domesticating entity that is a domestic entity and meets all of the requirements of §375(b) (relating to contents of Statement of Domestication) may be delivered to the Department for filing instead of a Statement of Domestication.

Pursuant to 15 Pa.C.S. §316(a), a plan as delivered to the Department for filing in lieu of a Statement of Domestication may omit all provisions of the plan except provisions, if any, that:


(1) are intended to amend or constitute the operative provisions of the public organic record of a domestic association as in effect subsequent to the effectiveness of the plan;

(2) are required by this chapter in the statement in lieu of which the plan is being delivered to the department for filing; or

(3) allocate or specify the respective property and liabilities of the resulting associations, in the case of a plan of division.

However, if any of the provisions of a plan are omitted as permitted under §316(a), the plan must state that the full text of the plan is on file at the principal office of the surviving or resulting association or domesticated entity and provide the address thereof in the filing made with the Department.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Foreign Registration Statement DSCB:15-412 (7/1/2015)  412
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$250

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 412 (relating to foreign registration statement), the undersigned foreign association hereby states that:

1. The type of association is (check only one):

- | | | |
|--|--|---|
| <input type="checkbox"/> Business Corporation | <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> Business Trust |
| <input type="checkbox"/> Nonprofit Corporation | <input type="checkbox"/> Limited Liability (General) Partnership | <input type="checkbox"/> Professional Association |
| <input type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Limited Liability Limited Partnership | |

2. The full and proper name of the foreign association as registered in its jurisdiction of formation is:

2A. *If the name in 2 does not contain a required designator or if the name in 2 is not available for use in the Commonwealth, the alternate name under which the association is registering in this Commonwealth is:*

A resolution of the governors adopting the name in **2A** for use in registering to do business in this Commonwealth must be attached.

3. The jurisdiction of formation is: _____

4. The street and mailing address of the association's principal office.

Number and street	City	State	Zip
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4A. The street and mailing address of the office, if any, required to be maintained by the law of the association's jurisdiction of formation in that jurisdiction:

Number and street	City	State	Zip
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DSCB:15-412 - 2

5. The (a) address of the association’s proposed registered office in this Commonwealth or (b) name of its Commercial Registered Office Provider and the county of venue is:

Complete part (a) **OR** (b) – not both:

(a) _____
Number and street City State Zip County
OR

(b) c/o: _____
Name of Commercial Registered Office Provider County

6. Check one of the following:

- The association may not have series.
- The association may have one or more series.

7. Effective date of registration of foreign association (check, and if appropriate complete, one of the following):

- The Foreign Registration Statement shall be effective upon filing in the Department of State.
- The Foreign Registration Statement shall be effective on: _____ at _____.
Date (MM/DD/YYYY) Hour (if any)

8. To be completed by **Limited Liability Companies only**. Check, and if appropriate complete, one of the following:

- The association is a limited liability company which is not organized to render any of the below professional service(s).
 - The association is a restricted professional limited liability company organized to render one or more of the following professional service(s): (If this box is checked, one or more of the fields below must be checked.)
- Chiropractic Dentistry Law Medicine and surgery
 Optometry Osteopathic medicine and surgery Podiatric medicine Public accounting
 Psychology Veterinary medicine

IN TESTIMONY WHEREOF, the undersigned association has caused this Foreign Registration Statement to be signed by a duly authorized representative thereof this _____ day of _____, 20_____.

Name of Association

Signature

Title

DSCB:15-412–Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

The nonrefundable filing fee for this form is \$250. Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents shall be mailed to the address stated above.

A foreign corporation (both business and nonprofit corporation) is required by 15 Pa.C.S. § 4124 or by 15 Pa.C.S. § 6124 (relating to advertisement) to advertise its intention to register or its registration to do business in Pennsylvania. Proofs of publication of such advertising should not be submitted to, and will not be filed in, the Department, but should be filed with the minutes of the corporation.

Who should file this form?

Foreign filing associations are corporations for profit, corporations not-for-profit, limited partnerships, limited liability companies, professional associations and business or statutory trusts that were not created or formed under the laws of Pennsylvania. Foreign filing associations and foreign limited liability partnerships desiring to do business in this Commonwealth must register with the Department of State by filing this form. A foreign filing association or foreign limited liability partnership may not do business in this Commonwealth until it registers with the Department. See 15 Pa.C.S. § 403 for activities that do not constitute doing business in this Commonwealth. It is up to the association to determine whether its activities require it to register with the Department of State.

Applicable Law

For foreign associations, in general, 15 Pa.C.S. §§ 102; 401-419; for registration statement, 15 Pa.C.S. § 412; for names, 15 Pa.C.S. § 414 and §§ 201-209. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Association Name Requirements

Generally, the name of an association may not be the same as the name of another association which is already on the records of the Department of State. Depending on the type of association, certain designators must be used in the association name. The minimum requirements for association names can be found at 15 Pa.C.S. §§ 201-209. Provisions relating to foreign association names are at 15 Pa.C.S. § 206 and § 414.

Designators:

Designators are the words or abbreviations used at the end of the association name which designate the type of association. Minimum designator requirements are:

Business corporations – The name of a domestic or registered foreign business corporation must contain:

- (1) the word “corporation,” “company,” “incorporated” or “limited” or an abbreviation of any of these terms;
- (2) the word “association,” “fund” or “syndicate”; or
- (3) words or abbreviations of like import used in a jurisdiction other than this Commonwealth.

The name of a business corporation may not contain the term “limited liability company” or an abbreviation of that term.

Professional corporations – The provisions of § 203(a) (relating to requirements for business corporation names) shall not prohibit the use of a name of a professional corporation if the name contains and is restricted to the name or the last name of one or more of the present, prospective or former shareholders or of individuals who were associated with a predecessor or whose individual name or names appeared in the name of the predecessor. The name of a professional corporation may contain the term “Professional Corporation” or “P.C.,” in place of a business corporation designator. The name of a professional corporation may contain the word “associates” but this is not considered an association designator.

Nonprofit corporations – The name of a domestic nonprofit corporation or registered foreign corporation not-for-profit may (but is not required to) contain:

- (1) the word “corporation,” “company,” “incorporated” or “limited” or an abbreviation of any of these terms;
- (2) the word “association,” “fund” or “syndicate”; or
- (3) words or abbreviations of like import used in a jurisdiction other than this Commonwealth.

Limited liability companies – The name of a domestic limited liability company or registered foreign limited liability company must contain:

- (1) the term “company,” “limited” or “limited liability company” or an abbreviation of one of those terms, or
- (2) words or abbreviations of like import used in a jurisdiction other than this Commonwealth.

The name of a limited liability company may not contain any words implying that it is a business corporation, such as “corporation” or “incorporated” or an abbreviation of these terms.

DSCB:15-412--Instructions

Limited liability partnerships – The name of a domestic limited liability partnership or registered foreign limited liability partnership must contain:

- (1) the term “company,” “limited” or “limited liability partnership” or an abbreviation of one of those terms, or
- (2) words or abbreviations of like import used in a jurisdiction other than this Commonwealth.

Limited partnerships – The name of a domestic limited partnership or registered foreign limited partnership is not required to contain a word or abbreviation indicating that it is a limited partnership and may contain the name of a partner. *However*, if the limited partnership is a limited liability limited partnership, the name must contain:

- (1) the term “company,” “limited” or “limited liability limited partnership” or an abbreviation of one of those terms, or
- (2) words or abbreviations of like import.

Business trusts –The proper name of a domestic business trust or registered foreign business trust is not required to contain a word or abbreviation indicating that it is a business trust.

Restricted word and/or approvals:

Association names may not contain words, phrases or abbreviations prohibited or restricted by statute or regulation, unless in compliance with the restriction, generally with the consent or approval of a government agency, board or commission. These may include certain professional and occupational boards or commissions of the Bureau of Professional and Occupational Affairs, the Department of Education, the Department of Banking and Securities, the Insurance Department or the Public Utility Commission. There are also words and abbreviations that may be restricted, prohibited, or may be permitted in certain instances as provided in various federal statutes, Attorney General opinions and Bureau regulations.

Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) One copy of a completed form DSCB: 15-134A (Docketing Statement) for foreign corporations, business trusts and limited liability companies only.
- (2) Any *necessary* copies of form DSCB: 19-17.2 (Consent to Appropriation of Name). If Consent cannot be obtained, the association may adopt, for the purpose of doing business in this Commonwealth, an alternate name as indicated in Instruction 2A.
- (3) Any *necessary* governmental approvals.
- (4) If the association must adopt an alternate name for use in Pennsylvania, a resolution adopting the name must be attached.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided,

containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

1. Select the type of association. Only one option may be selected. **This field is required.**

2. Give the exact name of the association in its jurisdiction of formation. This should include the exact spelling, punctuation and any identifier such as “Inc.,” “LLC” or “Limited.” Jurisdiction of Formation means the state or country of incorporation or domestic registration. For the purposes of this form, the jurisdiction of formation may not be Pennsylvania. **This field is required.**

2A. Alternate name:

A foreign association *must* register under its proper name under the laws of its jurisdiction of formation if that name satisfies the requirements of 15 Pa.C.S. §§ 201-209. If the proper name is unavailable because it is not distinguishable on the records of the Department of State from a name already in use, reserved or registered or if the name does not comply with 15 Pa. C.S. §§ 201-209 (relating to names), the foreign association must adopt an alternate name for use in Pennsylvania that complies with 15 Pa. C.S. §§ 201-209 and set forth the resulting name in Paragraph 2A. A resolution from the association’s governors adopting the name must be attached.

An acceptable association identifier must be part of the association name. For foreign association name requirements, see 15 Pa.C.S. § 412 and § 414. Where the name of the foreign association does not comply with 15 Pa.C.S. §§ 201-209 (relating to names), the foreign association must adopt an alternate name that complies with 15 Pa.C.S. §§ 201-209 for use in Pennsylvania. If applicable, enter the name for use in Pennsylvania in 2A. A resolution from the association’s governors adopting the name must be attached.

After registering to do business in this Commonwealth under an alternate name, a foreign association shall do business in this Commonwealth under any of the following:

- (1) The alternate name.
- (2) Its proper name under the law of its jurisdiction of formation, with the addition of the name of its jurisdiction of formation.
- (3) A name the foreign association is authorized to use under 54 Pa.C.S. Ch. 3 (relating to fictitious names).

If a foreign association adopts an alternate name in order to register to do business in Pennsylvania, the registered foreign association must use the alternate name in all subsequent documents delivered to the Department for filing.

Field 2A is required *only if* the name in field 2 is unavailable because it is not distinguishable on the records of the Department of State from a name already in use, reserved or registered or if the name does not comply with 15 Pa. C.S. §§ 201-209 (relating to names).

DSCB:15-412--Instructions

3. "Jurisdiction of formation" means the jurisdiction, other than Pennsylvania, whose law includes the governing statute of the registering association. **This field is required.**
4. The street and mailing address of the association's principal office in the jurisdiction of formation. **This field is required.**
- 4A. The street and mailing address, if applicable, of the association's office required in the jurisdiction of formation. **This field is required only if the association is required to maintain an office in the association's jurisdiction of formation.**
5. This address must be in Pennsylvania. Give one of the following: the registered office address in the Commonwealth in (a) or the name of a Commercial Registered Office Provider (b) and the county of venue.

Listing a Commercial Registered Office Provider in lieu of providing a registered office address is an option for any association that does not have a physical location or mailing address in Pennsylvania. Prior to listing a Commercial Registered Office Provider address, the association should enter into a contract for the services of the Commercial Registered Office Provider.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses), an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address. **This field is required.**

6. Check the appropriate statement as to whether or not the foreign association may have one or more series.

Associations of certain types are authorized by the law of some states to create series. Whether or not an association may have series is determined by the law of its jurisdiction of formation. Typically, the formation documents of a series association must specifically provide for one or more independent "series" or subsets, with members, managers, membership interests or assets that have separate rights, obligations and liabilities and business purposes from the general association. If series are properly created, a debt, obligation or liability associated with the property of a particular series is enforceable only against property of that series, and not against the property of the association generally or any other series thereof.

A series association formed under the laws of another jurisdiction will be treated as a single legal entity for registration purposes. The foreign association itself, rather than the individual series, should register as the legal entity that is transacting business in Pennsylvania. If each or any series of the foreign association transacting business in Pennsylvania transacts business under a name other than the name of the registered foreign association, the foreign association must file an Application for Registration of Fictitious Name (DSCB:54-311). **This field is required.**


7. Any date specified as the effective date of the Foreign Registration Statement must be a future effective date (after the date and time of its delivery to the Department). A specified effective date may not be retroactive (prior to the date and time of the delivery of the Foreign Registration Statement to the Department). If a delayed effective date is specified, but no time is given, then the time used will be 12:01 a.m. on the date specified. If neither option for an effective date is checked, it will be presumed that no specified delayed effective date is intended and the document will be effective upon filing. **This field is required.**

8. If the association is a restricted professional limited liability company organized to render any of the identified professional services, the first box must be checked and the appropriate professional service(s) must be checked. If the association is not a restricted professional limited liability company organized to render any of the identified professional services, the lower box must be checked. **A response to this field is required from limited liability companies only. All other associations should disregard this item.**

Signature and Verification

An authorized representative of the foreign association must sign the Statement. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Amendment of Foreign Registration DSCB:15-413 (7/1/2015)  413
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$250

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 413 (relating to amendment of foreign registration statement), the undersigned registered foreign association hereby states that:

1. The name of the association under which it is registered to do business in this Commonwealth is:

2. The type of association is (check only one):

- | | | |
|--|--|---|
| <input type="checkbox"/> Business Corporation | <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> Business Trust |
| <input type="checkbox"/> Nonprofit Corporation | <input type="checkbox"/> Limited Liability (General) Partnership | <input type="checkbox"/> Professional Association |
| <input type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Limited Liability Limited Partnership | |

3. The (a) address of the association's registered office in this Commonwealth or (b) name of its Commercial Registered Office Provider and the county of venue is:

Complete part (a) OR (b) – not both:

(a) _____
Number and street City State Zip County
OR

(b) c/o: _____
Name of Commercial Registered Office Provider County

4. Effective date of amendment of foreign registration (check, and if appropriate complete, one of the following):

- The Amendment of Foreign Registration shall be effective upon filing in the Department of State.
 The Amendment of Foreign Registration shall be effective on: _____ at _____
Date (MM/DD/YYYY) Hour (if any)

DSCB:15-413 - 2

5. Check, and if appropriate complete, one of the following:

The association desires that its registration be amended to change or correct the following information:

The amendment adopted by the association is set forth in full in Exhibit A attached hereto and made a part hereof.

If the amendment reflects a change in name for the association which does not comply with 15 Pa.C.S. § 414 and §§ 201-209, the foreign association must adopt an alternate name that complies with 15 Pa.C.S. §§ 201-209 for use in Pennsylvania and a resolution from the association's governors adopting the name must be attached.

IN TESTIMONY WHEREOF, the undersigned association has caused this Amendment of Foreign Registration Statement to be signed by a duly authorized representative thereof this _____ day of _____ 20_____.

Name of Association

Signature

Title

DSCB:15-413-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

The nonrefundable filing fee for this form is \$250. Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents shall be mailed to the address stated above.

Who should file this form?

A foreign association that is registered to do business in this Commonwealth must deliver to the Department for filing an amendment to its foreign registration statement if there is a change in any of the following:

- (1) The name of the association.
- (2) The type of association, including, if it is a foreign limited partnership, whether the association became or ceased to be a foreign limited liability limited partnership.
- (3) The association's jurisdiction of formation.
- (4) An address required by section 412(a)(4) (relating to foreign registration statement).
- (5) Its registered office.
- (6) The authority of the association to have one or more series.

Applicable Law

For foreign associations, in general, 15 Pa.C.S. §§ 102; 401-419; for amendment, 15 Pa.C.S. § 413; for names, 15 Pa.C.S. § 414 and §§ 201-209. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) One copy of a completed form DSCB: 15-134B (Docketing Statement - Changes).
- (2) Any *necessary* copies of form DSCB: 19-17.2 (Consent to Appropriation of Name). If Consent cannot be obtained, the association may adopt, for the purpose of doing business in this Commonwealth, an alternate name that complies with 15 Pa.C.S. § 414 and §§ 201-209.
- (3) Any *necessary* governmental approvals.
- (4) If the association must adopt an alternate name for use in Pennsylvania, a resolution adopting the name must be attached.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed

document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

1. Give the exact name of the association as registered to do business in Pennsylvania and as on file with the Department of State. If a foreign association has adopted an alternate name in order to register to do business in Pennsylvania, the registered foreign association must use the alternate name in response to a requirement that a document delivered to the Department for filing state the name of the association. **This field is required.**
2. Select the type of association. Only one option may be selected. **This field is required.**
3. Give one of the following: the current registered office address in the Commonwealth in (a) or the name of a Commercial Registered Office Provider (b) and the county of venue, as on file with the Department of State at the time the amendment is submitted for filing.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses), an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address. **This field is required.**

4. Any date specified as the effective date of the Amendment of Foreign Registration must be a future effective date (after the date and time of its delivery to the Department). A specified effective date may not be retroactive (prior to the date and time of the delivery of the Amendment of Foreign Registration to the Department). If a delayed effective date is specified, but no time is given, then the time used will be 12:01 a.m. on the date specified. If neither option for an effective date is checked, it will be presumed that no specified delayed effective date is intended and the document will be effective upon filing. **This field is required.**

5. Supply the change(s) to the information previously supplied in the association's Foreign Registration Statement (DSCB:15-412). If the amendment reflects a change in name for the association which does not comply with 15 Pa.C.S. § 414 and 15 Pa.C.S. §§ 201-209, the foreign association must have consent to use the name or adopt an alternate name that complies 15 Pa.C.S. §§ 201-209 for use in Pennsylvania and the consent or a resolution from the association's governors adopting the name must be attached. **This field is required.**

Signature and Verification

An authorized representative of the foreign association must sign the Amendment of Foreign Association. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

DSCB:15-415/417- 2

For REQUIRED WITHDRAWAL ONLY

6. Check and, if appropriate complete, one of the following. The registered foreign association is:

- A nonsurviving party to a merger in which the survivor is a nonregistered foreign association.
- A dividing association which did not survive the division.
- Dissolved and completed winding up.
- Converted to a domestic or foreign nonfiling association other than a limited liability partnership.

The type of nonfiling association to which the association has converted is: _____
 and the jurisdiction of formation of the converted association is: _____.

- The domesticating entity in a domestication in which the domesticated entity is a domestic or foreign nonfiling association (other than a limited liability partnership).

The jurisdiction of formation of the domesticated association is: _____.

IN TESTIMONY WHEREOF, the undersigned foreign association has caused this Statement of Withdrawal of Foreign Registration to be signed by a duly authorized representative of the association this _____ day of _____, 20_____.

 Name of Foreign Association

 Signature

 Title

DSCB:15-415/417-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

The nonrefundable filing fee for this form is \$70. Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents shall be mailed to the address stated above.

Who should file this form?

A registered foreign association may withdraw from transacting business or conducting affairs in the Commonwealth of Pennsylvania by delivering to the Department of State for filing a Statement of Withdrawal of Registration.

A Statement of Withdrawal will serve to remove the association from the rolls of active associations in the records of the Department.

Withdrawal is either voluntary or may be required in certain circumstances. Those required circumstances are when the registered foreign association is:

- (1) a nonsurviving party to a merger in which the survivor is a nonregistered foreign association;
- (2) a dividing association which did not survive the division;
- (3) dissolved and completed winding up;
- (4) converted to a domestic or foreign nonfiling association other than a limited liability partnership; or
- (5) the domesticating entity in a domestication in which the domesticated entity is a domestic or foreign nonfiling association other than a limited liability partnership.

Applicable Law

For foreign associations, in general, 15 Pa.C.S. §§ 102; 401-419; for withdrawal of registration, 15 Pa.C.S. §§ 415-417. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) Tax clearance certificates from the Department of Revenue and the Department of Labor and Industry evidencing payment of all taxes and charges payable to the Commonwealth as described in the following paragraph.
- (2) Any *necessary* governmental approvals.

Tax clearance certificates:

A registered foreign association may not file a Statement of Withdrawal of Foreign Registration unless the document is accompanied by tax clearance certificates from the Department of Revenue and the Department of Labor and Industry evidencing the payment by the association of all taxes and charges due the Commonwealth required by law. To obtain these clearance certificates, Form REV-181 (Application for Tax Clearance Certificate) must be completed and submitted to both the Department of Revenue and the Department of Labor and Industry. The application and instructions may be downloaded from the Department of Revenue website at www.revenue.pa.gov or obtained by calling 717-783-6052.

Advertising:

As required by 15 Pa.C.S. § 4129 or by 15 Pa.C.S. § 6129 (relating to Advertisement of termination of registration to do business), a corporation must advertise its intention to withdraw from doing business in Pennsylvania before filing a Statement of Withdrawal under section 415 (relating to voluntary withdrawal of registration). Proofs of publication of such advertising should not be submitted to, and will not be received by or filed in, the Department, but should be filed with the minutes of the corporation.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

1. Give the exact name of the association as registered to do business in Pennsylvania and as on file with the Department of State. If a foreign association has adopted an alternate name in order to register to do business in Pennsylvania, the registered foreign association must use the alternate name in response to a requirement that a document delivered to the Department for filing state the name of the association. **This field is required.**
2. "Jurisdiction of formation" means the jurisdiction, other than Pennsylvania, whose law includes the governing statute of the withdrawing association. **This field is required.**
3. Give one of the following: the current registered office address in the Commonwealth in (a) or the name of a

DSCB:15-415/417-Instructions

Commercial Registered Office Provider (b) and the county of venue, as on file with the Department of State.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses), an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

This field is required.

4. Mandatory statement. **This field is required.**

5. Mandatory statement. No delayed effective date may be specified per 15 Pa.C.S. § 415(b). **This field is required.**

6. This field is required *only if the withdrawal is required by law due to one of the following:*

The registered foreign association is:


- (1) a nonsurviving party to a merger in which the survivor is a nonregistered foreign association;
- (2) a dividing association which did not survive the division;
- (3) dissolved and completed winding up;
- (4) converted to a domestic or foreign nonfiling association other than a limited liability partnership; or
- (5) the domesticating entity in a domestication in which the domesticated entity is a domestic or foreign nonfiling association other than a limited liability partnership.

Check only one of the five boxes and complete all blanks in the associated text.

Signature and Verification

An authorized representative of the withdrawing, surviving or converted foreign association must sign the Statement of Withdrawal. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Transfer of Foreign Registration DSCB:15-418 (7/1/2015)  418
---	--

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 418 (relating to transfer of registration), the undersigned registered foreign association hereby states that:

1. The name of the association under which it is registered to do business in this Commonwealth and before the merger or conversion is:



2. The type of association before the merger or conversion is (check only one):

- | | | |
|--|--|---|
| <input type="checkbox"/> Business Corporation | <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> Business Trust |
| <input type="checkbox"/> Nonprofit Corporation | <input type="checkbox"/> Limited Liability (General) Partnership | <input type="checkbox"/> Professional Association |
| <input type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Limited Liability Limited Partnership | |

3. The name of the association following the merger or conversion:



3A. *If the name in 3 does not contain a required designator or if the name in 3 is not available for use in the Commonwealth, the alternate name under which the association is registering in this Commonwealth is:*

A resolution of the governors adopting the name in **3A** for use in registering to do business in this Commonwealth must be attached.

4. The type of association after the merger or conversion (check only one):

- | | | |
|--|--|---|
| <input type="checkbox"/> Business Corporation | <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> Business Trust |
| <input type="checkbox"/> Nonprofit Corporation | <input type="checkbox"/> Limited Liability (General) Partnership | <input type="checkbox"/> Professional Association |
| <input type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Limited Liability Limited Partnership | |

5. The jurisdiction of formation of the association after the merger or conversion is: _____

DSCB:15-418 - 2

If different than the information for the registered foreign association before the merger or conversion, all of the following information for the association after the merger or conversion:

6A. The street and mailing address of the association’s principal office is:

Number and street City State Zip

6B. The street and mailing address of the office, if any, required to be maintained by the law of the association’s jurisdiction of formation in that jurisdiction is:

Number and street City State Zip

7. The (a) address of the association’s registered office in this Commonwealth or (b) name of its Commercial Registered Office Provider and the county of venue is:

Complete part (a) OR (b) – not both:

(a) Number and street City OR State Zip County

(b) c/o: Name of Commercial Registered Office Provider County

8. Effective date of transfer of foreign registration is (check, and if appropriate complete, one of the following):

- The Transfer of Foreign Registration shall be effective upon filing in the Department of State.
The Transfer of Foreign Registration shall be effective on: Date (MM/DD/YYYY) at Hour (if any)

IN TESTIMONY WHEREOF, the undersigned registered foreign association has caused this Transfer of Foreign Registration to be signed by a duly authorized representative of the surviving or converted association this day of 20.

Name of Association

Signature

Title

DSCB:15-418-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

The nonrefundable filing fee for this form is \$70. Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents shall be mailed to the address stated above.

Who should file this form?

If a registered foreign association merges into a nonregistered foreign association or converts to a foreign association required to register with the Department of State to do business in this Commonwealth, the association shall deliver to the Department for filing an application for Transfer of Registration.

When an application for Transfer of Registration takes effect, the registration of the registered foreign association to do business in this Commonwealth is transferred without interruption to the association into which it has merged or to which it has been converted.

The purpose of this filing is to clarify the status of the registered foreign association in the public records of the Department of State. A Transfer of Registration has the two-fold effect of canceling the authority of the foreign association to do business in Pennsylvania while at the same time reregistering it as the new type of foreign association. If the reregistered foreign association subsequently wishes to terminate its registration to do business, it may do so under 15 Pa.C.S. § 419.

Applicable Law

For foreign associations, in general, 15 Pa.C.S. §§ 102; 401-419; for transfer of registration, 15 Pa.C.S. § 418; for names, 15 Pa.C.S. § 414 and §§ 201-209. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) One copy of a completed form DSCB: 15-134B (Docketing Statement - Changes).
- (2) Any *necessary* copies of form DSCB: 19-17.2 (Consent to Appropriation of Name). If Consent cannot be obtained, the association may adopt, for the purpose of doing business in this Commonwealth, an alternate name that complies with 15 Pa.C.S. § 414 and §§ 201-209.

- (3) Any *necessary* governmental approvals.
- (4) If the association must adopt an alternate name for use in Pennsylvania, a resolution adopting the name must be attached.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

1. Give the exact name of the association as registered to do business in Pennsylvania and as on file with the Department of State. If a foreign association has adopted an alternate name in order to register to do business in Pennsylvania, the registered foreign association must use the alternate name in response to a requirement that a document delivered to the Department for filing state the name of the association. **This field is required.**

2. Select the type of association before the merger or conversion. Only one option may be selected. **This field is required.**

3. Give the exact name of the association in the jurisdiction of formation after the merger or conversion. This should include the exact spelling, punctuation and any identifier such as "Inc.," "LLC" or "Limited." Jurisdiction of formation means the state or country of incorporation or domestic registration following the merger or conversion. For the purposes of this form, the jurisdiction of formation may not be Pennsylvania. **This field is required.**

3A. Alternate name:

A foreign association *must* register under its proper name under the laws of its jurisdiction of formation if that name satisfies the requirements of 15 Pa.C.S. §§ 201-209. If the proper name is unavailable because it is not distinguishable on the records of the Department of State from a name already in use, reserved or registered or if the name does not comply with 15 Pa. C.S. §§ 201-209 (relating to names), the foreign association must have consent to use the name or may adopt an alternate name for use in Pennsylvania that complies with 15 Pa. C.S. §§ 201-209 and set forth the resulting name in Paragraph 3A. The consent from the other association or a resolution from the association's governors adopting an alternate name must be attached.

An acceptable association identifier must be part of the association name. For foreign association name requirements,

DSCB:15-418-Instructions

see 15 Pa.C.S. § 412 and § 414. Where the name of the foreign association does not comply with 15 Pa.C.S. §§ 201-209 (relating to names), the foreign association must adopt an alternate name that complies with 15 Pa.C.S. §§ 201-209 for use in Pennsylvania. If applicable, enter the name for use in Pennsylvania in 3A. A resolution from the association's governors adopting the name must be attached if an alternate name is adopted.

After registering to do business in this Commonwealth under an alternate name, a foreign association shall do business in this Commonwealth under any of the following:

- (1) The alternate name.
- (2) Its proper name under the law of its jurisdiction of formation, with the addition of the name of its jurisdiction of formation.
- (3) A name the foreign association is authorized to use under 54 Pa.C.S. Ch. 3 (relating to fictitious names).

This field is required *only if the name in field 3 is unavailable because it is not distinguishable on the records of the Department of State from a name already in use, reserved or registered or if the name does not comply with 15 Pa. C.S. §§ 201-209 (relating to names).*

4. Select the type of association after the merger or conversion. Only one option may be selected. **This field is required.**

5. "Jurisdiction of formation" means the jurisdiction, other than Pennsylvania, whose law includes the governing statute of the registering association. **This field is required.**

6A. The street and mailing address of the association's principal office in the jurisdiction of formation. **This field is required *only if different than the information for the registered foreign association before the merger or conversion.***

6B. The street and mailing address, if applicable, of the association's office required in the jurisdiction of formation. **This field is required *only if the association is required to maintain an office in the association's jurisdiction of formation and only if different than the information for the registered foreign association before the merger or conversion.***

7. This address must be in Pennsylvania. Give one of the following: the registered office address in the Commonwealth in (a) or the name of a Commercial Registered Office Provider (b) and the county of venue.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses), an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.


This field is required *only if different than the information for the registered foreign association before the merger or conversion.*

8. Any date specified as the effective date of the Transfer of Registration must be a future effective date (after the date and time of its delivery to the Department). A specified effective date may not be retroactive (prior to the date and time of the delivery of the Transfer of Registration to the Department). If a delayed effective date is specified, but no time is given, then the time used will be 12:01 a.m. on the date specified. If neither option for an effective date is checked, it will be presumed that no specified delayed effective date is intended and the document will be effective upon filing. **This field is required.**

Signature and Verification

An authorized representative of the surviving or converted foreign association must sign the Transfer of Registration. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Articles of Incorporation - For Profit DSCB:15-1306/2102/2303/2702/2903/3101/3303/7102 (rev. 7/2015)  01236
---	--

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$125

- Check only one: Business-stock (§ 1306) Management (§ 2703) Benefit (§ 3303)
 Business-nonstock (§ 2102) Professional (§ 2903) Cooperative (§ 7102)
 Business-statutory close (§ 2303) Insurance (§ 3101)

In compliance with the requirements of the applicable provisions (relating to corporations and unincorporated associations), the undersigned, desiring to incorporate a corporation for profit, hereby states that:

1. The name of the corporation (*corporate designator required, i.e., "corporation," "incorporated," "limited," "company," or any abbreviation thereof. "Professional corporation" or "P.C." permitted for professional corporations*):

2. Complete part (a) or (b) – not both:

(a) The address of this corporation’s proposed registered office in this Commonwealth is:
(post office box alone is not acceptable)

Number and Street City State Zip County

(b) The name of this corporation’s commercial registered office provider and the county of venue is:

c/o: _____

Name of Commercial Registered Office Provider County

3. The corporation is incorporated under the provisions of the Business Corporation Law of 1988.

4. Check and complete one:

The corporation is organized on a nonstock basis.

The corporation is organized on a stock share basis and the aggregate number of shares authorized is:

_____.

DSCB:15-1306/2102/2303/2702/2903/3101/3303/7102 – 2

5. The name and address, including number and street, if any, of each incorporator (*all incorporators must sign below*):

Name	Address
_____	_____
_____	_____
_____	_____

6. The specified future effective date, if any: _____.
 month/day/year hour, if any

7. Additional provisions of the articles, if any, attach an 8½ by 11 sheet.

8. *Statutory close corporation only*: Neither the corporation nor any shareholder shall make an offering of any of its shares of any class that would constitute a “public offering” within the meaning of the Securities Act of 1933 (15 U.S.C. § 77a *et seq.*)

9. *For Cooperative Corporation Only*.
Check and complete one:
 The corporation is a cooperative corporation and the common bond of membership among its members is: _____.
 The corporation is a cooperative corporation and the common bond of membership among its shareholders is: _____.

10. *Benefit corporations only*: This corporation shall have the purpose of creating general public benefit.
 Strike out if inapplicable: This corporation shall have the purpose of creating the enumerated specific public benefit(s): _____

IN TESTIMONY WHEREOF, the incorporator(s) has/have signed these Articles of Incorporation this _____ day of _____, _____.

Signature

Signature

Signature

DSCB:15-15-1306/2102/2303/2702/2903/3101/3303/7102 - Instructions

Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps


Instructions for Completion of Form (Articles of Incorporation-For Profit):

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$125 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) One copy of a completed form DSCB:15-134A (Docketing Statement).
 - (2) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
 - (3) Any necessary governmental approvals.
- D. For general instructions relating to the incorporation of business corporations see 19 Pa. Code Ch. 23 (relating to business corporations generally). These instructions relate to such matters as corporate name, stated purposes, term of existence, nonstock status, authorized share structure and related authority of the board of directors, par values, inclusion of names of first directors in the Articles of Incorporation, optional provisions on cumulative voting for election of directors, etc.
- E. For required provisions in the Articles of a nonstock corporation, see 15 Pa.C.S. §§ 2102-2103 (relating to formation of nonstock corporations and contents of articles).
- F. For required provisions in the Articles of a statutory close corporation, see 15 Pa.C.S. § 2304 (relating to additional contents of articles of statutory close corporations).
- G. For required provisions in the Articles of a management corporation, see 15 Pa.C.S. § 2703 (relating to additional contents of articles of management corporations).
- H. For restrictions on the stated purposes of professional corporations, see 15 Pa.C.S. § 2903 (relating to formation of professional corporations).
- I. For required provisions on the stated purposes of benefit corporations, see 15 Pa.C.S. § 3311 (relating to corporate purposes).
- J. Articles for a nonprofit cooperative corporation should be filed on Form DSCB:15-5306/7102B (Articles of Incorporation Nonprofit).
- K. One or more corporations or natural persons of full age may incorporate a business corporation.
- L. 15 Pa.C.S. § 1307 (relating to advertisement) requires that the incorporators shall advertise their intention to file or the corporation shall advertise the filing of articles of incorporation. Proofs of publication of such advertising should not be submitted to, and will not be received by or filed in, the Department, but should be filed with the minutes of the corporation.
- M. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Statement of Summary of Record DSCB:15-1311/5311/9305 (rev. 7/2015)  131135
---	--

Read all instructions prior to completing.

Fee: \$70

- Check one:
- Business Corporation (§ 1311)
 - Nonprofit Corporation (§ 5311)
 - Professional Association (§ 9305)

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. (relating to corporations and unincorporated associations) the undersigned association hereby states that:

1. The name of the association is:

2. The (a) address of this association's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:
(Complete only (a) or (b), not both)

(a) Number and Street	City	State	Zip	County
<hr/>				
(b) Name of Commercial Registered Office Provider				County
c/o: _____				

3. The statute by or under which it was incorporated or formed is: _____

4. The association was originally incorporated or formed on _____ under the following name:
 Date (MM/DD/YYYY)

DSCB:15-1311/5311/9305

5. *Check and complete one of the following:* The association was incorporated or formed by
 ___ Special act as set forth in Paragraph 3 above.

___ Decree of: _____ entered on: _____
Name of Court Date (MM/DD/YYYY)

___ Letters patent duly granted on: _____
Date (MM/DD/YYYY)

___ Filing of: _____ in the: _____
Articles of Incorporation, etc. Name of Department or other public office

6. The original Articles were recorded on _____ in the following place
Date (MM/DD/YYYY)

7. *Check, and if appropriate complete, one of the following:*

___ This certificate is being delivered to the Department of State contemporaneously with an amended and restated Articles of the association as set forth in Exhibit A attached hereto and made a part hereof.

___ The currently effective Articles of the association are filed or recorded as follows and the text of such currently effective Articles is set forth in Exhibit A attached hereto and made a part hereof (except any of such text which appears of record in the Department of State, which text is incorporated herein by reference to the records of the Department pursuant to 19 Pa. Code § 13.6 (relating to incorporation by reference)):

_____ Recorder of Deeds book and page numbers, etc.

___ Amended and restated Articles of the association which include all the information required to be set forth in the Articles of a Professional Corporation are set forth in Exhibit A attached hereto and made a part hereof.

8. *Check, and if appropriate, complete one of the following:*

___ The association has never adopted any name other than its original name and its current name.

___ Each name by which the association was known, other than its original name and its current name, and the date or dates on which each change of name of the association became effective, are as follows:

Name	Effective Date of Adoption
------	----------------------------

DSCB:15-1311/5311/9305-3

IN TESTIMONY WHEREOF, the undersigned association has caused this Statement of Summary of Record to be signed by a duly authorized officer thereof this

_____ day of _____, _____.

Name of Association

Signature

Title

DSCB:15-1311/5311/9305- Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form, if applicable (see instruction C below), is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. When this form accompanies another filing, e.g., articles of amendment, it will be deemed for filing fee and docketing statement purposes to be incorporated by reference into the filing to which it relates, and no separate filing fee shall be submitted. Otherwise, the following, in addition to the filing fee, shall accompany this form: one copy of a completed form DSCB:15-134A (Docketing Statement).
- D. Set forth in Paragraph 6 the place or places, including volume and page numbers of their equivalent where the original Articles were filed or recorded. This information may be omitted if the first alternate of Paragraph 5 is applicable.
- E. The first alternate of Paragraph 7 is applicable to a non-surviving party to a plan of merger which restates the Articles of the surviving corporation and to any corporation which is a party to a plan of consolidation.
- F. Set forth in the second alternate of Paragraph 7 the place or places, including volume and page numbers or their equivalent, where the documents are filed or recorded, and the date or dates of each such filing or recording. Text which appears of record in the Department of State, may be incorporated by reference in this form to the records of the Department. This instruction is an exception to the general rule against incorporation by reference contemplated by 19 Pa. Code § 13.6 (relating to incorporation by reference).
- G. The third alternate of Paragraph 7 is applicable only when this form is submitted with form DSCB:15-2905 (Statement of Election of Professional Corporation Status).
- H. Include a clear and legible copy of the original Articles of Incorporation and all amendments, or restate the articles in their entirety.
- I. A corporation is required to file this form only once.
- J. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Statement of Revival Domestic Corporation DSCB:15-1341/5341 (rev. 7/2015)  1341
---	---

Read all instructions prior to completing.

Fee: \$70

Check one: Business Corporation (§ 1341) Nonprofit Corporation (§ 5341)

In compliance with the requirements of the applicable provisions (relating to statement of revival), the undersigned forfeited or expired corporation, desiring to procure a revival of its charter or articles, hereby states that:

1. The name of the corporation at the time its charter or articles were forfeited or expired is: <hr style="border: 0; border-top: 1px solid black;"/>

2. The (a) address of this corporation's last registered office in this Commonwealth as on file with the Department or (b) name of its commercial registered office provider and the county of venue, as on file with the Department, is: <i>(Complete only (a) or (b), not both)</i>					
<table style="width: 100%; border: none;"> <tr> <td style="width: 30%;">(a) Number and Street</td> <td style="width: 20%;">City</td> <td style="width: 20%;">State</td> <td style="width: 20%;">Zip</td> <td style="width: 10%;">County</td> </tr> </table> <hr style="border: 0; border-top: 1px solid black;"/>	(a) Number and Street	City	State	Zip	County
(a) Number and Street	City	State	Zip	County	
<table style="width: 100%; border: none;"> <tr> <td style="width: 70%;">(b) Name of Commercial Registered Office Provider</td> <td style="width: 30%;">County</td> </tr> </table> c/o: _____	(b) Name of Commercial Registered Office Provider	County			
(b) Name of Commercial Registered Office Provider	County				

3. The statute by or under which it was incorporated: _____

4. The date of its incorporation: _____ (MM/DD/YYYY)

DSCB:15-1341/5341-2

5. *(Strike out if inapplicable)*: The name the corporation adopted as its new name, in view of the prior appropriation of its former name by a senior corporation is:

6. The (a) address of this corporation's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:
(Complete only (a) or (b), not both)

(a) Number and Street	City	State	Zip	County
-----------------------	------	-------	-----	--------

(b) Name of Commercial Registered Office Provider	County
---	--------

c/o:

7. *Check and complete one of the following:*

The charter or articles of the corporation were forfeited by declaration under Section 1704 of the act of April 9, 1929 (P.L.343, No.176), known as The Fiscal Code and published at _____, Pa.B. _____.

The charter or articles of the corporation expired by their own terms under the provisions of the charter or articles set forth in full in Exhibit A attached hereto and made a part hereof.

8. The corporate existence of the corporation shall be revived.

9. The filing of this statement has been authorized by the corporation.

IN TESTIMONY WHEREOF, the undersigned corporation has caused this Statement of Revival to be executed this _____ day of _____, _____.

Name of Corporation

Signature

Title

DSCB:15-1341/5341 - Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) One copy of a completed form DSCB:15-134B (Docketing Statement-Changes).
 - (2) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
 - (3) In the case of a forfeited corporation, tax clearance certificates from the Department of Revenue and from the Bureau of Employment Security of the Department of Labor and Industry evidencing payment of all taxes and charges payable to the Commonwealth.
 - (4) *Nonprofit Corporation* – Any necessary governmental approvals.
- D. There is no official publication requirement incident to the filing of this form.
- E. A forfeited or expired corporation may authorize the filing of this form by action of its last directors or may elect directors and officers under the Business/Nonprofit Corporation Law of 1988 for the limited purpose of authorizing the filing.
- F. The corporation may not revive its corporate charter where it has been revoked by a court proceeding instituted by the Attorney General's Office under 15 Pa.C.S. § 503 (relating to actions to revoke corporate franchises).
- G. This form and all accompanying documents shall be mailed to the above stated address.

DSCB:15-1507/5507/8506/8906 – Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$5.

Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents, including any necessary governmental approvals, shall be mailed to the address stated above.

Who should file this form?

Every domestic corporation, limited liability company, limited partnership and limited liability limited partnership shall have and continuously maintain in this Commonwealth a registered office. Before a change of location of registered office becomes effective, the association either shall amend its organic record to reflect the change in location or shall file in the Department of State a statement of change of registered office executed by the association.

This form may be used by a domestic limited partnership which has registered as a limited liability limited partnership pursuant to 15 Pa.C.S. § 8201. A domestic general partnership which has registered as a limited liability partnership pursuant to 15 Pa.C.S. § 8201 must use form DSCB:15-8201B (Domestic Registered Limited Liability Partnership - Statement of Amendment) to amend the address of its principal place of business. A business trust may change its registered office location by an amendment of the trust instrument. See 15 Pa.C.S. § 9504.

This form may not be used by a foreign corporation, foreign limited liability company, foreign limited partnership or foreign limited liability partnership to change its registered office address. A foreign association that desires to reflect a change in address of registered office, change of name or other arrangements or facts that have changed must amend its foreign registration statement by filing form DSCB 15-413 (Amendment of Foreign Registration).

Applicable Law

For registered office requirements, in general, see 15 Pa.C.S. §§ 1507/5507/8506/8906. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Definitions

A **registered office** is an office maintained by a domestic filing association or registered foreign association in this Commonwealth as required by section 1507 (relating to registered office). A domestic filing association or registered

foreign association shall have and continuously maintain in this Commonwealth a registered office which may, but need not, be the same as its place of business.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

1. Give the exact name of the association. The name on this line must match exactly the association name as shown in Department's records at the time the Statement/Certificate of Change of Registered Office is submitted for filing. **This field is required.**
2. Current address. The address provided must be the association's registered office address (a) or Commercial Registered Office Provider (b) as on file with the Department of State at the time the Statement/Certificate of Change of Registered Office is submitted for filing. **This field is required.**
3. New address. The address provided should be the association's new registered office address (a) or Commercial Registered Office Provider (b) after the Statement/Certificate of Change of Registered Office is filed and effective.


Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address. **This field is required.**

4. For business and nonprofit corporations only, a statement must be made that the change was authorized by the board of directors or other body. If the change in registered office was authorized by a body other than the board of directors of the corporation, paragraph 4 should be modified accordingly.

Signature and Verification

An authorized representative of the association must sign the Statement/Certificate of Change of Registered Office. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: <hr/>	Statement with Respect to Shares Domestic Business Corporation DSCB:15-1522 (rev. 7/2015)  1522
---	---

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

In compliance with the requirements of 15 Pa.C.S. § 1522(b) (relating to statement with respect to shares), the undersigned corporation, desiring to state the designation and voting rights, preferences, limitations, and special rights, if any, of a class or series of its shares, hereby states that:

1. The name of the corporation is:

2. *Check and complete one of the following:*

The resolution amending the Articles under 15 Pa.C.S. § 1522(b) (relating to divisions and determinations by the board), set forth in full, is as follows:

The resolution amending the Articles under 15 Pa.C.S. § 1522(b) is set forth in full in Exhibit A attached hereto and made a part hereof.

3. The aggregate number of shares of such class or series established and designated by (a) such resolution, (b) all prior statements, if any, filed under 15 Pa.C.S. § 1522 or corresponding provisions of prior law with respect thereto, and (c) any other provision of the Articles is _____ shares.

DSCB:15-1522-2

4. The resolution was adopted by the Board of Directors or an authorized committee thereon on:

Date (MM/DD/YYYY)

5. *Check, and if appropriate complete, one of the following:*

The resolution shall be effective upon the filing of this statement with respect to shares in the Department of State.

The resolution shall be effective on: _____ at _____.

Date (MM/DD/YYYY) Hour (if any)

IN TESTIMONY WHEREOF, the undersigned corporation has caused this statement to be signed by a duly authorized officer thereof this

_____ day of _____, _____.

Name of Corporation

Signature

Title

DSCB:15-1522 - Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. A separate form shall be submitted for each class or series of shares affected. If a number of classes or series of shares are affected at the same time, consideration should be given to filing form DSCB:15-1915/5915 (Articles of Amendment-Domestic Corporation).
- C. The effective date in Paragraph 5 may not be prior to the filing date, but the resolution may state a prior effective date “for accounting purposes only.”
- D. If the corporation was incorporated on or after October 1, 1989, the words “or corresponding provisions of prior law” may be omitted from Paragraph 3.
- E. This form and all accompanying documents shall be mailed to the address stated above.

DSCB:15-1902/5902 - Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

The nonrefundable filing fee for this form is \$70. Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents shall be mailed to the address stated above.

Applicable Law

See 15 Pa.C.S. § 1902 and § 5902 for general information on Statement of Termination. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Who should file this form?

Only domestic business corporations and domestic nonprofit corporations may use this form. Articles of Amendment which have been previously delivered to the Department of State for filing but which have not yet taken effect may be terminated before they take effect by filing a Statement of Termination. The same can be accomplished by filing a Statement of Abandonment (DSCB:15-141).

Only an amendment that has not yet taken effect may be terminated under this section. If the articles of amendment have taken effect, they may be corrected under 15 Pa.C.S. § 138 if the requirements of that section are satisfied.

Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) One copy of a completed form DSCB:15-134B (Docketing Statement - Changes) with respect to each association affected by the terminated amendment.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

1. Give the exact name of the association. The name on this line must match exactly the association name as provided in the articles of amendment sought to be terminated and in the Department's records at the time the Statement of Termination is submitted for filing. **This field is required.**

2. Current address. The address provided must be the association's registered office address (a) or Commercial Registered Office Provider (b) as on file with the Department of State at the time this Statement of Termination is submitted for filing. **This field is required.**

3. A copy of the Articles of Amendment to be terminated must be attached to the Statement of Termination. **This field is required.**


4. **This statement is required.**

5. **This statement is required.**

Signature and Verification

The Statement of Termination must be signed by the corporation that filed the amendment. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: <hr/>	Articles of Amendment Domestic Corporation DSCB:15-1915/5915 (rev. 7/2015)  1915
---	--

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

Check one: Business Corporation (§ 1915) Nonprofit Corporation (§ 5915)

In compliance with the requirements of the applicable provisions (relating to articles of amendment), the undersigned, desiring to amend its articles, hereby states that:

1. The name of the corporation is:

2. The (a) address of this corporation's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:
(Complete only (a) or (b), not both)

(a) Number and Street	City	State	Zip	County
<hr/>				
(b) Name of Commercial Registered Office Provider				County
c/o: <hr/>				

3. The statute by or under which it was incorporated:

4. The date of its incorporation:

 (MM/DD/YYYY)

5. Check, and if appropriate complete, one of the following:

The amendment shall be effective upon filing these Articles of Amendment in the Department of State.

The amendment shall be effective on:

 at

 Date (MM/DD/YYYY) Hour (if any)

DSCB:15-1915/5915-2

6. *Check one of the following:*

The amendment was adopted by the shareholders or members pursuant to 15 Pa.C.S. § 1914(a) and (b) or § 5914(a).

The amendment was adopted by the board of directors pursuant to 15 Pa. C.S. § 1914(c) or § 5914(b).

7. *Check, and if appropriate complete, one of the following:*

The amendment adopted by the corporation, set forth in full, is as follows

The amendment adopted by the corporation is set forth in full in Exhibit A attached hereto and made a part hereof.

8. *Check if the amendment restates the Articles:*

The restated Articles of Incorporation supersede the original articles and all amendments thereto.

IN TESTIMONY WHEREOF, the undersigned corporation has caused these Articles of Amendment to be signed by a duly authorized officer thereof this

_____ day of _____, _____.

Name of Corporation

Signature

Title

DSCB:15-1915/5915 - Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) Two copies of a completed form DSCB:15-134B (Docketing Statement-Changes).
 - (2) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name) shall accompany Articles of Amendment effecting a change of name and the change in name shall contain a statement of the complete new name.
 - (3) Any necessary governmental approvals.
- D. *Nonprofit Corporations*: If the action was authorized by a body other than the board of directors Paragraph 6 should be modified accordingly.
- E. This form and all accompanying documents shall be mailed to the above stated address.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Dissolution Before Commencement of Business Domestic Corporation DSCB:15-1971/5971 (rev. 7/2015)  1971
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

- Check one: By Shareholders - Domestic Business Corporation (§ 1971)
 By Members - Domestic Nonprofit Corporation (§ 5971)

In compliance with the requirements of the applicable provisions (relating to voluntary dissolution by members or shareholders or incorporators), the undersigned, desiring that it should be dissolved, hereby states that:

1. The name of the corporation is:

2. The (a) address of this corporation's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:
(Complete only (a) or (b), not both)

(a) Number and Street	City	State	Zip	County

(b) Name of Commercial Registered Office Provider				County
c/o: _____				

3. The statute by or under which it was incorporated: _____

4. The date of its incorporation: _____
 (MM/DD/YYYY)

5. Check one of the following:

___ *Business Corporation Only:* The corporation has not commenced business.

___ *Nonprofit Corporation Only:* The corporation has not received any property in trust or otherwise commenced business.

DSCB:15-1971/5971-2

6. The amount, if any, actually paid in on subscriptions for its shares or memberships, less any part thereof disbursed for necessary expenses, has been returned to those entitled thereto.

7. Check one of the following:
___ All liabilities of the corporation have been discharged.
___ Adequate provision has been made for the payment of the liabilities of the corporation.

8. Nonprofit Corporation Only:
___ A majority of the members (or shareholders) or incorporators elect that the corporation be dissolved.

9. Business Corporation Only: Check one of the following:
___ A majority of the incorporators elect that the corporation be dissolved.
___ A majority of the shareholders (or members) elect that the corporation be dissolved.

IN TESTIMONY WHEREOF, at least a majority of the members (or shareholders) or incorporators (nonprofit) or at least a majority of the incorporators or a majority in interest of the shareholders (or members) (business) of the above-named corporation has hereunto set their hands this
___ day of _____, _____.

Signature

Signature

Signature

DSCB:15-1971/5971 - Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form: a completed form DSCB:15-134B (Docketing Statement-Changes).
- D. When the corporation has more than three executing incorporators or shareholders (business) or three executing incorporators or members (nonprofit), additional signature lines should be added as appropriate.
- E. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: <hr/>	Articles of Dissolution Domestic Corporation DSCB:15-1977/5977 (rev. 7/2015)  1977
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

Check one: Business Corporation (§ 1977) Nonprofit Corporation (§ 5977)

In compliance with the requirements of the applicable provisions (relating to articles of dissolution), the undersigned corporation, desiring to dissolve, hereby states that:

1. The name of the corporation is:

2. The (a) address of this corporation's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:
(Complete only (a) or (b), not both)

(a) Number and Street	City	State	Zip	County
<hr/>				
(b) Name of Commercial Registered Office Provider				County
c/o: <hr/>				

3. The statute by or under which it was incorporated:

4. The date of its incorporation:

 (MM/DD/YYYY)

DSCB:15-1977/5977-2

5. The names and addresses, including number and street, of its directors are:

6. The names and addresses, including number and street, and official titles of its officers are:

7. *Check one of the following:*

The proposal to dissolve voluntarily was adopted by the shareholders or members pursuant to 15 Pa.C.S. § 1905 or § 5905.

The proposal to dissolve voluntarily was adopted by the directors and shareholders (or members) pursuant to 15 Pa.C.S. § 1974(a) or directors and member (or shareholders) pursuant to 15 Pa.C.S. § 5974(a).

Option for Nonprofit Corporation Only: The proposal to dissolve voluntarily was adopted by the board of directors pursuant to 15 Pa.C.S. § 5974(b).

8. *Check one of the following:*

All liabilities of the corporation have been discharged.

Adequate provision has been made for the discharge of the liabilities of the corporation.

The assets of the corporation are not sufficient to satisfy and discharge its liabilities, and all the assets of the corporation have been fairly and equitably applied, as far as they will go, to the payment of such liabilities.

9. *Check one of the following:*

All remaining assets of the corporation, if any, have been distributed as provided in the Business or Nonprofit Corporation Law of 1988.

The corporation has elected to proceed under 15 Pa.C.S. Subch. 19H or 59H (relating to post dissolution claims) and any remaining assets of the corporation will be distributed as provided in that subchapter.

10. *Check one of the following:*

There are no actions or proceedings pending against the corporation in any court.

Adequate provision has been made for the satisfaction of any judgment or decree that may be obtained against the corporation in each action or proceeding pending against the corporation.

DSCB:15-1977/5977-3

11. Notice of the winding-up proceedings of the corporation was mailed by certified or registered mail to each known creditor and claimant of the corporation and to each municipal corporation in which the corporation's registered office or principal place of business in this Commonwealth is located.

IN TESTIMONY WHEREOF, the undersigned corporation has caused these Articles of Dissolution to be signed by a duly authorized officer thereof this _____ day of _____, _____.

Name of Corporation

Signature

Title

DSCB:15-1977/5977 - Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The second option in Paragraph 8 should be checked by a corporation that elects to proceed under 15 Pa.C.S. Subch. 19H or 59H (relating to post dissolution claims).
- D. The following, in addition to the filing fee, shall accompany this form:
- (1) Tax clearance certificates from the Department of Revenue and from the Bureau of Employment Security of the Department of Labor and Industry evidencing payment of all taxes and charges payable to the Commonwealth.
 - (2) Any necessary governmental approvals.
- E. The corporation is required by 15 Pa.C.S. § 1975(b) or § 5975(b) (relating to notice to creditors and taxing authorities) to publish notice of the winding-up proceedings one time in the legal journal and newspaper of general circulation published in the county of its registered office, or in two newspapers of general circulation if no legal journal exists in such county, or in one newspaper of general circulation if that is the only one published in the county. Proofs of such publication should be kept with the corporate records of the corporation, and should not be submitted to, and will not be received by or filed in, the Department.
- F. This form and all accompanying documents shall be mailed to the above stated address.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Articles of Involuntary Dissolution Domestic Corporation DSCB:15-1989/5989 (rev. 7/2015)  1989
---	--

Read all instructions prior to completing.

Fee: None

Check one: Business Corporation (§ 1989) Nonprofit Corporation (§ 5989)

In compliance with the requirements of the applicable provisions (relating to articles of involuntary dissolution), the undersigned officer of the office of the clerk of the court of common pleas, desiring to evidence the dissolution of a corporation, hereby certifies that:

1. The name of the corporation is: <hr/>

2. The (a) address of this corporation's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is: <i>(Complete only (a) or (b), not both)</i>					
<table style="width: 100%; border: none;"> <tr> <td style="width: 30%;">(a) Number and Street</td> <td style="width: 15%;">City</td> <td style="width: 15%;">State</td> <td style="width: 15%;">Zip</td> <td style="width: 25%;">County</td> </tr> </table> <hr/>	(a) Number and Street	City	State	Zip	County
(a) Number and Street	City	State	Zip	County	
<table style="width: 100%; border: none;"> <tr> <td style="width: 70%;">(b) Name of Commercial Registered Office Provider</td> <td style="width: 30%;">County</td> </tr> </table> c/o: _____	(b) Name of Commercial Registered Office Provider	County			
(b) Name of Commercial Registered Office Provider	County				

3. The court, term and number or other identification of the proceeding in which a decree dissolving the corporation was entered is: <hr/>

DSCB:15-1989/5989 – 2

4. *Check one of the following:*

The costs and expenses of the foregoing proceeding and the liabilities of the corporation have been discharged and all the remaining assets of the corporation, if any, have been distributed as provided in 15 Pa.C.S. Subch. 19G or 59G (relating to involuntary liquidation and dissolution).

The assets of the corporation are not sufficient to discharge such costs, expenses and liabilities, and all the assets of the corporation have been applied, as far as they will go, to the payment of such costs, expenses and liabilities.

5. A certified copy of the decree of dissolution is set forth in full in Exhibit A attached hereto and made a part hereof.

IN TESTIMONY WHEREOF, the undersigned officer of the office of the clerk of the court of common pleas has executed these Involuntary Articles of Dissolution this

_____ day of _____, _____.

Name of Court

Signature

Title

DSCB:15-1989/5989-Instructions

Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. There is no filing fee with respect to this form.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following shall accompany this form:
- (1) A certified copy of the order of dissolution.
 - (2) Any necessary governmental approvals.
- D. No tax clearance certificates from the Department of Revenue or from the Bureau of Employment Security of the Department of Labor and Industry evidencing payment of all taxes and charges payable to the Commonwealth are required to be submitted with this form, under the presumption that they have been filed with the Court.
- E. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Amendment-Domestic Business Corporation Election of Nonstock/Statutory Close Status DSCB:15-2104/2305 (rev. 7/2015)  2104
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

- Check one: Election of Nonstock Status (§ 2104)
 Election of Statutory Close Corporation Status (§ 2305)

In compliance with the requirements of the applicable provisions (relating to election of an existing business corporation to become a nonstock corporation or a statutory close corporation), the undersigned business corporation, desiring to amend its Articles to reflect an election to become a non-stock business corporation or a statutory close corporation, hereby states that:

1. The name of the corporation is:

2. The (a) address of this corporation's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:
(Complete only (a) or (b), not both)

(a) Number and Street	City	State	Zip	County

(b) Name of Commercial Registered Office Provider				County
c/o: _____				

3. The statute by or under which it was incorporated:

4. The date of its incorporation: _____ (MM/DD/YYYY)

5. Check, and if appropriate complete, one of the following:

___ The amendment shall be effective upon filing these Articles of Amendment in the Department of State.

___ The amendment shall be effective on: _____ at _____.

Date (MM/DD/YYYY) Hour (if any)

DSCB:15-2104/2305 – 2

6. *Check one of the following:*

The amendment was adopted by the shareholders or members pursuant to 15 Pa.C.S. §§ 1905 and 2104(b) or § 2305(b).

Option for Non-stock Corporation Only: The amendment was adopted by the board of directors and shareholders (or members) pursuant to 15 Pa.C.S. §§ 1914(a) and (b) and 2104(b).

7. The corporation elects to become a non-stock or statutory close corporation.

8. *Check one of the following:*

For Nonstock Corporation Status Only: The corporation is organized on a nonstock basis.

For Statutory Close Corporation Status Only: Neither the corporation nor any shareholder shall make an offering of any of its shares of any class that would constitute a “public offering” within the meaning of the Securities Act of 1933 (15 U.S.C. § 77a et seq.).

9. *Check, and if appropriate, complete one of the following:*

The amendment adopted by the corporation, set forth in full, is as follows:

The amendment adopted by the corporation is set forth in full in Exhibit A attached hereto and made a part hereof.

10. *Check if the amendment restates the Articles:*

The restated Articles of Incorporation supersede the original Articles and all amendments thereto.

IN TESTIMONY WHEREOF, the undersigned corporation has caused these Articles of Amendment to be signed by a duly authorized officer thereof this

_____ day of _____, _____.

Name of Corporation

Signature

Title

DSCB:15-2104/2305-Instructions

Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps

Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

- C. The following, in addition to the filing fee, shall accompany this form:


- (1) One copy of a completed form DSCB:15-134B (Docketing Statement-Changes).
- (2) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation or Use of Similar Name) shall accompany Articles of Amendment effecting a change of names and the change in name shall contain a statement of the complete new name.
- (3) Any necessary governmental approvals.

- D. *For Non-stock Corporation Status Only:* Under 15 Pa.C.S. § 2103 (relating to contents of articles and other documents of non-stock corporations) a non-stock corporation may, but need not, have a minimum guaranteed capital which shall be furnished by the subscribers thereto in such proportions as they may agree.

- E. *For Statutory Close Corporation Status Only:* Under 15 Pa.C.S. § 1103 (relating to definitions) a business corporation that has not more than 30 shareholders (counting shares that are held jointly or in common or in trust by two or more persons, as fiduciaries or otherwise, or that are held by spouses, as held by one shareholder) is a “closely-held corporation” but is not a “statutory close corporation” subject to 15 Pa.C.S. Ch. 23 (relating to statutory close corporations) unless an express election to be a statutory close corporation is set forth in its Articles. For general instructions relating to statutory close corporations see 19 Pa. Code Ch. 27 (relating to statutory close corporations). These instructions relate to such matters as applicability of statutory close corporation provisions, contents of articles, election of existing corporations to become close corporations, voluntary termination of close corporation status, filings with respect to breach and cure of qualifying conditions and preemptive rights, etc.

- F. This form and all accompanying documents shall be mailed to the above stated address.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	<p>Breach/Cure of Qualifying Condition Domestic Business/Statutory Close Corporation DSCB:15-2309A/2309B (rev. 7/2015)</p>  <p>2309BC</p>
---	--

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

- Check one: Statement of Breach of Qualifying Condition (§ 2309A)
 Statement of Cure of Breach of Qualifying Condition (§ 2309B)

In compliance with the requirements of the applicable provisions (relating to involuntary termination of statutory close corporation status; proceedings to prevent loss of status)/(relating to notice of cure of breach), the undersigned business corporation which is a statutory close corporation hereby states that:

1. The name of the corporation is:

2. The (a) address of this corporation's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:
(Complete only (a) or (b), not both)

(a) Number and Street	City	State	Zip	County
<hr/>				
(b) Name of Commercial Registered Office Provider				County
<hr/>				
c/o: _____				

3. Check box relating to applicable provision:

___ *Statement of Breach:* The provision included in its Articles pursuant to 15 Pa.C.S. § 2304(a) (relating to additional contents of articles of statutory close corporations) to qualify it as a statutory close corporation has been breached.

___ *Statement of Cure of Breach:* No breach of the provision included in its Articles pursuant to 15 Pa.C.S. § 2304(a) (relating to additional contents of articles of statutory close corporations) to qualify it as a statutory close corporation exists.

DSCB:15-2309A/2309B-2

IN TESTIMONY WHEREOF, the undersigned corporation has caused this Statement of Breach of Qualifying Condition/Statement of Cure of Breach of Qualifying Condition to be signed by a duly authorized officer thereof this

_____ day of _____, _____.

Name of Corporation

Signature

Title

DSCB:15-2309A/2309B-Instructions

Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps

General Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. This form and all accompanying documents shall be mailed to the address listed above.

Instruction for Statement of Breach of Qualifying Condition Only

- E. Under 15 Pa.C.S. § 2309(a)(1) this form shall be filed within 30 days after the occurrence of the event amounting to a “public offering” of any of the shares of any class of the corporation within the meaning of the Securities Act of 1933 (15 U.S.C. § 77a et seq.), or within 30 days after the event has been discovered, whichever is later. The corporation shall within the same period furnish a copy of this form to each shareholder.
- F. Under 15 Pa.C.S. § 2309(a)(2) the corporation is required concurrently with filing of this form to take such steps as are necessary to correct the situation. When the situation has been remedied this form shall be filed under the direction of Statement of Cure of Breach of Qualifying Condition.

DSCB:15-2704/2904/3304 – 2

Election of Professional Corporation, complete paragraphs 8 and 9

- 8. ___ The amendment was adopted by the unanimous consent of the shareholders (or members) pursuant to 15 Pa.C.S. §§ 1905 and 2904(b).
- 9. ___ The corporation elects to become a professional corporation.

Election of Benefit Corporation, complete paragraphs 10 and 11

- 10. ___ This corporation shall have the purpose of creating general public benefit.
- 11. *Strike out if inapplicable*

___ This corporation shall have the purpose of creating the enumerated specific public benefit(s):

- 12. *Check, and if appropriate complete, one of the following:*

___ The amendment adopted by the corporation, set forth in full, is as follows:

___ The amendment adopted by the corporation is set forth in full in Exhibit A attached hereto and made a part hereof.

- 13. *Check if the amendment restates the Articles:*

___ The restated Articles of Incorporation supersede the original Articles and all amendments thereto.

IN TESTIMONY WHEREOF, the undersigned corporation has caused these Articles of Amendment to be signed by a duly authorized officer thereof this _____ day of _____, 20_____.

Name of Corporation

Signature

Title

DSCB:15-2704/2904/3304-Instructions

Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) One copy of a completed form DSCB:15-134B (Docketing Statement-Changes).
 - (2) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name) shall accompany Articles of Amendment effecting a change of names and the change in name shall contain a statement of the complete new name.
 - (3) Any necessary governmental approvals.
- D. *For Management Corporation Only:* Paragraph 6 shall contain the text required by 15 Pa.C.S. § 2703 (relating to additional contents of articles of management corporations).
- E. *For Professional Corporation Only:* For general instructions relating to the incorporation of professional corporations see 19 Pa. Code Ch. 33 (relating to professional corporations). These instructions relate to incorporators, corporate name and stated purposes. For specific information relating to professional corporation names see 19 Pa. Code § 17.9 (relating to professional names).
- F. *For Benefit Corporation Only:* Paragraphs 10 and 11 shall contain the required and optional text specified by 15 Pa.C.S. §3331 (relating to corporate purposes).
- G. This form and all accompanying documents shall be mailed to the above stated address.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: _____	Statement of Election of Professional Corporation Status DSCB:15-2905 (rev. 7/2015)  2905
---	---

Read all instructions prior to completing.

Fee: \$125

In compliance with the requirements of 15 Pa.C.S. § 2905 (relating to election of professional associations to become professional corporations), the undersigned, constituting all of the associates of a professional association, desiring to elect professional corporation status, hereby states that:

1. The name of the association is: _____

2. Complete part (a) or (b) – not both:

(a) The address of this corporation’s current registered office in this Commonwealth is:
(post office box alone is not acceptable)

Number and Street City State Zip County

(b) The name of this corporation’s commercial registered office provider and the county of venue is:

c/o: _____

Name of Commercial Registered Office Provider County

3. The initial Articles of Association of the association were filed in the Office of the Prothonotary of _____ County, Pennsylvania.

4. The associates of the professional association have elected to accept the provisions of 15 Pa.C.S. Ch. 29 (relating to professional corporations) for the government and regulation of the affairs of the association.

IN TESTIMONY WHEREOF, the undersigned constituting all of the associates of the professional association, have executed this Statement of Election of Professional Corporation Status this _____ day of _____, _____.

Printed name	Signature
_____	_____
_____	_____
_____	_____
_____	_____

DSCB:15-2905 - Instructions

Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps

Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$125 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.


- C. The following, in addition to the filing fee, shall accompany this form:

- (1) One copy of a completed form DSCB:134A (Docketing Statement).
- (2) One copy of a completed form DSCB:15-1311/5311/9305 (Statement of Summary of Record) and form DSCB:15-1915/5915 (Articles of Amendment-Domestic Corporation), restating the Articles to set forth all of the information required to be set forth in restated articles of a professional corporation. See 15 Pa.C.S. § 1311(a)(6).

- D. For general instructions relating to the incorporation of professional corporations see 19 Pa. Code Ch. 33 (relating to professional corporations). These instructions relate to incorporators, corporate name and stated purposes. For specific information relating to professional corporation names see 19 Pa. Code § 17.9 (relating to professional names). For general instructions relating to the incorporation of business corporations see 19 Pa. Code Ch. 23 (relating to business corporations generally). These instructions relate to such matters as corporate name, stated purposes, term of existence, nonstock status, authorized share structure and related authority of the board of directors, inclusion of names of first directors in the Articles of Incorporation, optional provisions on cumulative voting for election of directors, etc.

- E. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Annual Benefit Report DSCB:15-3331 (rev. 7/2015)  3331
---	--

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

In compliance with the requirements of the provisions relating to the filing of an annual benefit report, the undersigned benefit corporation hereby states that:

1. The name of the corporation is:

2. Complete part (a) or (b) – not both:

(a) The address of this corporation’s current registered office in this Commonwealth is

 Number and Street City State Zip County

(b) The name of this corporation’s commercial registered office provider and the county of venue is:

c/o: _____
Name of Commercial Registered Office Provider County

3. A narrative description of:

(i) the ways in which the benefit corporation pursued general public benefit during the year and the extent to which general public benefit was created;

(ii) the ways in which the benefit corporation pursued any specific public benefit that the articles state is the purpose of the benefit corporation to create and the extent to which that specific public benefit was created;

(iii) any circumstances that have hindered the creation by the benefit corporation of general or specific public benefit; and

(iv) the process and rationale for selecting or changing the third-party standard used to prepare the benefit report.

DSCB:15-3331 - 2

- 4. An assessment of the overall social and environmental performance of the benefit corporation against a third-party standard applied consistently with any application of that standard in prior benefit reports or accompanied by an explanation of the reasons for any inconsistent application.

- 5. The name of the benefit director and the benefit officer, if any, and the address to which correspondence to each of them may be directed.

- 6. The compensation paid by the benefit corporation during the year to each director in that capacity.

- 7. The annual compliance statement of the benefit director described in section 3322(c) (relating to benefit director). ***Check applicable statements and strikeout inapplicable statements.***

___ In the opinion of the benefit director, the benefit corporation acted in accordance with its general and any specific public benefit purpose in all material respects during the period covered by this report.

___ In the opinion of the benefit director, the directors and officers complied with sections 3321(a) (relating to standard of conduct for directors) and 3323(a) (relating to standard of conduct for officers), respectively.

___ In the opinion of the benefit director, the benefit corporation or its directors or officers failed so to act. Following is a description of the ways in which the benefit corporation or its directors or officers failed so to act:

- 8. A statement of any connection between the organization that established the third-party standard, or its directors, officers or any holder of 5% or more of the governance interests in the organization, and the benefit corporation or its directors, officers or any holder of 5% or more of the outstanding shares of the benefit corporation, including any financial or governance relationship which might materially affect the credibility of the use of the third-party standard.

- 9. If the benefit corporation has dispensed with, or restricted the discretion or powers of, the board of directors, a description of:
 - (i) the persons that exercise the powers, duties and rights and who have the immunities of the board of directors;

and (ii) the benefit director, as required by section 3322(e).

DSCB:15-3331 - 3

IN TESTIMONY WHEREOF, the undersigned registrant has caused this Annual Benefit Report to be signed by a duly authorized officer this _____ day of _____, 20____.

Name of Corporation

Signature

Title

DSCB:15-3331 – Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. Additional pages may be attached as needed.
- D. The information in box 6 (relating to compensation paid to directors) and any financial or proprietary information may be omitted from the benefit report as filed with the Department of State.
- E. This form and all accompanying documents shall be mailed to the above stated address.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Annual Statement - Nonprofit Corporation DSCB:15-5110 (rev. 7/2015)  5110
---	---

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: None

In compliance with the requirements of 15 Pa.C.S. § 5110 (relating to annual report), the undersigned domestic or qualified foreign nonprofit corporation, hereby states that:

1. The name of the corporation is:

2. The address of its principal office is:

 Number and street City State Zip County

3. The names and title of the persons who are its principal officers are:

Names	Titles
_____	_____
_____	_____
_____	_____

IN TESTIMONY WHEREOF, the undersigned corporation has caused this Annual Statement to be signed by a duly authorized officer thereof this

_____ day of _____, _____.

Name of Corporation

Signature

Title

DSCB:15-5110-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. There is no filing fee with respect to this form.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. On or before April 30 of each year where there has been a change in corporate officers during the preceding calendar year, this form shall be filed by each domestic nonprofit corporation which effected any filing in the Department of State after December 31, 1972 and by each registered foreign nonprofit corporation.
- C. This form is not a substitute for form DSCB:15-1507/5507/8506/8906 (Statement of Change of Registered Office), and the appropriate form shall be filed to reflect a change in Pennsylvania registered office address.
- D. This form and all accompanying documents shall be mailed to the above stated address.

DSCB:15-5306/7102-2

6. *For unincorporated association incorporating as a nonprofit corporation only. Check if applicable:*
 _____ The incorporators constitute a majority of the members of the committee authorized to incorporate such association by the requisite vote required by the organic law of the association for the amendment of such organic law.

7. *For Nonprofit Corporation Only:*
 Check one: _____ The corporation shall have no members.
 _____ The corporation shall have members.

8. *For Nonprofit Cooperative Corporation Only:*
 Check and complete one:
 _____ The corporation is a cooperative corporation and the common bond of membership among its members is: _____.
 _____ The corporation is a cooperative corporation and the common bond of membership among its shareholders is: _____.

9. The name(s) and address(es) of each incorporator(s) is (are) *(all incorporators must sign below):*

Name(s)	Address(es)
_____	_____
_____	_____
_____	_____

10. The specified effective date, if any, is:

 month day year hour, if any

11. Additional provisions of the articles, if any, attach an 8½ x 11 sheet.

IN TESTIMONY WHEREOF, the incorporator(s) has/have signed these Articles of Incorporation this _____ day of _____, _____.

_____ Signature

_____ Signature

_____ Signature

DSCB:15-5306/7102 - Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

Instructions for Completion of Form – (Articles of Incorporation–Nonprofit):

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$125 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.
- Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.
- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) One copy of a completed form DSCB:15-134A (Docketing Statement).
 - (2) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
 - (3) Any necessary governmental approvals.
- D. *For Domestic Nonprofit Corporation Only:* For general instructions relating to the incorporation of nonprofit corporations see 19 Pa. Code Ch. 41 (relating to nonprofit corporations generally). These instructions relate to such matters as corporate name, stated purposes, term of existence, authorized share structure, inclusion of names of first directors in the Articles of Incorporation, provisions on incorporation of unincorporated associations, etc.
- E. *For Nonprofit Cooperative Corporation Only:* For general instructions relating to the incorporation of cooperative corporations see 19 Pa. Code Ch. 51 (relating to cooperative corporations). Under 15 Pa.C.S. § 7103 (relating to use of term “cooperative” in corporate name) the corporate name in Paragraph 1 must, unless otherwise provided by statute, contain one of the terms “cooperative” or “coop.” See 19 Pa. Code § 17.7 (relating to cooperative names). See also the general instructions relating to the incorporation of nonprofit corporations, 19 Pa. Code Ch. 41 (relating to nonprofit corporations generally). These instructions relate to such matters as corporate name, stated purposes, term of existence, authorized share structure, inclusion of names of first directors in the Articles of Incorporation, provisions on incorporation of unincorporated associations, etc.
- Under 15 Pa.C.S. § 7102(a) the articles of the corporation must set forth a common bond of membership among its members or shareholders by reason of occupation, residence or otherwise.
- F. One or more corporations or natural persons of full age may incorporate a nonprofit/nonprofit cooperative corporation.
- G. Per 15 Pa.C.S. § 5307 (relating to advertisement), the incorporators shall advertise their intention to file or the corporation shall advertise the filing of articles of incorporation. Proofs of publication of such advertising should not be submitted to, and will not be received by or filed in, the Department, but should be filed with the minutes of the corporation.
- H. This form and all accompanying documents shall be mailed to the address stated above.

DSCB:15-5306/7102 - Instructions

NONPROFIT CORPORATIONS ONLY

Pursuant to 15 Pa.C.S. § 5110, a nonprofit corporation is required to annually notify the Department of State of any change of its officers. If no change of officers has occurred since the last report, the report need not be filed. These annual reports are submitted on form DSCB:15-5110 (Annual Statement-Nonprofit Corporation). No fee is required for this filing.

Please forward annual report to the Department of State, Bureau of Corporations and Charitable Organizations, P.O. Box 8722, Harrisburg, PA 17105-8722.


ADDITIONAL INFORMATION REGARDING NONPROFIT CORPORATIONS

Nonprofit corporations that solicit funds from citizens of the Commonwealth of Pennsylvania must register with the Bureau of Corporations and Charitable Organizations of the Department of State, unless exempt from registration requirements. Please contact the Bureau of Corporations and Charitable Organizations at 207 North Office Building, Harrisburg, PA 17120, (717) 783-1720 or 1-800-732-0999 within Pennsylvania, for more information on registration.

Pennsylvania sales tax exempt status may be obtained from the Department of Revenue, Registration Division, Exemption Unit, Department 280901, Harrisburg, PA 17128-0901. Any other type of exempt status may be obtained or explained by contacting your local Federal Internal Revenue Service.

Please be advised that the date and signature of the Secretary of the Commonwealth indicate the filing in the Department of State. **NO CERTIFICATE OF INCORPORATION IS ISSUED** for nonprofit corporations.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Articles of Amendment - Election/Termination of Cooperative Corporation Status DSCB:15-7104/7105/7106/7107 (rev. 7/2015) <div style="text-align: center;">  71046 </div>
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

- Check one:
- Domestic Business Corporation - Election (§ 7104)
 - Domestic Nonprofit Corporation - Election (§ 7106)
 - Domestic Cooperative Corporation For Profit - Termination (§ 7105)
 - Domestic Nonprofit Cooperative Corporation - Termination (§ 7107)

In compliance with the requirements of the applicable provisions (relating to election of an existing business/nonprofit corporation to become a cooperative corporation)/(relating to termination of status as a cooperative corporation for profit or termination of nonprofit cooperative corporation status), the undersigned business/nonprofit corporation or business/nonprofit cooperative corporation, hereby states that:

1. The name of the corporation is:

2. The (a) address of this corporation's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is (the Department is hereby authorized to correct the following information to conform to the records of the Department):

(a) Number and Street	City	State	Zip	County
-----------------------	------	-------	-----	--------

 c/o:

(b) Name of Commercial Registered Office Provider	County
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3. The statute by or under which it was incorporated:

4. The date of its incorporation: _____

MM/DD/YYYY

5. Check, and if appropriate complete, one of the following:
 ____ The amendment shall be effective upon filing these Articles of Amendment in the Department of State.
 ____ The amendment shall be effective on: _____ at _____.

Date (MM/DD/YYYY) Hour (if any)

DSCB:15-7104/7105/7106/7107-2

6. *Check one of the following:*

The amendment was adopted by the shareholders or members pursuant to 15 Pa.C.S. §§ 1905, 1914 and § 7104(b)/7105(b) or §§ 5905, 5914 and § 7106(b)/7107(b).

The amendment was adopted by the board of directors and shareholders (or members) or members (or shareholders) pursuant to 15 Pa.C.S. §§ 1914 and 7104(b)/7105(b) or §§ 5914 and 7106(b)/7107(b).

Election of Cooperative Corporation Status Only: complete paragraphs 7, 8 and 9

7. The corporation elects to become a cooperative corporation.

8. *Complete and strike out the inapplicable term:* The common bond of membership among its (members) (shareholders) is:_____.

9. *For Domestic Business Corporation Only: Strike out if inapplicable:* The corporation is organized on a non-stock basis.

10. *Check, and if appropriate, complete one of the following:*

The amendment adopted by the corporation, set forth in full, is as follows:

The amendment adopted by the corporation is set forth in full in Exhibit A attached hereto and made a part hereof.

11. *Check if the amendment restates the Articles:*

The restated Articles of Incorporation supersede the original Articles and all amendments thereto.

IN TESTIMONY WHEREOF, the undersigned corporation has caused these Articles of Amendment to be signed by a duly authorized officer thereof this

_____ day of _____, _____.

Name of Corporation

Signature

Title

DSCB:15-7104/7105/7106/7107–Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) Two copies of a completed form DSCB:15-134B (Docketing Statement-Changes).
 - (2) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
 - (3) Any necessary governmental approvals.
- D. This form and all accompanying documents shall be mailed to the above stated address.


Instructions for Election of Cooperative Corporation Status

- F. For general instructions relating to the incorporation of cooperative corporations see 19 Pa. Code Ch. 51 (relating to cooperative corporations). Under 15 Pa.C.S. § 7103 (relating to use of term “cooperative” in corporate name), the corporate name in Paragraph 10 must, unless otherwise provided by statute, contain one of the terms “cooperative” or “coop.” See 19 Pa. Code § 17.7 (relating to cooperative names).

Instructions for Termination of Cooperative Corporation Status

- G. *For Domestic Cooperative Corporation for Profit Only:* The amendment set forth in Paragraph 10 shall eliminate any provisions permitted or required by 15 Pa.C.S. §§ 2102(a)(1) and 2103 if the corporation is organized as a non-stock corporation and is not to continue as such, shall eliminate the common bond of membership provisions required by 15 Pa.C.S. § 7102(a) and shall change the name of the corporation to comply with 15 Pa.C.S. § 7103 and other applicable provisions of law. See 19 Pa. Code § 17.7 (relating to cooperative names).
- H. *For Domestic Nonprofit Cooperative Corporation Only:* The amendment set forth in Paragraph 10 shall eliminate the common bond of membership provisions required by 15 Pa.C.S. § 7102(a) and shall change the name of the corporation to comply with 15 Pa.C.S. § 7103 and other applicable provisions of law. See 19 Pa. Code § 17.7 (relating to cooperative names).

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: _____	Statement of Registration Domestic Registered Limited Liability Partnership DSCB:15-8201A (rev. 7/2015)  8201
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Read all instructions prior to completing.

Fee: \$125

In compliance with the requirements of 15 Pa.C.S. § 8201 (relating to statement of registration), the undersigned desiring to register a domestic registered limited liability partnership, hereby certifies that:

1. The name of the domestic registered limited liability partnership (*designator is required, i.e., "company", "limited" or "limited liability partnership" or abbreviation*):

2. Complete one of the following:

___ The partnership is a general partnership and the address, including number and street, if any, of its principal place of business:

Number and street City State Zip County

___ The partnership is a limited partnership and the (a) address of its current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is: (*Complete (a) or (b), not both*)

(a) Number and Street City State Zip County

c/o:

(b) Name of Commercial Registered Office Provider County

DSCB:15-8201A-2

3. The general/limited (*strike out inapplicable term*) partnership registers under 15 Pa.C.S. Subchapter 82A.

4. The registration has been authorized by at least a majority in interest of the partners.

IN TESTIMONY WHEREOF, the undersigned
general partner of the domestic registered limited
liability partnership has executed this Statement of
Registration this
_____ day of _____, _____.

Name

Signature

Title

DSCB:15-8201A-Instructions

Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps


General Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$125 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. The status of being a registered limited liability partnership is available for either general partnerships or limited partnerships. For a general partnership registering as a limited liability partnership, prior registration with the Department of State as a general partnership is not required. For a limited partnership registering as a limited liability partnership, the limited partnership must be an existing limited partnership filed with Department of State in order to use this form.
- C. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address. A general partnership or a limited partnership may file a Statement of Registration to register as a limited liability partnership. For a general partnership, the address should be set forth in the first part of Paragraph 2. For a limited partnership, the address should be set forth in the second part of Paragraph 2.
- D. The following, in addition to the filing fee, shall accompany this form:
- (1) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
 - (2) Any necessary governmental approvals.
- E. This form shall be executed by a general partner. Any natural person of full age, corporation, partnership, limited liability company, business trust, other association, government entity (other than the Commonwealth), estate, trust or foundation may be designated as a general partner in the general partnership or limited partnership which is registering and may execute this form.
- F. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	<p>Statement of Amendment/Termination Domestic Registered Limited Liability Partnership DSCB:15-8201B/8201C (rev. 7/2015)</p>  <p>8201LP</p>
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Read all instructions prior to completing.

Fee: \$70

- Check one: Statement of Amendment (§ 8201B)
 Statement of Termination (§ 8201C)

In compliance with the requirements of 15 Pa.C.S. § 8201 (relating to amendment of registration/statement of termination), the undersigned desiring to amend/terminate its registration as a domestic registered limited liability partnership, hereby certifies that:

1. The name of the domestic registered limited liability partnership is: <hr style="border: 1px solid black;"/>
--

2. Complete one of the following: ___ The partnership is a general partnership and the address, including number and street, if any, of its principal place of business: <hr style="border: 1px solid black;"/> <div style="display: flex; justify-content: space-between; font-size: small;"> Number and street City State Zip County </div> ___ The partnership is a limited partnership and the (a) address of its current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is: <i>(Complete (a) or (b), not both)</i> <hr style="border: 1px solid black;"/> <div style="display: flex; justify-content: space-between; font-size: small;"> (a) Number and Street City State Zip County </div> c/o: <hr style="border: 1px solid black;"/> <div style="display: flex; justify-content: space-between; font-size: small;"> (b) Name of Commercial Registered Office Provider County </div>

DSCB:15-8201B/8201C - 2

3. *Complete for Statement of Amendment Only:*
 The amendment authorized by the partnership, set forth in full, is as follows:

4. *Check boxes for Statement of Amendment Only:*

The restated Statement of Registration is set forth in full in Exhibit A, attached hereto and made a part hereof, and supersedes the original Statement of Registration and all previous amendments thereto.

The amendment has been authorized by at least a majority in interest of the partners.

5. *Check boxes for Statement of Termination Only:*

The registration of the partnership under the provisions of 15 Pa.C.S. § 8201 (relating to statement of termination) is hereby terminated.

The termination has been authorized by at least a majority in interest of the partners.

IN TESTIMONY WHEREOF, the undersigned general partner of the domestic registered limited liability partnership has executed this Statement of Amendment/Termination this

_____ day of _____, _____.

Name

Signature

Title

DSCB:15-8201B/8201C-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**

General Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. A general partnership or a limited partnership may file a Statement of Amendment/Termination to amend its registration/terminate its status as a limited liability partnership. For a general partnership, the address need only be set forth in the first part of Paragraph 2. For a limited partnership, the address need only be set forth in the second part of Paragraph 2. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. This form and all accompanying documents shall be mailed to the above stated address.

Instructions for Amendment Only:

- E. This form shall be filed upon the occurrence of any of the following events:
- (1) A change in the name of the registered limited liability partnership.
 - (2) A change in address of the registered limited liability partnership.


A Statement of Registration for a domestic registered limited liability partnership may not be amended for any other purpose.

- F. This form may be used by both limited liability partnerships and limited liability limited partnerships to file a change in address. DSCB:15-1507/5507/8506/8906 (Statement or Certificate of Change of Registered Office) may be used by a domestic limited partnership which has registered as a limited liability limited partnership pursuant to 15 Pa.C.S. § 8201. However, a domestic general partnership which has registered as a limited liability partnership pursuant to 15 Pa.C.S. § 8201 must use this form to amend the address of its principal place of business.

- G. The following, in addition to the filing fee, shall accompany this form:
- (1) If the amendment reflects a change of name, one copy of a completed form DSCB:15-134B (Docketing Statement-Changes).
 - (2) If the amendment reflects a change of name, any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
 - (3) Any necessary governmental approvals.

- H. This form shall be executed by any general partner. Any natural person of full age, corporation, partnership, limited liability company, business trust, other association, government entity (other than the Commonwealth), estate, trust or foundation may be designated as a general partner in the general partnership or limited partnership which has registered as a limited liability partnership.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Statement of Withdrawal from Registered Limited Liability Partnership DSCB:15-8205 (rev. 7/2015)  8205
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

In compliance with the requirements of 15 Pa.C.S. § 8205(c) (relating to statement of withdrawal), the undersigned partner of a registered limited liability partnership, desiring to evidence the partner's withdrawal from a registered limited liability partnership, hereby certifies that:

1. The name is of the registered limited liability partnership is:

2. The name of the person withdrawing is:

IN TESTIMONY WHEREOF, the undersigned person has caused this Statement of Withdrawal to be executed this

_____ day of _____, _____.

Name of Person

Signature

Title

DSCB:15-8205 - Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps**


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. This form shall be executed by the person identified in the form as withdrawing as a partner from the partnership. If this form is executed by the personal representative of the withdrawing partner, the execution portion of the form should be modified accordingly.
- C. Under 15 Pa.C.S. § 8205(d), the person withdrawing shall send a copy of the filed statement of withdrawal to the registered limited liability partnership.
- D. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: _____	Certificate of Annual Registration DSCB:15-8221/8998 (rev. 7/2015)  8221
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: See Instructions C and E.

- Check one: Registered Limited Liability Partnership (§ 8221)
 Restricted Professional Limited Liability Company (§ 8998)

In compliance with the requirements of the applicable provisions (relating to annual registration), the undersigned domestic or foreign registered limited liability partnership/restricted professional limited liability company, hereby states that:

1. The name of the registered limited liability partnership/restricted professional limited liability company is: <hr style="border: 1px solid black;"/>

Limited Liability Partnership: complete only paragraph 2

2. The prescribed annual base fee of \$340 times _____ (the number of persons who were general partners of this partnership on December 31, _____ (year) and who are described in § 8221(b)(1)) accompanies this Certificate of Annual Registration.
--

Restricted Professional Limited Liability Company: complete only paragraphs 3 and 4

3. Check, and if appropriate complete, one of the following: ___ The company engaged only in business permitted by § 8996(a) (relating to purposes of restricted professional companies) during the year with respect to which this certificate is being filed. ___ The company engaged in business not permitted by § 8996(a) (relating to purposes of restricted professional companies) during the year with respect to which this certificate is being filed.

4. The prescribed annual base fee of \$500 times _____ (the number of persons who were members of this company on December 31, _____ (year) and who are described in § 8998(b)(1)) accompanies this Certificate of Annual Registration.

IN TESTIMONY WHEREOF, the undersigned general partner/ member has executed this Certificate of Annual Registration this _____ day of _____, _____. <hr style="border: 1px solid black;"/> <p style="text-align: center;">Signature</p>

DSCB:15-8221/8998 - Instructions

Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.pa.gov/corps

General Instructions for Completion of Form:

- A. This form must be filed on or before April 15 of each year following the year with respect to which it is being filed.
- B. Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

This form and all accompanying documents shall be mailed to the address stated above.


Instructions for Annual Registration for Registered Limited Liability Partnership

- C. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable annual fee of \$340 times the number of persons who were general partners of the partnership on December 31 shall accompany this form and shall be made payable to the Department of State. The base fee of \$340 was increased on December 31, 2012. See §8221(b)(2). Failure to file the annual registration by April 15 will result in a lien on the assets of the partnership. If a certificate of annual registration is not filed by May 15, a penalty of \$500 will be assessed against the partnership, which will create a second lien on the assets of the partnership. Failure to file the certificate of annual registration for five consecutive years will result in the automatic termination of registered limited liability partnership status.
- D. The annual fee is required to be paid only with respect to a general partner who:
 - a. In the case of a natural person, had his principal residence in Pennsylvania on December 31, or
 - b. In the case of any other person, was incorporated or otherwise organized or existing under the laws of Pennsylvania on December 31. See §8221(b)(1).

Instructions for Annual Registration for Restricted Professional Limited Liability Company

- E. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable annual fee of \$500 times the number of persons who were members of the company on December 31 shall accompany this form and shall be made payable to the Department of State. The base fee of \$500 was increased on December 31, 2012. See §8998(b)(2). Failure to file the annual registration by April 15 will result in a lien on the assets of the company. If a certificate of annual registration is not filed by May 15, a penalty of \$500 will be assessed against the company, which will create a second lien on the assets of the company.
- F. The annual fee is required to be paid only with respect to a member who:
 - a. Was licensed to practice the professional service rendered by the company on December 31; and
 - b. Had principal residence in Pennsylvania on December 31. See §8998(b)(1).

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Certificate of Limited Partnership DSCB:15-8511 (rev. 7/2015)  8511
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$125

In compliance with the requirements of 15 Pa.C.S. § 8511 (relating to certificate of limited partnership), the undersigned, desiring to form a limited partnership, hereby certifies that:

1. The name of the limited partnership (*may contain the word "company", or "limited" or "limited partnership" or any abbreviation*):

2. Complete part (a) or (b) – not both:

(a) The address of this limited partnership’s current registered office in this Commonwealth is:
(post office box alone is not acceptable)

Number and Street City State Zip County

(b) The name of this limited partnership’s commercial registered office provider and county of venue is:

c/o: _____

Name of Commercial Registered Office Provider County

3. The name and business address of each general partner of the partnership is:

Name	Address
_____	_____
_____	_____

4. The specified effective date, if any, is:

month date year hour, if any

IN TESTIMONY WHEREOF, the undersigned general partner(s) of the limited partnership has (have) executed this Certificate of Limited Partnership this

_____ day of _____, _____.

Signature

Signature

Signature

DSCB:15-8511-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**


Instructions for Completion of Form – (Certificate of Limited Partnership):

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$125 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
 - (2) Any necessary governmental approvals.
- D. For general instructions relating to the formation of limited partnerships see 19 Pa. Code Ch. 73 (relating to limited partnerships).
- E. This form shall be executed by all general partners named herein. Any natural person of full age, general partnership, limited partnership, corporation or business or other trust may form a limited partnership if the organizing entity is designated as a general partner in and executes this form. Under 15 Pa.C.S. § 8513 (relating to certificate of cancellation), the Certificate of Limited Partnership shall be canceled whenever there are no limited partners, but it is not necessary to name the limited partners in the Certificate of Limited Partnership.
- F. Optional provisions required or authorized by law may be added. If a partner's interest in the limited partnership is to be evidenced by a certificate of partnership interest, a statement to that effect must be included in this form. See 15 Pa.C.S. § 8511(a)(4).
- G. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: <hr/>	Certificate of Amendment - Domestic Limited Partnership/Limited Liability Company DSCB:15-8512/8951 (rev. 7/2015)  8512
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

Check one: Limited Partnership (§ 8512) Limited Liability Company (§ 8951)

In compliance with the requirements of the applicable provisions (relating to certificate of amendment), the undersigned, desiring to amend its Certificate of Limited Partnership/Organization, hereby certifies that:

1. The name of the limited partnership/limited liability company is:

2. The date of filing of the original Certificate of Limited Partnership/Organization: _____
Date (MM/DD/YYYY)

3. Check, and if appropriate complete, one of the following:

___ The amendment adopted by the limited partnership/limited liability company, set forth in full, is as follows:

___ The amendment adopted by the limited partnership/limited liability company is set forth in full in Exhibit A attached hereto and made a part hereof.

4. Check, and if appropriate complete, one of the following:

___ The amendment shall be effective upon filing this Certificate of Amendment in the Department of State.

___ The amendment shall be effective on: _____ at _____.

Date (MM/DD/YYYY) Hour (if any)

DSCB:15-8512/8951-2

5. *Check if the amendment restates the Certificate of Limited Partnership/Organization:*
___ The restated Certificate of Limited Partnership/Organization supersedes the original Certificate of Limited Partnership/Organization and all previous amendments thereto.

IN TESTIMONY WHEREOF, the undersigned limited partnership/limited liability company has caused this Certificate of Amendment to be executed this _____ day of _____, _____.

Name of Limited Partnership/Limited Liability Company

Signature

Title

DSCB:15-8512/8951-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

General Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. The following, in addition to the filing fee, shall accompany this form:
- (1) If the amendment effects a change of name, two copies of a completed form DSCB:15-134B Docketing Statement-Changes).
 - (2) If the amendment effects a change of name, any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
 - (3) Any necessary governmental approvals.
- C. This form and all accompanying documents shall be mailed to the above stated address.


Instructions for Amendment for Domestic Limited Liability Company Only (D):

- D. A Certificate of Organization may be amended for any other proper purpose, including a restatement of the certificate in its entirety, omitting any matter that is obsolete or no longer required. Form DSCB:15-8906 (Certificate of Change of Registered Office) may be used if the only change in the certificate is a change of registered office.

Instructions for Amendment for Domestic Limited Partnership Only (E-G):

- E. This form shall be executed by any general partner and each other entity designated in the form as a new general partner. If this form is executed by an individual or by multiple parties, the execution portion of the form should be modified accordingly.
- F. This form shall be filed upon the occurrence of any of the following events:
- (1) A change in the name of the limited partnership.
 - (2) The admission of a new general partner.
 - (3) The withdrawal of a general partner not reflected by the filing of form DSCB:15-8524/8532 (Certificate of Withdrawal by General Partner-Limited Partnership/From Limited Partnership). This form should be used where the withdrawal is accompanied by another change in the Certificate of Limited Partnership, e.g., the addition of a new general partner.
- G. A Certificate of Limited Partnership may be amended for any other proper purpose, including a restatement of the certificate in its entirety, omitting any matter that is obsolete or no longer required. Form DSCB:15-1507/4144/5507/6144/8506 (Statement of Change of Registered Office) shall be used if the only change in the certificate is a change of registered office.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: _____	Certificate of Cancellation Limited Partnership DSCB:15-8513 (rev. 7/2015)  8513
---	---

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

In compliance with the requirements of 15 Pa.C.S. § 8513 (relating to certificate of cancellation), the undersigned limited partnership, desiring to cancel its Certificate of Limited Partnership, hereby certifies that:

1. The name of the limited partnership is:

2. The date of filing of the original Certificate of Limited Partnership is: _____
Date (MM/DD/YYYY)

3. Check one of the following:
___ The limited partnership has been dissolved.
___ The limited partnership has no limited partners.

4. Check, and if appropriate complete, one of the following:
___ The cancellation shall be effective upon filing this Certificate of Cancellation in the Department of State.
___ The cancellation shall be effective on: _____ at _____.
Date Hour

IN TESTIMONY WHEREOF, the undersigned limited partnership has caused this Certificate of Cancellation to be executed this _____ day of _____, _____.

Name of Limited Partnership

Signature

Title

DSCB:15-8513–Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. This form shall be executed by all general partners or liquidating trustees or, if there is no general partner or liquidating trustee, by a majority in interest of the limited partners, and the execution portion of the form should be modified accordingly.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) Tax clearance certificates from the Department of Revenue and from the Bureau of Employment Security of the Department of Labor and Industry evidencing payment of all taxes and charges payable to the Commonwealth.
 - (2) Any *necessary* governmental approvals.
- D. Tax clearance certificates. A domestic limited partnership may not file a Certificate of Cancellation unless the document is accompanied by tax clearance certificates from the Department of Revenue and the Department of Labor and Industry evidencing the payment by the association of all taxes and charges due the Commonwealth required by law. To obtain these clearance certificates, a Form REV-181 (Application for Tax Clearance Certificate) must be completed and submitted to both the Department of Revenue and the Department of Labor and Industry. The application and instructions may be downloaded from the Department of Revenue website at www.revenue.pa.gov or obtained by calling 717-783-6052.
- E. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Certificate Pursuant to Judicial Order Limited Partnership DSCB:15-8515 (rev. 7/2015)  8515
---	---

Read all instructions prior to completing.

Fee: None

In compliance with the requirements of 15 Pa.C.S. § 8515 (relating to execution by judicial act), the undersigned clerk of the court, desiring to evidence the filing by judicial act of a certificate with respect to a domestic limited partnership, hereby certifies that:

1. The name of the limited partnership is:

2. The (a) address of this limited partnership’s current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:
Complete (a) or (b), not both.

(a) Number and Street	City	State	Zip	County

(b) Name of Commercial Registered Office Provider				County
c/o: _____				

3. The court, term and number or other identification of the proceeding in which a decree requiring the filing of this certificate with respect to the limited partnership was entered is:

4. A certified copy of the decree requiring the filing of this certificate is set forth in full in Exhibit A attached hereto and made a part hereof.

DSCB:15-8515-2

IN TESTIMONY WHEREOF, the undersigned clerk of the court has executed this Certificate Pursuant to Judicial Order this

_____ day of _____, _____.

Name of Court

Signature

Title

DSCB:15-8515-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. No filing fee is required with respect to this form.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. This form and all accompanying documents shall be mailed to the above stated address.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: <hr/>	Certificate of Summary of Record Limited Partnership DSCB:15-8519 (rev. 7/2015)  8519
---	---

Read all instructions prior to completing.

Fee: \$70

In compliance with the requirements of 15 Pa.C.S. § 8519 (relating to filing of certificate of summary of record by limited partnerships formed prior to 1976), the undersigned limited partnership formed under the laws of this Commonwealth, desiring to file a document in the Department under the Pennsylvania Revised Uniform Limited Partnership Act (15 Pa.C.S. § 8501 et. seq.), or to secure from the Department a certified copy of the Certificate of Limited Partnership of the partnership, hereby certifies that:

1. The name of the limited partnership is:

2. The (a) address of this limited partnership's current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:
Complete (a) or (b), not both.

(a) Number and Street	City	State	Zip	County
<hr/>				
(b) Name of Commercial Registered Office Provider				County
c/o: <hr/>				

3. The statute by or under which it was formed:

4. The limited partnership was originally formed on

 under the following name of:
Date (MM/DD/YYYY)

DSCB:15-8519-2

5. The original Certificate of Limited Partnership was recorded on _____ in the following place of: _____
Date (MM/DD/YYYY)

6. *Check, and if appropriate complete, one of the following:*

___ This certificate is being delivered to the Department of State contemporaneously with an amended Certificate of Limited Partnership which restates the certificate in its entirety.

___ The currently effective Certificate of Limited Partnership is filed or recorded as follows and the text of such currently effective certificate is set forth in Exhibit A attached hereto and made a part hereof (except any of such text which appears of record in the Department of State, which text is incorporated herein by reference to the records of the Department pursuant to 19 Pa. Code § 13.6 (relating to incorporation by reference)):

Recorder of Deeds book and page numbers, etc.

7. *Check, and if appropriate, complete one of the following:*

___ The limited partnership has never adopted any name other than its original name and its current name.

___ Each name by which the limited partnership was known, other than its original name and its current name, and the date or dates on which each change of name of the limited partnership became effective, are as follows:

Name	Effective Date of Adoption
_____	_____
_____	_____

IN TESTIMONY WHEREOF, the undersigned limited partnership has caused this Certificate of Summary of Record to be executed this

_____ day of _____, _____.

Name of Limited Partnership

Signature

Title

DSCB:15-8519-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form, if applicable (see instruction C, below), is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. When this form accompanies another filing, e.g., certificate of amendment, it will be deemed for filing fee and docketing statement purposes to be incorporated by reference into the filing to which it relates, and no separate filing fee shall be submitted.
- D. Set forth in Paragraph 5 the place or places, including volume and page numbers of their equivalent where the original Certificate of Limited Partnership was filed or recorded.
- E. The first alternate of Paragraph 6 is applicable to a non-surviving party to a plan of merger which restates the Certificate of Limited Partnership of the surviving partnership.
- F. Set forth in the second alternate of Paragraph 6 the place or places, including volume and page numbers or their equivalent, where the documents are filed or recorded, and the date or dates of each such filing or recording. Text which appears of record in the Department of State, may be incorporated by reference in this form to the records of the Department. This instruction is an exception to the general rule against incorporation by reference contemplated by 19 Pa. Code § 13.6 (relating to incorporation by reference).
- G. Include a clear and legible copy of the original Certificate of Limited Partnership and all amendments, or restate the certificate in its entirety.
- H. A limited partnership is required to file this form only once.
- I. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: _____	Certificate of Withdrawal by Partner DSCB:15-8524/8532 (rev. 7/2015)  8524
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

Check one: From Limited Partnership (§ 8524) By General Partner-Limited Partnership (§ 8532)

In compliance with the requirements of 15 Pa.C.S. § 8524 (relating to person erroneously believing himself a limited partner) or any other applicable provision of Chapter 85 (relating to limited partnerships), the undersigned person who erroneously believed itself to be a limited partner, or the undersigned limited partner named in a Certificate of Limited Partnership, or 15 Pa.C.S. § 8532(b) (relating to certificate of withdrawal), the undersigned general partner of a limited partnership, desiring to evidence withdrawal from a limited partnership, or to withdraw as a limited partner from a limited partnership or as a general partner from a limited partnership, hereby certifies that:

1. The name of the limited partnership is: <hr/>
2. The date of filing of the original Certificate of Limited Partnership is: _____ (MM/DD/YYYY)
3. <i>Check one of the following:</i> ___ <i>For Withdrawal from Limited Partnership Only:</i> The name of the person withdrawing is: <hr/> ___ <i>For Withdrawal by General Partner-Limited Partnership Only:</i> The name of the person withdrawing as a general partner is: <hr/>

IN TESTIMONY WHEREOF, the undersigned person has caused this Certificate of Withdrawal to be executed this _____ day of _____, _____. <div style="text-align: center;"> _____ Name of Person </div> <div style="display: flex; justify-content: space-between;"> <div style="text-align: center;"> _____ Signature </div> <div style="text-align: center;"> _____ Title </div> </div>
--

DSCB:15-8524/8532-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. *This form shall be executed for the following purposes:*


1. By each entity designated in the form as withdrawing from the partnership or withdrawing as a general partner from the partnership.
2. A limited partner named in the Certificate of Limited Partnership withdraws from the limited partnership without amendment of the Certificate of Limited Partnership.
3. Withdrawal as a limited partner without amendment of the Certificate of Limited Partnership or by a person who erroneously believes himself to be a limited partner.
4. Withdrawal by a general partner without amendment of the Certificate of Limited Partnership.

If this form is executed by an individual or by multiple parties, the execution portion of the form should be modified accordingly.

- C. Under 15 Pa.C.S. § 8524(a) the person withdrawing shall send a copy of the filed certificate of withdrawal to the limited partnership.
- D. This form and all accompanying documents shall be mailed to the above stated address.

NOTICES

PENNSYLVANIA DEPARTMENT OF STATE BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	<p>Statement of Election - Partnership Election/Amendment/Termination DSCB:15-8701A/8701B/8701C (rev. 7/2015)</p>  <p>8701</p>
---	--

Read all instructions prior to completing.

Fee: \$125 – Election
\$70 – Amendment/Termination

Check one: Statement of Election (§ 8701A)
 Statement of Amendment (§ 8701B)
 Statement of Termination of Election (§ 8701C)

In compliance with the requirements of the applicable provisions (relating to scope and definition), the undersigned partnership, desiring to elect or which has elected to be governed by 15 Pa.C.S. Ch. 87 (relating to electing partnerships), and desiring to form/amend/terminate its statement of election, hereby states that:

1. The name of the partnership is:

2. The location of its principal place of business is:

Number and street City State Zip County

3. The name of each general partner of the partnership as of the date of this statement is:

DSCB:15-8701A/8701B/8701C-2

4. *Check Boxes for Electing Partnership Only:*

The partnership elects to be governed by 15C.S. Ch.87 (relating to electing partnerships).

The election has been authorized by at least a majority in interest of the partners.

5. *Check Box for Statement of Amendment Only:*

The election to be governed by 15 Pa.C.S. Ch. 87 (relating to electing partnerships) is amended to reflect the information set forth in this statement in lieu of the information previously of record.

6. *Check Boxes for Statement of Termination Only:*

The election to be governed by 15 Pa.C.S. Ch. 87 (relating to electing partnerships) is hereby terminated.

The termination has been authorized by at least a majority in interest of the partners.

IN TESTIMONY WHEREOF, the undersigned partnership has caused this Statement of Election/Amendment/Termination of Election to be executed this

_____ day of _____, _____.

Name of Partnership

Signature

Title

DSCB:15-8701A/8701B/8701C –Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for the Statement of Election is \$125. The nonrefundable filing fee for the Statement of Amendment or the Statement of Termination of Election is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: <hr/>	Certificate of Organization Domestic Limited Liability Company DSCB:15-8913 (rev. 7/2015)  8913
---	---

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$125

In compliance with the requirements of 15 Pa.C.S. § 8913 (relating to certificate of organization), the undersigned desiring to organize a limited liability company, hereby certifies that:

1. The name of the limited liability company (<i>designator is required, i.e., "company", "limited" or "limited liability company" or abbreviation</i>): <hr/>

2. The (a) address of the limited liability company's initial registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is: <i>(Complete (a) or (b) – not both)</i> <table style="width: 100%; margin-top: 5px;"> <tr> <td style="width: 30%;">(a) Number and Street</td> <td style="width: 15%;">City</td> <td style="width: 15%;">State</td> <td style="width: 15%;">Zip</td> <td style="width: 25%;">County</td> </tr> </table> <hr/> <table style="width: 100%; margin-top: 5px;"> <tr> <td style="width: 70%;">(b) Name of Commercial Registered Office Provider</td> <td style="width: 30%;">County</td> </tr> </table> c/o: <hr/>	(a) Number and Street	City	State	Zip	County	(b) Name of Commercial Registered Office Provider	County
(a) Number and Street	City	State	Zip	County			
(b) Name of Commercial Registered Office Provider	County						

3. The name and address, including street and number, if any, of each organizer is (<i>all organizers must sign on page 2</i>): <table style="width: 100%; margin-top: 5px;"> <tr> <td style="width: 50%;">Name</td> <td style="width: 50%;">Address</td> </tr> </table> <hr/> <hr/> <hr/>	Name	Address
Name	Address	

DSCB:15-8913-2

4. *Strike out if inapplicable term*
 A member's interest in the company is to be evidenced by a certificate of membership interest.

5. *Strike out if inapplicable:*
 Management of the company is vested in a manager or managers.

6. The specified effective date, if any is: _____.
 (MM/DD/YYYY and hour, if any)

7. *Strike out if inapplicable:* The company is a restricted professional company organized to render the following restricted professional service(s):

8. For additional provisions of the certificate, if any, attach an 8½ x 11 sheet.

IN TESTIMONY WHEREOF, the organizer(s) has (have) signed this Certificate of Organization this
 _____ day of _____, _____.

 Signature

 Signature

 Signature

DSCB:15-8913–Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$125 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) One copy of a completed form DSCB:15-134A (Docketing Statement).
 - (2) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
 - (3) Any necessary governmental approvals.
- D. This form and all accompanying documents shall be mailed to the address stated above.

DSCB:15-8975–Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

The nonrefundable filing fee for this form is \$70. Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

This form and all accompanying documents shall be mailed to the address stated above.

Who should file this form?

When all debts, liabilities and obligations of a limited liability company have been paid and discharged or adequate provision has been made therefor and all of the remaining property and assets of the company have been distributed to the members, a domestic limited liability company shall execute a certificate of dissolution and deliver it to the Department of State for filing.

A Certificate of Dissolution will serve to remove the limited liability company from the rolls of active associations in the records of the Department. Upon the filing of a certificate of dissolution, the existence of the limited liability company shall cease, except for the purpose of legal actions, other proceedings and appropriate action as provided in this chapter.

Applicable Law

For dissolution of limited liability companies, in general, 15 Pa.C.S. §§ 8971-8977. Statutes are available on the Pennsylvania General Assembly website, www.legis.state.pa.us, by following the link for Statutes.

Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) Tax clearance certificates from the Department of Revenue and the Department of Labor and Industry evidencing payment of all taxes and charges payable to the Commonwealth as described in the following paragraph.
- (2) Any *necessary* governmental approvals.

Tax clearance certificates:

A domestic limited liability company may not file a Certificate of Dissolution unless the document is accompanied by tax clearance certificates from the Department of Revenue and the Department of Labor and Industry evidencing the payment by the association of all taxes and charges due the Commonwealth required by law. To obtain these clearance certificates, a Form REV-181 (Application for Tax Clearance

Certificate) must be completed and submitted to both the Department of Revenue and the Department of Labor and Industry. The application and instructions may be downloaded from the Department of Revenue website at www.revenue.pa.gov or obtained by calling 717-783-6052.

Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.


1. Give the exact name of the limited liability company as on file with the Department of State. **This field is required.**
2. Check only one of the boxes, based on the status or situation of the dissolving company. **This field is required.**
3. Mandatory statement. **This field is required.**
4. Check only one of the boxes, based on the status or situation of the dissolving company. **This field is required.**

Signature and Verification

An authorized representative of the limited liability company must sign the Certificate of Dissolution. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects.

This field is required.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Unincorporated Nonprofit Association Agent for Service of Process Appointment/Amendment/Cancellation DSCB:15-9120 (rev. 7/2015)  9120
---	--

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

Check one: Statement appointing agent Amendment of statement Cancellation of statement

In compliance with the requirements of 15 Pa.C.S. § 9120 (relating to appointment of agent to receive service of process), the undersigned unincorporated nonprofit association and/or agent hereby states that:

Complete boxes 1-3 for appointment, amendment and cancellation filings

1. The name of the unincorporated nonprofit association is: <hr/>
--

2. The address, if any, in this Commonwealth of the above-named association is: <hr/> Number and Street City State Zip County
--

3. The name and address in this Commonwealth of the person authorized to receive service of process for the above-named association is: <hr/> Name <hr/> Number and Street City State Zip County
--

DSCB:15-9120-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Agents resigning must use Resignation of Agent form (DSCB:15-9120D).
- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. Appointment, amendment and cancellation of agent for service of process must be signed by both (i) a person authorized to manage the affairs of the nonprofit association; and (ii) the person appointed as the agent.
- D. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Unincorporated Nonprofit Association Resignation of Agent for Service of Process DSCB:15-9120D (rev. 7/2015)  9120D
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$40

In compliance with the requirements of 15 Pa.C.S. § 9120(d) (relating to resignation of agent to receive service of process), the undersigned agent hereby states that:

1. The name of the unincorporated nonprofit association is:

2. The last known address, if any, in this Commonwealth of the above-named association is:

Number and Street City State Zip County

3. The name and address in this Commonwealth of the resigning agent (the person currently authorized to receive service of process for the above-named association) is:

Name

Number and Street City State Zip County

4. I resign as the person authorized to receive service of process for the above-named association.

IN TESTIMONY WHEREOF, the undersigned Agent has caused this Resignation of Agent for Service of Process to be executed this _____ day of _____, _____.

 Name of Agent

 Signature

 Title

DSCB:15-9120D-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$40 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. Resignation of an agent for service of process must be signed by the person resigning as the agent. In addition to filing this form with the Department, the resigning agent must also give notice of the resignation to the nonprofit association.
- D. This form and all accompanying documents shall be mailed to the address stated above.

DSCB:19-17.2-Instructions

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Harrisburg, PA 17105-8722
(717) 787-1057
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General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction. There is no fee for this document.

Who should complete this form?

A domestic filing entity, a domestic limited liability partnership, an electing partnership, a registered foreign association or an association registered at any time under 54 Pa.C.S. Ch. 5 (relating to corporate and other association names) may consent to the use of its name by another association as long as the consenting association has stated that it is about to change its name, is about to cease to do business, is being wound up or is a foreign association about to withdraw from doing business in this Commonwealth, and the statement and a consent to the adoption of the name are delivered to the Department of State for filing.

This form will be deemed to be incorporated by reference into the filing to which it relates, e.g., articles of incorporation, articles of amendment effecting a change of name, articles of merger effecting a change of name, articles of division, application for a certificate of authority, application for an amended certificate of authority, certificate of limited partnership, amended certificate of limited partnership effecting a change of name, documents merging a partnership or other association effecting a change of name, instrument with respect to a business trust, amended instrument with respect to a business trust effecting a change of name, etc. Therefore an executed copy (which may be a photocopy) of this form should be attached to each copy of the filing to which it relates which is submitted to the Department and no separate docketing statement should be submitted with respect to this form.

Applicable Law

For names, in general, see 15 Pa.C.S. § 414 and §§ 201-209. Statutes are available on the Pennsylvania General Assembly

website, www.legis.state.pa.us, by following the link for Statutes.

Instructions for Completion of Form:

1. Give the exact name of the consenting association. The name on this line must match exactly the association name as shown in Department's records at the time the Consent for Appropriation is submitted for filing. **This field is required.**

2. The address provided must be of the consenting association's registered office (a) or Commercial Registered Office Provider (b) as on file with the Department of State.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address. **This field is required.**

3. Give the date on which the consenting association was originally incorporated or formed. Provide month, day and year. **This field is required.**


4. Give the exact name(s) of the association(s) that will use the name. **This field is required.**

5. Check and complete one of the boxes, based on the status or situation of the consenting association. **This field is required.**

Signature and Verification

An authorized representative of the consenting association must sign the Consent to Appropriation of Name. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: <hr/>	Registration of Fictitious Name DSCB:54-311 (rev. 7/2015)  13112
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

In compliance with the requirements of 54 Pa.C.S. § 311 (relating to registration), the undersigned entity(ies) desiring to register a fictitious name under 54 Pa.C.S. Ch. 3 (relating to fictitious names), hereby state(s) that:

1. The fictitious name is:

2. A brief statement of the character or nature of the business or other activity to be carried on under or through the fictitious name is:

3. The address, including number and street, if any, of the principal place of business (P.O. Box alone is **not** acceptable):

Number and street	City	State	Zip	County
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4. The name and address, including number and street, if any, of each individual interested in the business is:

Name	Number and Street	City	State	Zip
<hr style="border: 1px solid black;"/>				
<hr style="border: 1px solid black;"/>				
<hr style="border: 1px solid black;"/>				
<hr style="border: 1px solid black;"/>				

DSCB:54-311-2

5. Each entity, other than an individual, interested in such business is (are):

Name	Form of Organization	Organizing Jurisdiction
Principal Office Address		
PA Registered Office, if any		
Name	Form of Organization	Organizing Jurisdiction
Principal Office Address		
PA Registered Office, if any		

6. The applicant is familiar with the provisions of 54 Pa.C.S. § 332 (relating to effect of registration) and understands that filing under the Fictitious Names Act does not create any exclusive or other right in the fictitious name.

7. (Optional): The name(s) of the agent(s), if any, any one of whom is authorized to execute amendments to, withdrawals from or cancellation of this registration in behalf of all then existing parties to the registration, is (are):

IN TESTIMONY WHEREOF, the undersigned have caused this Application for Registration of Fictitious Name to be executed this

_____ day of _____, _____.

Individual Signature	Individual Signature
Individual Signature	Individual Signature
Entity Name	Entity Name
Signature	Signature
Title	Title

DSCB:54-311-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
 - (2) Any necessary governmental approvals.
- D. For general instructions relating to fictitious name registration see 19 Pa. Code Subch. 17C (relating to fictitious names). These instructions relate to such matters as voluntary and mandatory registration, general restrictions on name availability, use of corporate designators, agent for effecting amendments, etc., execution, official advertising when an individual is a party to the registration, and effect of registration and non-registration.
- E. The name of a commercial registered office provider may not be used in Paragraph 3 in lieu of an address.
- F. Insert in Paragraph 5 for each entity which is not an individual the following information: (i) the name of the entity and a statement of its form of organization, e.g., corporation, general partnership, limited partnership, business trust, (ii) the name of the jurisdiction under the laws of which it is organized, (iii) the address, including street and number, if any, of its principal office under the laws of its domiciliary jurisdiction and (iv) the address, including street and number, if any, of its registered office, if any, in this Commonwealth. If any of the entities has an association which has designated the name of a commercial registered office provider in lieu of a registered office address as permitted by 15 Pa.C.S. § 109, the name of the provider and the venue county should be inserted in the last column.
- G. Every individual whose name appears in Paragraph 4 of the form **must sign** the form exactly as the name is set forth in Paragraph 4. The name of every other entity listed in Paragraph 5 shall be signed on its behalf by an officer, trustee or other authorized person. See 19 Pa. Code § 13.8(b) (relating to execution), which permits execution pursuant to power of attorney. A copy of the underlying power of attorney or other authorization should not be submitted to, and will not be received by or filed in, the Department.
- H. An entity (which includes an individual) that registers a fictitious name is required by 54 Pa.C.S. § 311(g) to advertise its intention to file or the filing of an application for registration of fictitious name. Proofs of publication of such advertising should not be submitted to the Department, and will not be received by or filed in the Department, but should be kept with the permanent records of the business.
- I. This form and all accompanying documents shall be mailed to the address stated above.

DSCB:54-312/313-2

5. *Check one or more of the following, as appropriate:*

The fictitious name has been changed to:

The principal place of business set forth in paragraph 2 has been changed to (PO Box alone not acceptable):

Number and street	City	State	Zip	County
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The following party(ies) has (have) been added to the registration and their signature(s) appear(s) at the end of this application.

Name	Number and street	City	State	Zip
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The following party(ies) has (have) withdrawn from the business and their signature(s) appear(s) at the end of this application.

Name	Number and street	City	State	Zip
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The fictitious name registration is cancelled.

6. *Check box for Application for Amendment Only:*

This amendment, without reference to any other filing sets forth all information with respect to the fictitious name which would be required in an original filing under the Fictitious Names Act.

7. *Optional-See Instruction F:* This application has been executed by an agent heretofore designated for that purpose in a prior filing in this registration.

DSCB:54-312/313-Instructions

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- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) If the amendment effects a change of name, any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
 - (2) Any necessary governmental approvals.
- D. For general instructions relating to fictitious name registration see 19 Pa. Code Subch. 17C (relating to Fictitious names). These instructions relate to such matters as voluntary and mandatory registration, general restrictions on name availability, use of corporate designators, agent for effecting amendments, etc., execution, official advertising when an individual is a party to the registration, and effect of registration and non-registration.
- E. The name of a commercial registered office provider may not be used in Paragraph 2 or 4B in lieu of an address.
- F. An amendment or cancellation shall be signed by all parties to the registration immediately preceding the filing unless an agent is authorized in the original registration and the agent signs the application. If the amendment adds a new party, the party added by the amendment must sign the form. In the case of withdrawal, the form need only be signed by the withdrawing party.
- G. If the filing involves a deceased party, the form should be signed by an executor or other fiduciary. It is not necessary to submit a short certificate showing appointment as fiduciary, etc. See 15 Pa.C.S. § 135(b).
- H. There is no requirement that the parties involved in an amended, canceled or withdrawal application advertise their intention to file or the filing of such application.
- I. No certificate will be issued by the Department in response to this filing.
- J. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	Registration of Unincorporated Association Name DSCB:54-502 (rev. 7/2015)  502
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$70

In compliance with the requirements of 54 Pa.C.S. § 502 (b) (relating to certain additions to register) the undersigned unincorporated association, desiring to register with the Department of State the name under which it is doing business or operating, hereby states that:

1. The name to be registered is:

2. The address of the association is:

 Number and street City State Zip County

3. The length of time, if any, during which the name has been used by the applicant is: _____

IN TESTIMONY WHEREOF, the undersigned association has caused this Application for Registration of Unincorporated Association Name to be signed by a duly authorized officer this _____ day of _____, _____.

Name of Association

Signature

Title

DSCB:54-502-Instructions

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Bureau of Corporations and Charitable Organizations
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Harrisburg, PA 17105-8722
(717) 787-1057
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- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) Any necessary copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
 - (2) Any necessary governmental approvals.
- D. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: _____	Decennial Report of Association Continued Existence DSCB:54-503 (rev. 7/2015)  503
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Read all instructions prior to completing.

Fee: \$70

In compliance with the requirements of 54 Pa.C.S. § 503 (relating to decennial filings required) the undersigned association hereby states that:

1. The name of the association to which this report relates is:

2. The address of this association's current registered office in the Commonwealth or name of its commercial registered office provider and the county of venue is:

Number and Street/Commercial Registered Office Provider City State Zip County

3. Complete part A **or** B if applicable:

A. The address to which the registered office of the association in this Commonwealth is to be changed to:

Number and Street City State Zip County

B. The registered office of the association shall be provided by:

Name of Commercial Registered Office Provider County

4. The association has not made any filing in the Department from January 1, 2002 through December 31, 2011, in accordance with 54 Pa.C.S. § 503(b).

5. The Association continues to exist.

IN TESTIMONY WHEREOF, the undersigned association has caused this Decennial Report of Association Continued Existence to be signed by a duly authorized officer this _____ day of _____, 20_____.

Name of Association

Signature

Title

DSCB:54-503-Instructions

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Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Enter the entity name as identified in the records of the Department of State in Item 1. If the name has been changed, an Amendment form must be filed separately to effect this change on the Department's records.
- C. Enter the registered office as identified in the records of the Department of State in Item 2. If the address has been changed, the current registered office or Commercial Registered Office Provider and County of Venue should be identified in Item 3. Under 15 Pa.C.S. § 135(c) (relating to addresses), an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- D. In accordance with 54 Pa.C.S. § 503(b), no filing of this form is required if the association has made any filing in the Department from January 1, 2002 through December 31, 2011, other than a decennial report, application for registration of fictitious name, consent to appropriation of name, name searches or name reservations. Additionally, no filing of this form is required if the association has had officer information forwarded to the department by the Department of Revenue from January 1, 2002 through December 31, 2011, under 15 Pa.C.S. § 1110 (relating to annual report information).
- E. This form and all accompanying documents shall be mailed to the address shown above.

DSCB:54-506-Instructions

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Harrisburg, PA 17105-8722
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Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The applicable statute to be inserted in Paragraph 3 should be determined by reference to the basis of registration set forth in 54 Pa.C.S. § 501(a) (relating to register established).
- D. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: <hr/>	Registration of Trademark or Service Mark DSCB:54-1112 (rev. 7/2015)  1112
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Read all instructions prior to completing.

Fee: \$50

In compliance with the requirements of the 54 Pa.C.S. § 1112 (relating to application for registration), the undersigned, having adopted and used a trademark or service mark in this Commonwealth and desiring to register such mark, hereby states that:

1. The name of the applicant is *(see instruction A)*:

2. The residence, location or place of business of the applicant is *(see instruction B)*:

Number and street City State Zip County

3. The name and description of the mark is *(a facsimile of the mark to be registered accompanies this application as Exhibit A and is incorporated herein by reference)*:

4. General class in which such goods or services fall is *(use only one of the classifications as set forth in the general classes of goods and services established by the United States Patent and Trademark Office and set forth in instruction G)*:

DSCB:54-1112-2

5. The goods or services on or in connection with which the mark is used and the mode or manner in which the mark is used on or in connection with such goods or services are:

6. The date when the mark was first used anywhere is:

7. The date when the mark was first used in this Commonwealth by the applicant or the predecessor in interest is:

8. The date, if any, an application to register the mark, or portions or a composite thereof, was filed by the applicant or a predecessor in interest in the United States Patent and Trademark Office. Also provide filing date and serial number of each application, the status thereof and, if any application was finally refused registration, or has otherwise not resulted in a registration, the reasons therefore. *(Please attach 8½ x 11 sheet(s) if more space is needed.)*

9. Applicant is the owner of the mark, the mark is in use and, to the applicant's knowledge, no other person has registered, either federally or in this Commonwealth or has the right to use such mark, either in the identical form thereof or in such near resemblance thereto as to be likely, when applied to the goods or services of such other person, to cause confusion or to cause mistake, or to deceive.

IN TESTIMONY WHEREOF, the undersigned person has caused this Application for Registration of Mark to be executed this _____ day of _____, _____.

Name of Applicant

Signature

Title

DSCB:54-1112-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

Instructions for Completion of Form:

- A. Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.
- B. If the applicant is a corporation, limited liability company or business trust, set forth the association name in Paragraph 1 and also give jurisdiction of incorporation. If a general or limited partnership, set forth the partnership name in Paragraph 1 and also give the jurisdiction in which the partnership is organized and the names of the general partners.
- C. The name of a commercial registered office provider may not be used in Paragraph 2 in lieu of an address.
- D. An application for registration of a mark is limited to a single general class of goods or services, but a mark may be made the subject of multiple registrations in two or more general classes. (See general classes of goods and services established by the United States Patent and Trademark Office in accordance with the International Classification System, as listed in H below).
- E. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$50 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.
- F. This registration is effective for a term of five years from the date of registration. Application to renew for a similar term must be made on form DSCB:54-1114 (Application for Renewal of Registration of Mark) within six months prior to the expiration of such term.
- G. This form and all accompanying documents shall be mailed to the address listed above.
- H. Schedule of classes of goods and services

GOODS

CLASS 1 – Chemicals

Chemicals used in industry, science and photography, as well as in agriculture, horticulture and forestry; unprocessed artificial resins, unprocessed plastics; manures; fire extinguishing compositions; tempering and soldering preparations; chemical substances for preserving foodstuffs; tanning substances; adhesives used in industry.

CLASS 2 – Paints

Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; colorants; mordants; raw natural resins; metals in foil and powder form for painters, decorators, printers and artists.

CLASS 3 – Cosmetics and cleaning preparations

Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices.

CLASS 4 – Lubricants and fuels

Industrial oils and greases; lubricants; dust absorbing, wetting and binding compositions; fuels (including motor spirit) and illuminants; candles and wicks for lighting.

CLASS 5 – Pharmaceuticals

Pharmaceutical and veterinary preparations; sanitary preparations for medical purposes; dietetic food and substances adapted for medical or veterinary use, food for babies; dietary supplements for humans and animals; plasters, materials for dressings; material for stopping teeth, dental wax; disinfectants; preparations for destroying vermin; fungicides, herbicides.

CLASS 6 – Metal goods

Common metals and their alloys; metal building materials; transportable buildings of metal; materials of metal for railway tracks; non-electric cables and wires of common metal; ironmongery, small items of metal hardware; pipes and tubes of metal; safes; goods of common metal not included in other classes; ores.

CLASS 7 – Machinery


Machines and machine tools; motors and engines (except for land vehicles); machine coupling and transmission components (except for land vehicles); agricultural implements other than hand-operated; incubators for eggs; automatic vending machines.

CLASS 8 – Hand tools

Hand tools and implements (hand-operated); cutlery; side arms; razors.

- CLASS 9 – Electrical and scientific apparatus**
Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; compact discs, DVDs and other digital recording media; mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment, computers; computer software; fire-extinguishing apparatus.
- CLASS 10 – Medical apparatus**
Surgical, medical, dental and veterinary apparatus and instruments, artificial limbs, eyes and teeth; orthopedic articles; suture materials.
- CLASS 11 – Environmental control apparatus**
Apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes.
- CLASS 12 – Vehicles**
Vehicles; apparatus for locomotion by land, air or water.
- CLASS 13 – Firearms**
Firearms; ammunition and projectiles; explosives; fireworks.
- CLASS 14 – Jewelry**
Precious metals and their alloys and goods in precious metals or coated therewith, not included in other classes; jewellery, precious stones; horological and chronometric instruments.
- CLASS 15 – Musical Instruments**
- CLASS 16 – Paper goods and printed matter**
Paper, cardboard and goods made from these materials, not included in other classes; printed matter; bookbinding material; photographs; stationery; adhesives for stationery or household purposes; artists' materials; paint brushes; typewriters and office requisites (except furniture); instructional and teaching material (except apparatus); plastic materials for packaging (not included in other classes); printers' type; printing blocks.
- CLASS 17 – Rubber goods**
Rubber, gutta-percha, gum, asbestos, mica and goods made from these materials and not included in other classes; plastics in extruded form for use in manufacture; packing, stopping and insulating materials; flexible pipes, not of metal.
- CLASS 18 – Leather goods**
Leather and imitations of leather, and goods made of these materials and not included in other classes; animal skins, hides; trunks and travelling bags; umbrellas, parasols and walking sticks; whips, harness and saddlery.
- CLASS 19 – Nonmetallic building materials**
Building materials (non-metallic); non-metallic rigid pipes for building; asphalt, pitch and bitumen; non-metallic transportable buildings; monuments, not of metal.
- CLASS 20 – Furniture and articles not otherwise classified**
Furniture, mirrors, picture frames; goods (not included in other classes) of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum and substitutes for all these materials, or of plastics.
- CLASS 21 – Housewares and glass**
Household or kitchen utensils and containers; combs and sponges; brushes (except paint brushes); brush-making materials; articles for cleaning purposes; steelwool; unworked or semi-worked glass (except glass used in building); glassware, porcelain and earthenware not included in other classes.
- CLASS 22 – Cordage and fibers**
Ropes, string, nets, tents, awnings, tarpaulins, sails, sacks and bags (not included in other classes); padding and stuffing materials (except of rubber or plastics); raw fibrous textile materials.
- CLASS 23 – Yarns and threads**
Yarns and threads, for textile use.
- CLASS 24 – Fabrics**
Textiles and textile goods, not included in other classes; bed cover; table covers.
- CLASS 25 – Clothing**
Clothing, footwear, headgear.
- CLASS 26 – Fancy goods**
Lace and embroidery, ribbons and braid; buttons, hooks and eyes, pins and needles; artificial flowers.
- CLASS 27 – Floor coverings**
Carpets, rugs, mats and matting, linoleum and other materials for covering existing floors; wall hangings (non-textile).
- CLASS 28 – Toys and sporting goods**
Games and playthings; gymnastic and sporting articles not included in other classes; decorations for Christmas trees.
- CLASS 29 – Meats and processed foods**
Meat, fish, poultry and game; meat extracts; preserved, frozen, dried and cooked fruits and vegetables; jellies, jams, compotes; eggs, milk and milk products; edible oils and fats.
- CLASS 30 – Staple foods**
Coffee, tea, cocoa and artificial coffee; rice; tapioca and sago; flour and preparations made from cereals; bread, pastry and confectionery; edible ices; sugar, honey, treacle; yeast, baking-powder; salt; mustard; vinegar, sauces (condiments); spices; ice.
- CLASS 31 – Natural agricultural products**
Grains and agricultural, horticultural and forestry products not included in other classes; live animals; fresh fruits and vegetables; seeds; natural plants and flowers; foodstuffs for animals; malt.
- CLASS 32 – Light beverages**
Beers; mineral and aerated waters and other non-alcoholic beverages; fruit beverages and fruit juices; syrups and other preparations for making beverages.
- CLASS 33 – Wine and spirits**
Alcoholic beverages (except beers).
- CLASS 34 – Smokers' articles**
Tobacco; smokers' articles; matches.
- SERVICES**
- CLASS 35 – Advertising and business**
Advertising; business management; business administration; office functions.
- CLASS 36 – Insurance and financial**
Insurance; financial affairs; monetary affairs; real estate affairs.
- CLASS 37 – Building construction and repair**
Building construction; repair; installation services.
- CLASS 38 – Telecommunications**
- CLASS 39 – Transportation and storage**
Transport; packaging and storage of goods; travel arrangement.
- CLASS 40 – Treatment of materials**
- CLASS 41 – Education and entertainment**
Education; providing of training; entertainment; sporting and cultural activities.
- CLASS 42 – Computer and scientific**
Scientific and technological services and research and design relating thereto; industrial analysis and research services; design and development of computer hardware and software.
- CLASS 43 – Hotels and restaurants**
Services for providing food and drink; temporary accommodation.
- CLASS 44 – Medical, beauty and agricultural**
Medical services; veterinary services; hygienic and beauty care for human beings or animals; agriculture, horticulture and forestry services.
- CLASS 45 – Personal**
Legal services; security services for the protection of property and individuals; personal and social services rendered by others to meet the needs of individuals.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City State Zip Code <input type="checkbox"/> Return document by email to: _____	Trademark/Service Mark Renewal or Assignment DSCB:54-1114/1115 (rev. 7/2015)  11145
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Read all instructions prior to completing.

Fee: \$50 - Renewal
 \$50 - Assignment

Check one: Renewal of Registration of Mark (§ 1114) Assignment of Registration of Mark (§ 1115)

In compliance with the requirements of the applicable provisions (relating to duration and renewal or relating to assignment), the undersigned, having heretofore duly registered a trademark or service mark in this Commonwealth and desiring to renew/assign such registration, hereby states that:

1. *Check one pertaining to registration:*

____ **Renewal: The name and description of the mark is** (a specimen of the mark the registration of which is to be renewed showing actual use of the mark on or in conjunction with the goods or services accompanies this application as Exhibit A and is incorporated herein by reference):

____ **Assignment: The name and description of the mark is** (a facsimile of the mark the registration of which is to be assigned accompanies this assignment as Exhibit A and is incorporated herein by reference):

2. The residence, location or place of business of the applicant/assignor is:

Number and street
City
State
Zip
County

DSCB:54-1114/1115 – 2

3. *Check one pertaining to registration:*

___ **Renewal:** The name of the applicant is (see instruction D):

___ **Assignment:** The name of the assignor and present owner of record of the mark is (if a corporation, also give jurisdiction of incorporation):

4. The general class in which the existing registration/registration to be assigned applies is:

5. (a) The date when the mark was first registered is: _____

(b) The date of last renewal of the registration is: _____

RENEWAL: Complete Paragraphs 6, 7 & 8

6. (*Strike out if inapplicable*): The present applicant is entitled to make the present application by virtue of an assignment to the applicant recorded with the Department of State on _____ showing an assignment from: _____ Date

Name of Assignor

7. The date, if any, an application to register the mark, or portions or a composite thereof, was filed by the applicant or a predecessor in interest in the United States Patent and Trademark Office. Also provide filing date and serial number of each application, the status thereof and, if any application was finally refused registration, or has otherwise not resulted in a registration, the reasons, therefore. (Please attach 8½ x 11 sheet(s) if more space is needed).

8. ___ The mark to be renewed is still in use in this Commonwealth.

DSCB: 54-1114/1115-3

ASSIGNMENT: Complete Paragraphs 9, 10, 11 & 12

9. ___ The mark is being assigned with the goodwill of the business connected with its use or with that part of the goodwill of the business connected with the use of and symbolized by the mark.

10. The mark is hereby assigned to and the name of the assignee of the mark is (if a corporation, also give jurisdiction of incorporation):

11. The residence, location or place of business of the assignee is:

Number and street City State Zip County

12. (*Strike out if inapplicable*): The present assignor is entitled to make the present assignment by virtue of a previous assignment to the present assignor recorded with the Department of State on _____ Date

Name of Previous Assignor

IN TESTIMONY WHEREOF, the undersigned person has caused this Application for Renewal of Registration of Mark/Assignment of Registration of Mark to be executed this _____ day of _____, _____.

Name of Applicant/Assignor

Signature

Title

DSCB:54-1114/1115-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

General Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for Renewal of Registration of Mark is \$50 and Assignment of Registration of Mark is \$50, made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. This form and all accompanying documents shall be mailed to the above stated address.

Instructions for Renewal Only:

- D. If a corporation, set forth the name in Paragraph 1 and also give jurisdiction of incorporation. If a partnership, set forth the name in Paragraph 1 and also give the jurisdiction in which the partnership is organized and the names of the general partners.
- E. The name of a commercial registered office provider may not be used in Paragraph 2 in lieu of an address.
- F. If the chain of title to the registration includes more than one assignment, Paragraph 6 should be modified accordingly. Only assignments during the immediately preceding term shall be set forth.
- G. This renewal is effective for a term of 5 (five) years from the expiration date. Application to renew for a similar term must be made on this form within 6 (six) months prior to the expiration date.

Instructions for Assignment Only:

- H. The name of a commercial registered office provider may not be used in Paragraph 2 and 11 in lieu of an address.
- I. If the chain of title to the registration includes more than one assignment, Paragraph 12 should be modified accordingly. Only assignments during the current term shall be set forth.
- J. If the instrument evidencing the assignment and signed by the assignor is in a different format than this form, the assignee may execute and attach this form as a cover sheet to a copy of the definitive assignment instrument.

DSCB:54-1311/1312- 2

5. The principles and activities of the applicant organization are not repugnant to the Constitution and laws of the United States or of this Commonwealth.

6. Applicant is the owner of the name or design constituting the insignia and no other person has the right to use such insignia in this Commonwealth, either in the identical form thereof or in a form which is similar to, imitating or so nearly resembling as to be calculated to deceive.

Application for Amendment: complete paragraphs 7 and 8

7. *Check one of the following:*
___ The foregoing statements revise any information set forth in the preceding filing which has become inaccurate and restate in full such information as so revised.
___ The amendment adopted to revise any information set forth in the preceding filing which has become inaccurate and to restate in full such information as so revised is as follows:

8. ___ The amendment adopted to revise any information set forth in the preceding filing which as become inaccurate and to restate in full such information as so revised is set forth in full in Exhibit B attached hereto and made a part hereof.

IN TESTIMONY WHEREOF, the undersigned organization has caused this Application to be executed this _____ day of _____, _____.

Name of Applicant Organization

Signature

Title

DSCB:54-1311/1312-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**


Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. An application may be filed by an organization described in and complying with 54 Pa.C.S. § 1301 (relating to definitions).
- C. The name of a commercial registered office provider may not be used in Paragraph 2 in lieu of an address.
- D. A name, badge, motto, button, decoration, charm, emblem, rosette, label or other insignia may be registered on this form. The term "label" means a label, symbol, mark or private stamp, including a label adopted by labor unions for the purpose of designating the product of their particular labor or workmanship.
- E. This registration is effective through December 31, 2021 and will continue in effect for additional terms of ten years each if form DSCB:54-1314/1515 (Decennial Report-Insignia/Mark Used with Articles or Supplies) is timely filed in the year 2021 and in each tenth year thereafter (e.g. 2031, 2041).
- F. This form and all accompanying documents shall be mailed to the address stated above.

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: _____ <hr/> Name <hr/> Address <hr/> City State Zip Code <hr/> <input type="checkbox"/> Return document by email to: _____	<p>Decennial Report Insignia or Mark Used with Articles or Supplies DSCB:54-1314/1515 (rev. 7/2015)</p>  13145
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Read all instructions prior to completing.

Fee: \$70

- Check one: Decennial Report - Insignia (§ 1314)
 Decennial Report - Mark Used with Articles or Supplies (§ 1515)

In compliance with the requirements of 54 Pa.C.S. §1314 and §1515 (relating to decennial filings required), the undersigned organization/person having heretofore duly registered its insignia/mark used with articles or supplies in this Commonwealth and desiring to continue such registration, hereby states that:

1. The name of the registrant is: _____

2. The residence, location or place of business of the registrant is:

Number and Street	City	State	Zip	County
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3. Complete if applicable:

The address to which the residence, location or place of business of the registrant is to be changed:

Number and Street	City	State	Zip	County
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4. The date on which the last preceding filing was made in the Department with respect to the insignia/mark is:

5. Check one of the following:

___ The insignia shall continue to be registered in the Department.

___ The mark continues to be used in connection with the articles or supplies specified in the registration.

IN TESTIMONY WHEREOF, the undersigned registrant has caused this Decennial Report to be signed by a duly authorized officer this _____ day of _____, 20_____.

Name of Registrant

Signature

Title

DSCB:54-1314/1515-Instructions

**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.pa.gov/corps**

Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 with check or money order made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. The registrant name as identified in the records of the Department of State should be entered in Item 1. If the name has been changed, an Amendment form must be filed separately to effect this change on the Department's records.
- C. The registrant address as identified in the records of the Department of State should be entered in Item 2. If the address has been changed, the new address should be identified in Item 3. Under 15 Pa.C.S. § 135(c) (relating to addresses), an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- D. In accordance with 54 Pa.C.S. §1314(b) and §1515(b), no filing of this form is required if the registrant has made any filing with respect to insignia/mark in the Department from January 1, 2002 through December 31, 2010, other than a decennial report. This Decennial Report shall be filed during the year 2011 and every tenth year thereafter (e.g. 2021, 2031, etc.)
- E. This form and all accompanying documents shall be mailed to the address shown above.

DSCB:54-1511/1512-2

5. The nature of the business of the applicant is:

6. The type of articles or supplies in connection with the mark is used are:

Application for Amendment: complete paragraphs 7 and 8

7. *Check one of the following:*

The foregoing statements revise any information set forth in the preceding filing which has become inaccurate and restate in full such information as so revised.

The amendment adopted to revise any information set forth in the preceding filing which has become inaccurate and to restate in full such information as so revised is as follows:

8. The amendment adopted to revise any information set forth in the preceding filing which as become inaccurate and to restate in full such information as so revised is set forth in full in Exhibit B attached hereto and made a part hereof.

IN TESTIMONY WHEREOF, the undersigned person/organization has caused this Application to be executed this _____ day of _____, _____.

Name of Applicant/Applicant Organization

Signature

Title

DSCB:54-1511/1512-Instructions

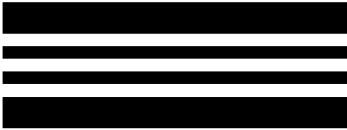
**Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
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Instructions for Completion of Form:

- A. Typewritten is preferred. If handwritten, the form shall be legible and completed in black or blue-black ink in order to permit reproduction. The nonrefundable filing fee for this form is \$70 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

- B. The name of a commercial registered office provider may not be used in Paragraph 2 in lieu of an address.
- C. A mark is “used in this Commonwealth” when the name, mark or device is produced upon articles or supplies which are loaned, rented, sold or otherwise circulated in this Commonwealth.
- D. A mark is “produced upon” articles or supplies when it is branded, stamped, stenciled, engraved, etched, blown, embossed, impressed, embroidered, sewn or otherwise permanently placed upon any articles or supplies.
- E. The term “mark” means any word, name, symbol, design or device, or any combination thereof.
- F. A mark may be registered on this form if it is produced upon any item which is designed and intended for reuse in the normal course of trade by the registrant and includes items such as towels, coats, aprons, uniforms, toilet devices and accessories therefore supplied for hire or compensation, and vessels, receptacles and utensils used as packages or containers in the sale and distribution of any natural or processed product, compound, mixture or substance, or any combination thereof, and parts and accessories for such vessels, receptacles and utensils.
- G. This registration is effective through December 31, 2021 and will continue in effect for additional terms of ten years each if form DSCB:54-1314/1515 (Decennial Report-Insignia/Mark Used with Articles or Supplies) is timely filed in the year 2021 and in each tenth year thereafter (e.g. 2031, 2041).
- H. This form and all accompanying documents shall be mailed to the address stated above.



UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS

A. NAME & PHONE OF CONTACT AT FILER (optional)
B. E-MAIL CONTACT AT FILER (optional)
C. SEND ACKNOWLEDGMENT TO: (Name and Address)

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S NAME: Provide only one Debtor name (1a or 1b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name); if any part of the Individual Debtor's name will not fit in line 1b, leave all of item 1 blank, check here and provide the Individual Debtor information in item 10 of the Financing Statement Addendum (Form UCC1Ad)

1a. ORGANIZATION'S NAME				
OR				
1b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)		SUFFIX
1c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

2. DEBTOR'S NAME: Provide only one Debtor name (2a or 2b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name); if any part of the Individual Debtor's name will not fit in line 2b, leave all of item 2 blank, check here and provide the Individual Debtor information in item 10 of the Financing Statement Addendum (Form UCC1Ad)

2a. ORGANIZATION'S NAME				
OR				
2b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)		SUFFIX
2c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

3. SECURED PARTY'S NAME (or NAME of ASSIGNEE of ASSIGNOR SECURED PARTY): Provide only one Secured Party name (3a or 3b)

3a. ORGANIZATION'S NAME				
OR				
3b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)		SUFFIX
3c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

4. COLLATERAL: This financing statement covers the following collateral:

5. Check only if applicable and check only one box: Collateral is held in a Trust (see UCC1Ad, item 17 and Instructions) being administered by a Decedent's Personal Representative

6a. Check <u>only</u> if applicable and check <u>only</u> one box:	6b. Check <u>only</u> if applicable and check <u>only</u> one box:
<input type="checkbox"/> Public-Finance Transaction <input type="checkbox"/> Manufactured-Home Transaction <input type="checkbox"/> A Debtor is a Transmitting Utility	<input type="checkbox"/> Agricultural Lien <input type="checkbox"/> Non-UCC Filing

7. ALTERNATIVE DESIGNATION (if applicable): Lessee/Lessor Consignee/Consignor Seller/Buyer Bailee/Bailor Licensee/Licensor

8. OPTIONAL FILER REFERENCE DATA:

Instructions for UCC Financing Statement (Form UCC1)

Please type or laser-print this form. Be sure it is completely legible. Read and follow all Instructions, especially Instruction 1; use of the correct name for the Debtor is crucial.

Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.

Send completed form and any attachments to the filing office, with the required fee.

ITEM INSTRUCTIONS

A and B. To assist filing offices that might wish to communicate with filer, filer may provide information in item A and item B. These items are optional.
 C. Complete item C if filer desires an acknowledgment sent to them. If filing in a filing office that returns an acknowledgment copy furnished by filer, present simultaneously with this form the Acknowledgment Copy or a carbon or other copy of this form for use as an acknowledgment copy.

1. **Debtor's name.** Carefully review applicable statutory guidance about providing the debtor's name. Enter only one Debtor name in item 1 -- either an organization's name (1a) or an individual's name (1b). If any part of the Individual Debtor's name will not fit in line 1b, check the box in item 1, leave all of item 1 blank, check the box in item 9 of the Financing Statement Addendum (Form UCC1Ad) and enter the Individual Debtor name in item 10 of the Financing Statement Addendum (Form UCC1Ad). Enter Debtor's correct name. Do not abbreviate words that are not already abbreviated in the Debtor's name. If a portion of the Debtor's name consists of only an initial or an abbreviation rather than a full word, enter only the abbreviation or the initial. If the collateral is held in a trust and the Debtor name is the name of the trust, enter trust name in the Organization's Name box in item 1a.

1a. **Organization Debtor Name.** "Organization Name" means the name of an entity that is not a natural person. A sole proprietorship is **not** an organization, even if the individual proprietor does business under a trade name. If Debtor is a registered organization (e.g., corporation, limited partnership, limited liability company), it is advisable to examine Debtor's current filed public organic records to determine Debtor's correct name. Trade name is insufficient. If a corporate ending (e.g., corporation, limited partnership, limited liability company) is part of the Debtor's name, it must be included. Do not use words that are not part of the Debtor's name.

1b. **Individual Debtor Name.** "Individual Name" means the name of a natural person; this includes the name of an individual doing business as a sole proprietorship, whether or not operating under a trade name. The term includes the name of a decedent where collateral is being administered by a personal representative of the decedent. The term does not include the name of an entity, even if it contains, as part of the entity's name, the name of an individual. Prefixes (e.g., Mr., Mrs., Ms.) and titles (e.g., M.D.) are generally not part of an individual name. Indications of lineage (e.g., Jr., Sr., III) generally are not part of the individual's name, but may be entered in the Suffix box. Enter individual Debtor's surname (family name) in Individual's Surname box, first personal name in First Personal Name box, and all additional names in Additional Name(s)/Initial(s) box.

If a Debtor's name consists of only a single word, enter that word in Individual's Surname box and leave other boxes blank.

For both organization and individual Debtors. Do not use Debtor's trade name, DBA, AKA, FKA, division name, etc. in place of or combined with Debtor's correct name; filer may add such other names as additional Debtors if desired (but this is neither required nor recommended).

1c. Enter a mailing address for the Debtor named in item 1a or 1b.

2. **Additional Debtor's name.** If an additional Debtor is included, complete item 2, determined and formatted per Instruction 1. For additional Debtors, attach either Addendum (Form UCC1Ad) or Additional Party (Form UCC1AP) and follow Instruction 1 for determining and formatting additional names.

3. **Secured Party's name.** Enter name and mailing address for Secured Party or Assignee who will be the Secured Party of record. For additional Secured Parties, attach either Addendum (Form UCC1Ad) or Additional Party (Form UCC1AP). If there has been a full assignment of the initial Secured Party's right to be Secured Party of record before filing this form, either (1) enter Assignor Secured Party's name and mailing address in item 3 of this form and file an Amendment (Form UCC3) [see item 5 of that form]; or (2) enter Assignee's name and mailing address in item 3 of this form and, if desired, also attach Addendum (Form UCC1Ad) giving Assignor Secured Party's name and mailing address in item 11.

4. **Collateral.** Use item 4 to indicate the collateral covered by this financing statement. If space in item 4 is insufficient, continue the collateral description in item 12 of the Addendum (Form UCC1Ad) or attach additional page(s) and incorporate by reference in item 12 (e.g., See Exhibit A). Do not include social security numbers or other personally identifiable information.

Note: If this financing statement covers timber to be cut, covers as-extracted collateral, and/or is filed as a fixture filing, attach Addendum (Form UCC1Ad) and complete the required information in items 13, 14, 15, and 16.

5. If collateral is held in a trust or being administered by a decedent's personal representative, check the appropriate box in item 5. If more than one Debtor has an interest in the described collateral and the check box does not apply to the interest of all Debtors, the filer should consider filing a separate Financing Statement (Form UCC1) for each Debtor.

6a. If this financing statement relates to a Public-Finance Transaction, Manufactured-Home Transaction, or a Debtor is a Transmitting Utility, check the appropriate box in item 6a. If a Debtor is a Transmitting Utility and the initial financing statement is filed in connection with a Public-Finance Transaction or Manufactured-Home Transaction, check only that a Debtor is a Transmitting Utility.

6b. If this is an Agricultural Lien (as defined in applicable state's enactment of the Uniform Commercial Code) or if this is not a UCC security interest filing (e.g., a tax lien, judgment lien, etc.), check the appropriate box in item 6b and attach any other items required under other law.

7. **Alternative Designation.** If filer desires (at filer's option) to use the designations lessee and lessor, consignee and consignor, seller and buyer (such as in the case of the sale of a payment intangible, promissory note, account or chattel paper), bailee and bailor, or licensee and licensor instead of Debtor and Secured Party, check the appropriate box in item 7.

8. **Optional Filer Reference Data.** This item is optional and is for filer's use only. For filer's convenience of reference, filer may enter in item 8 any identifying information that filer may find useful. Do not include social security numbers or other personally identifiable information.

UCC FINANCING STATEMENT ADDENDUM

FOLLOW INSTRUCTIONS

9. NAME OF FIRST DEBTOR: Same as line 1a or 1b on Financing Statement; if line 1b was left blank because Individual Debtor name did not fit, check here

9a. ORGANIZATION'S NAME	
OR	
9b. INDIVIDUAL'S SURNAME	
FIRST PERSONAL NAME	
ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

10. DEBTOR'S NAME: Provide (10a or 10b) only one additional Debtor name or Debtor name that did not fit in line 1b or 2b of the Financing Statement (Form UCC1) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name) and enter the mailing address in line 10c

10a. ORGANIZATION'S NAME				
OR				
10b. INDIVIDUAL'S SURNAME				
INDIVIDUAL'S FIRST PERSONAL NAME				
INDIVIDUAL'S ADDITIONAL NAME(S)/INITIAL(S)				SUFFIX
10c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

11. ADDITIONAL SECURED PARTY'S NAME *or* ASSIGNOR SECURED PARTY'S NAME: Provide only one name (11a or 11b)

11a. ORGANIZATION'S NAME				
OR				
11b. INDIVIDUAL'S SURNAME		FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX
11c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

12. ADDITIONAL SPACE FOR ITEM 4 (Collateral):

13. This FINANCING STATEMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS (if applicable)

14. This FINANCING STATEMENT:
 covers timber to be cut covers as-extracted collateral is filed as a fixture filing

15. Name and address of a RECORD OWNER of real estate described in item 16 (if Debtor does not have a record interest):

16. Description of real estate:

17. MISCELLANEOUS:

Instructions for UCC Financing Statement Addendum (Form UCC1Ad)

Please type or laser-print this form. Be sure it is completely legible. Read and follow all Instructions; use of the correct name for the Debtor is crucial. Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.

ITEM INSTRUCTIONS

9. **Name of first Debtor.** Enter name of first Debtor exactly as shown in item 1 of Financing Statement (Form UCC1) to which this Addendum relates. The name will not be indexed as a separate debtor. The Debtor name in this section is intended to cross-reference this Addendum with the related Financing Statement (Form UCC1).

If the box in item 1 of the Financing Statement (Form UCC1) was checked because Individual Debtor name did not fit, the box in item 9 of this Addendum should be checked.
10. **Additional Debtor's name.** If this Addendum adds an additional Debtor, complete item 10 in accordance with Instruction 1 of Financing Statement (Form UCC1). For additional Debtors, attach either an additional Addendum or Additional Party (Form UCC1AP) and follow Instruction 1 of Financing Statement (Form UCC1) for determining and formatting additional names.
11. **Additional Secured Party's name or Assignor Secured Party's name.** If this Addendum adds an additional Secured Party, complete item 11 in accordance with Instruction 3 of Financing Statement (Form UCC1). For additional Secured Parties, attach either an additional Addendum or Additional Party (Form UCC1AP) and complete applicable items in accordance with Instruction 3 of Financing Statement (Form UCC1). In the case of a full assignment of the Secured Party's interest before the filing of this financing statement, if filer has provided the name and mailing address of the Assignee in item 3 of Financing Statement (Form UCC1), filer may enter Assignor Secured Party's name and mailing address in item 11.
12. **Additional Collateral Description.** If space in item 4 of Financing Statement (Form UCC1) is insufficient or additional information must be provided, enter additional information in item 12 or attach additional page(s) and incorporate by reference in item 12 (e.g., See Exhibit A). Do not include social security numbers or other personally identifiable information.
- 13-16. **Real Estate Record Information.** If this Financing Statement is to be filed in the real estate records and covers timber to be cut, covers as-extracted collateral, and/or is filed as a fixture filing, complete items 1-4 of the Financing Statement (Form UCC1), check the box in item 13, check the appropriate box in item 14, and complete the required information in items 15 and 16. If the Debtor does not have an interest of record, enter the name and address of the record owner in item 15. Provide a sufficient description of real estate in accordance with the applicable law of the jurisdiction where the real estate is located in item 16. If space in items 15 or 16 is insufficient, attach additional page(s) and incorporate by reference in items 15 or 16 (e.g., See Exhibit A), and continue the real estate record information. Do not include social security numbers or other personally identifiable information.
17. **Miscellaneous.** Under certain circumstances, additional information not provided on the Financing Statement (Form UCC1) may be required. Also, some states have non-uniform requirements. Use this space or attach additional page(s) and incorporate by reference in item 17 (e.g., See Exhibit A) to provide such additional information or to comply with such requirements; otherwise, leave blank. Do not include social security numbers or other personally identifiable information.

UCC FINANCING STATEMENT ADDITIONAL PARTY

FOLLOW INSTRUCTIONS

18. NAME OF FIRST DEBTOR: Same as line 1a or 1b on Financing Statement; if line 1b was left blank because Individual Debtor name did not fit, check here

18a. ORGANIZATION'S NAME	
OR	
18b. INDIVIDUAL'S SURNAME	
FIRST PERSONAL NAME	
ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

19. ADDITIONAL DEBTOR'S NAME: Provide only one Debtor name (19a or 19b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name)

19a. ORGANIZATION'S NAME				
OR				
19b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX	
19c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

20. ADDITIONAL DEBTOR'S NAME: Provide only one Debtor name (20a or 20b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name)

20a. ORGANIZATION'S NAME				
OR				
20b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX	
20c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

21. ADDITIONAL DEBTOR'S NAME: Provide only one Debtor name (21a or 21b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name)

21a. ORGANIZATION'S NAME				
OR				
21b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX	
21c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

22. ADDITIONAL SECURED PARTY'S NAME or ASSIGNOR SECURED PARTY'S NAME: Provide only one name (22a or 22b)

22a. ORGANIZATION'S NAME				
OR				
22b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX	
22c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

23. ADDITIONAL SECURED PARTY'S NAME or ASSIGNOR SECURED PARTY'S NAME: Provide only one name (23a or 23b)

23a. ORGANIZATION'S NAME				
OR				
23b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX	
23c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

24. MISCELLANEOUS:

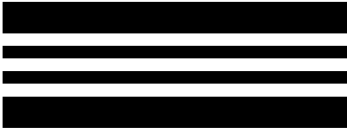
Instructions for UCC Financing Statement Additional Party (Form UCC1AP)

Please type or laser-print this form. Be sure it is completely legible. Read and follow all Instructions; use of the correct name for the Debtor is crucial. Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.

Use this form (multiple copies if needed) to continue adding additional Debtor or Secured Party names as needed when filing a UCC Financing Statement (Form UCC1).

ITEM INSTRUCTIONS

18. **Name of first Debtor.** Enter name of first Debtor exactly as shown in item 1 of Financing Statement (Form UCC1) to which this Additional Party relates. The name will not be indexed as a separate Debtor. If line 1b of the Financing Statement (Form UCC1) was left blank because the Individual Debtor name did not fit, check the box in item 18 and enter as much of the Individual Debtor name from item 10 that will fit. The Debtor name in this section is intended to cross-reference this Additional Party with the related Financing Statement (Form UCC1).
- 19-21. **Additional Debtor's name.** If this Additional Party adds additional Debtors, complete items 19, 20, and 21 in accordance with Instruction 1 of Financing Statement (Form UCC1).
- 22-23. **Additional Secured Party's name or Assignor Secured Party's name.** If this Additional Party form adds additional Secured Parties, complete items 22 and 23 in accordance with Instruction 3 of Financing Statement (Form UCC1). In the case of a full assignment of the Secured Party's interest before the filing of this financing statement, if filer has provided the name and mailing address of the Assignee in item 3 of Financing Statement (Form UCC1), filer may enter Assignor Secured Party's name and mailing address in items 22 and 23.
24. **Miscellaneous.** Under certain circumstances, additional information not provided on the Financing Statement (Form UCC1) may be required. Also, some states have non-uniform requirements. Use this space or attach additional page(s) and incorporate by reference in item 24 (e.g., See Exhibit A) to provide such additional information or to comply with such requirements; otherwise, leave blank. Do not include social security numbers or other personally identifiable information.



UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS

A. NAME & PHONE OF CONTACT AT FILER (optional)
B. E-MAIL CONTACT AT FILER (optional)
C. SEND ACKNOWLEDGMENT TO: (Name and Address)

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE NUMBER	1b. <input type="checkbox"/> This FINANCING STATEMENT AMENDMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS Filer: <u>attach</u> Amendment Addendum (Form UCC3Ad) <u>and</u> provide Debtor's name in item 13
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2. **TERMINATION:** Effectiveness of the Financing Statement identified above is terminated with respect to the security interest(s) of Secured Party authorizing this Termination Statement

3. **ASSIGNMENT** (full or partial): Provide name of Assignee in item 7a or 7b, and address of Assignee in item 7c and name of Assignor in item 9
For partial assignment, complete items 7 and 9 and also indicate affected collateral in item 8

4. **CONTINUATION:** Effectiveness of the Financing Statement identified above with respect to the security interest(s) of Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law

5. **PARTY INFORMATION CHANGE:**
Check one of these two boxes: Debtor or Secured Party of record
AND Check one of these three boxes to:
 CHANGE name and/or address: Complete item 6a or 6b; and item 7a or 7b and item 7c ADD name: Complete item 7a or 7b, and item 7c DELETE name: Give record name to be deleted in item 6a or 6b

6. **CURRENT RECORD INFORMATION:** Complete for Party Information Change - provide only one name (6a or 6b)

6a. ORGANIZATION'S NAME			
OR			
6b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

7. **CHANGED OR ADDED INFORMATION:** Complete for Assignment or Party Information Change - provide only one name (7a or 7b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name)

7a. ORGANIZATION'S NAME	
OR	
7b. INDIVIDUAL'S SURNAME	
INDIVIDUAL'S FIRST PERSONAL NAME	
INDIVIDUAL'S ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

7c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY
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8. **COLLATERAL CHANGE:** Also check one of these four boxes: ADD collateral DELETE collateral RESTATE covered collateral ASSIGN collateral
Indicate collateral:

9. **NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT:** Provide only one name (9a or 9b) (name of Assignor, if this is an Assignment)
If this is an Amendment authorized by a DEBTOR, check here and provide name of authorizing Debtor

9a. ORGANIZATION'S NAME			
OR			
9b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

10. OPTIONAL FILER REFERENCE DATA:

Instructions for UCC Financing Statement Amendment (Form UCC3)

Please type or laser-print this form. Be sure it is completely legible. Read and follow all Instructions, especially Instruction 1a; correct file number of initial financing statement is crucial.

Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.

Send completed form and any attachments to the filing office, with the required fee.

ITEM INSTRUCTIONS

A and B. To assist filing offices that might wish to communicate with filer, filer may provide information in item A and item B. These items are optional.
C. Complete item C if filer desires an acknowledgment sent to them. If filing in a filing office that returns an acknowledgment copy furnished by filer, present simultaneously with this form the Acknowledgment Copy or a carbon or other copy of this form for use as an acknowledgment copy.

Always complete items 1a and 9.

1a. **File Number.** Enter file number of initial financing statement to which this Amendment relates. Enter only one file number. In some states, the file number is not unique; in those states, also enter in item 1a, after the file number, the date that the initial financing statement was filed.

1b. If this Amendment is to be filed in the real estate records or in any other filing office where the name of current Debtor is required for indexing purposes, check the box in item 1b and enter Debtor name in item 13 of Amendment Addendum (Form UCC3Ad). Complete item 13 in accordance with instructions on Amendment Addendum (Form UCC3Ad). If Debtor does not have an interest of record, enter the name and address of the record owner in item 16 of Amendment Addendum (Form UCC3Ad).

Note: Show purpose of this Amendment by checking box 2, 3, 4, 5, or 8 (in items 5 and 8 you must check additional boxes); also complete items 6, 7, and/or 8 as appropriate. Some, but not all filing offices accept multiple actions on an Amendment. Filing offices that accept multiple actions may charge an additional fee. Some filing offices that accept multiple actions may only index one of the actions requested. Consult the administrative rules of the designated filing office to determine the extent to which multiple actions will be accepted, indexed, and the applicable filing fees for multiple actions.

2. **Termination.** To terminate the effectiveness of the identified financing statement with respect to the security interest(s) of authorizing Secured Party, check box in item 2. See Instruction 9 below.

3. **Assignment.** To assign (1) some or all of Assignor's right to amend the identified financing statement, or (2) the Assignor's right to amend the identified financing statement with respect to some (but not all) of the collateral covered by the identified financing statement: Check box in item 3 and enter name of Assignee in item 7a or 7b; always enter the Assignee's mailing address in item 7c. Also enter name of Assignor in item 9. If assignment affects the right to amend the financing statement which respect to some (but not all) of the collateral covered by the identified financing statement, check the ASSIGN collateral box and indicate the particular collateral covered in item 8.

4. **Continuation.** To continue the effectiveness of the identified financing statement with respect to the security interest(s) of authorizing Secured Party, check box in item 4. See Instruction 9 below.

5-7. **Party Information Change.** To indicate a party information change, check this box; also check additional boxes (as applicable) and complete items 5, 6, and/or 7 as appropriate.

To change the name and/or address of a party (items 5, 6, and 7): Check box in item 5 to indicate whether this Amendment relates to a Debtor or Secured Party of record; and check the CHANGE name and/or mailing address box in item 5 and enter name of affected party (current record name) in item 6a or 6b; and repeat or enter the new name in item 7a or 7b; always enter the party's mailing address in item 7c.

To add a party (items 5 and 7): Check box in item 5 to indicate whether this Amendment relates to a Debtor or Secured Party of record; and check the ADD name box in item 5 and enter the added party's name in item 7a or 7b; always enter the party's mailing address in item 7c. For additional Debtors or Secured Parties, attach Amendment Additional Party (Form UCC3AP), using correct name format.

To delete a party (items 5 and 6): Check box in item 5 to indicate whether this Amendment relates to a Debtor or Secured Party of record; and check the DELETE name box in item 5 and enter the deleted party's name in item 6a or 6b.

8. **Collateral Change.** To indicate a collateral change, check this box; also check additional box (as applicable) and describe the change in item 8. If space in item 8 is insufficient, continue collateral description in item 14 of Amendment Addendum (Form UCC3Ad). Do not include social security numbers or other personally identifiable information.

To add collateral: Check the ADD collateral box in item 8 and indicate the additional collateral.

To delete collateral: Check the DELETE collateral box in item 8 and indicate the deleted collateral. A partial release is a DELETE collateral change.

To restate covered collateral description: Check the RESTATE covered collateral box in item 8 and indicate the restated collateral.

To assign the right to amend the financing statement with respect to part (but not all) of the collateral covered by the identified financing statement: Comply with Instruction 3 above and check the ASSIGN collateral box in item 8.

If, due to a full release of collateral, filer no longer claims a security interest under the identified financing statement, check box in item 2 (Termination) and not a box in item 8 (Collateral Change).

9. **Name of Authorizing Party.** Enter name of party of record authorizing this Amendment. In most cases, the authorizing party is the Secured Party of record. If this is an Amendment (Assignment), enter Assignor's name in item 9a or 9b. If this is an Amendment (Termination) authorized by a Debtor, check the box in item 9 and enter the name of the Debtor authorizing this Amendment in item 9a or 9b. If this Amendment (Termination) is to be filed or recorded in the real estate records, also enter, in item 12 of Amendment Addendum (Form UCC3Ad), the name of Secured Party of record. If there is more than one authorizing Secured Party or Debtor, enter additional name(s) in item 14 of Amendment Addendum (Form UCC3Ad).

10. **Optional Filer Reference Data.** This item is optional and is for filer's use only. For filer's convenience of reference, filer may enter in item 10 any identifying information that filer may find useful. Do not include social security numbers or other personally identifiable information.

UCC FINANCING STATEMENT AMENDMENT ADDENDUM

FOLLOW INSTRUCTIONS

11. INITIAL FINANCING STATEMENT FILE NUMBER: Same as item 1a on Amendment form	
12. NAME OF PARTY AUTHORIZING THIS AMENDMENT: Same as item 9 on Amendment form	
12a. ORGANIZATION'S NAME	
OR	
12b. INDIVIDUAL'S SURNAME	
FIRST PERSONAL NAME	
ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

13. Name of DEBTOR on related financing statement (Name of a current Debtor of record required for indexing purposes only in some filing offices - see Instruction item 13): Provide only one Debtor name (13a or 13b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name); see Instructions if name does not fit			
13a. ORGANIZATION'S NAME			
OR			
13b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

14. ADDITIONAL SPACE FOR ITEM 8 (Collateral):

<p>15. This FINANCING STATEMENT AMENDMENT:</p> <p><input type="checkbox"/> covers timber to be cut <input type="checkbox"/> covers as-extracted collateral <input type="checkbox"/> is filed as a fixture filing</p> <p>16. Name and address of a RECORD OWNER of real estate described in item 17 (if Debtor does not have a record interest):</p>	<p>17. Description of real estate:</p>
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18. MISCELLANEOUS:

Instructions for UCC Financing Statement Amendment Addendum (Form UCC3Ad)

Please type or laser-print this form. Be sure it is completely legible. Read and follow all Instructions; use of the correct name for the Debtor is crucial. Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.

ITEM INSTRUCTIONS

11. **File Number.** Enter file number of initial financing statement as shown in item 1a of Amendment (Form UCC3) to which this Amendment Addendum relates.
12. **Name of Authorizing Party.** Enter information exactly as shown in item 9 on Amendment (Form UCC3).
13. **Name of Debtor on related Financing Statement.** If this Amendment (Form UCC3) is to be filed in the real estate records or in any other filing office where the name of a current Debtor of record is required for indexing purposes, enter Debtor name in item 13a or 13b. Item 13 is intended to cross-reference the Amendment (Form UCC3) and Amendment Addendum with the related Financing Statement (Form UCC1). If more than one current Debtor, enter additional name(s) in item 14 or on additional Amendment Addendum (Form UCC3Ad). Do not use item 13 to change, add, or delete a Debtor name.
14. **Additional Space for Item 8 (Collateral).** If space in item 8 of Amendment (Form UCC3) is insufficient or additional information must be provided, enter additional information in item 14 or attach additional page(s) and incorporate by reference in item 14 (e.g., See Exhibit A). Do not include social security numbers or other personally identifiable information.
- 15-17. **Real Estate Record Information.** If this Amendment (Form UCC3) is to be filed in the real estate records, complete the required information (items 15, 16, and 17). If this Amendment (Form UCC3) covers timber to be cut, covers as-extracted collateral, and/or is filed as a fixture filing, check appropriate box in item 15. If the Debtor does not have an interest of record, enter the name and address of the record owner in item 16. Provide a sufficient description of real estate in accordance with the applicable law of the jurisdiction where the real estate is located in item 17. If space in items 16 or 17 is insufficient, attach additional page(s) and incorporate by reference in items 16 or 17 (e.g., See Exhibit A), and continue the real estate information. Do not include social security numbers or other personally identifiable information.
18. **Miscellaneous.** Under certain circumstances, additional information not provided on the Financing Statement Amendment (Form UCC3) may be required. Also, some states have non-uniform requirements. Use this space or attach additional page(s) and incorporate by reference in item 18 (e.g., See Exhibit A) to provide such additional information or to comply with such requirements; otherwise, leave blank. Do not include social security numbers or other personally identifiable information.

UCC FINANCING STATEMENT AMENDMENT ADDITIONAL PARTY

FOLLOW INSTRUCTIONS

19. INITIAL FINANCING STATEMENT FILE NUMBER: Same as item 1a on Amendment form	
20. NAME OF PARTY AUTHORIZING THIS AMENDMENT: Same as item 9 on Amendment form	
20a. ORGANIZATION'S NAME	
OR	
20b. INDIVIDUAL'S SURNAME	
FIRST PERSONAL NAME	
ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

21. ADDITIONAL DEBTOR'S NAME: Provide only <u>one</u> Debtor name (21a or 21b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name)				
21a. ORGANIZATION'S NAME				
OR				
21b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX	
21c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

22. ADDITIONAL DEBTOR'S NAME: Provide only <u>one</u> Debtor name (22a or 22b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name)				
22a. ORGANIZATION'S NAME				
OR				
22b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX	
22c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

23. ADDITIONAL DEBTOR'S NAME: Provide only <u>one</u> Debtor name (23a or 23b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name)				
23a. ORGANIZATION'S NAME				
OR				
23b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX	
23c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

24. <input type="checkbox"/> ADDITIONAL SECURED PARTY'S NAME or <input type="checkbox"/> ASSIGNOR SECURED PARTY'S NAME: Provide only <u>one</u> name (24a or 24b)				
24a. ORGANIZATION'S NAME				
OR				
24b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX	
24c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

25. <input type="checkbox"/> ADDITIONAL SECURED PARTY'S NAME or <input type="checkbox"/> ASSIGNOR SECURED PARTY'S NAME: Provide only <u>one</u> name (25a or 25b)				
25a. ORGANIZATION'S NAME				
OR				
25b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX	
25c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

26. MISCELLANEOUS:

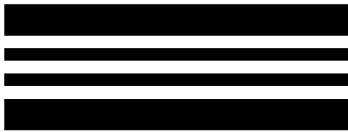
Instructions for UCC Financing Statement Amendment Additional Party (Form UCC3AP)

Please type or laser-print this form. Be sure it is completely legible. Read and follow all Instructions; use of the correct name for the Debtor is crucial. Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.

Use this form (multiple copies if needed) to continue adding additional Debtor or Secured Party names as needed when filing a UCC Financing Statement Amendment (Form UCC3).

ITEM INSTRUCTIONS

19. **File Number.** Enter file number of initial financing statement as shown in item 1a of Amendment (Form UCC3) to which this Amendment Addendum relates.
20. **Name of Authorizing Party.** Enter information exactly as shown in item 9 on Amendment (Form UCC3).
- 21-23. **Additional Debtor's name.** If this Amendment Additional Party adds additional Debtors, complete items 21, 22, and 23 in accordance with Instruction 1 of Financing Statement (Form UCC1).
- 24-25. **Additional Secured Party's name or Assignor Secured Party's name.** If this Amendment Additional Party adds additional Secured Parties, complete items 24 and 25 in accordance with Instruction 3 of Financing Statement (Form UCC1). In the case of an assignment of the Secured Party's interest, filer may enter Secured Party and/or Assignor Secured Party's name and mailing address information in items 24 and 25.
26. **Miscellaneous.** Under certain circumstances, additional information not provided on the Financing Statement Amendment (Form UCC3) may be required. Also, some states have non-uniform requirements. Use this space or attach additional page(s) and incorporate by reference in item 26 (e.g., See Exhibit A) to provide such additional information or to comply with such requirements; otherwise, leave blank. Do not include social security numbers or other personally identifiable information.



CAUTION:
This is not an amendment.

INFORMATION STATEMENT

FOLLOW INSTRUCTIONS

A. NAME & PHONE OF CONTACT AT FILER (optional)
B. E-MAIL CONTACT AT FILER (optional)
C. SEND ACKNOWLEDGMENT TO: (Name and Address)

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. Identification of the RECORD to which this INFORMATION STATEMENT relates	
1a. INITIAL FINANCING STATEMENT FILE NUMBER	1b. RECORD INFORMATION TO WHICH THIS INFORMATION STATEMENT RELATES

2. Check one of these three boxes to indicate the claim made by this INFORMATION STATEMENT

2a. RECORD IS INACCURATE. Enter in item 3 the basis for the belief by the Debtor of Record identified in item 5 that the RECORD identified in item 1 is inaccurate and indicate the manner in which the person believes the RECORD should be amended to cure the inaccuracy

2b. RECORD WAS WRONGFULLY FILED. Enter in item 3 the basis for the belief by the Debtor of Record identified in item 5 that the RECORD identified in item 1 was wrongfully filed

2c. RECORD FILED BY PERSON NOT ENTITLED TO DO SO. Enter in item 3 the basis for the belief by the Secured Party of Record that the person that filed the RECORD identified in item 1 was not entitled to do so under UCC Section 9-509

3. Basis for claim of box checked in item 2

4. If this INFORMATION STATEMENT relates to a RECORD filed [or recorded] in a filing office described in Section 9-501(a)(1) and this INFORMATION STATEMENT is filed in such a filing office, provide the date [and time] on which the INITIAL FINANCING STATEMENT identified in item 1a above was filed [or recorded]

4a. DATE	4b. TIME
----------	----------

5. NAME of PERSON filing this INFORMATION STATEMENT

5a. ORGANIZATION'S NAME			
OR			
5b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

FILING OFFICE COPY — INFORMATION STATEMENT (Form UCC5) (Rev. 07/19/12) International Association of Commercial Administrators (IACA)

Instructions for Information Statement (Form UCC5)

Please type or laser-print this form. Be sure it is completely legible. Read and follow all Instructions, especially Instructions 1a and 1b; correct identification of the initial record to which this Information Statement relates is crucial.

Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.

Send completed form and any attachments to the filing office, with the required fee.

Note: A person may file an Information Statement with respect to a record indexed under that person's name if the person believes the record was inaccurate or wrongfully filed, or a person may file an Information Statement with respect to a record if the person is a Secured Party of Record with respect to the financing statement to which the record relates and believes that the person that filed the record was not entitled to do so.

ITEM INSTRUCTIONS

A and B. To assist filing offices that might wish to communicate with filer, filer may provide information in item A and item B. These items are optional.
C. Complete item C if filer desires an acknowledgment sent to them. If filing in a filing office that returns an acknowledgment copy furnished by filer, present simultaneously with this form the Acknowledgment Copy or a carbon or other copy of this form for use as an acknowledgment copy.

Always complete items 1 and 5 and either 2a or 2b or 2c. Always complete item 3 with the basis for the box marked in item 2. You may also be required to complete item 4.

- 1a. **File number:** Enter file number of initial financing statement to which the record that is the object of this Information Statement relates. Enter only one file number.
- 1b. Enter record information to which this Information Statement relates. Indicate the type of record to which this Information Statement relates (e.g., Financing Statement or Amendment) or you may also insert additional information that you believe will assist in identifying the record (e.g., the record file number or the filing date of the record).
- 2a. **Record is inaccurate.** If this Information Statement is filed based upon the belief of the Debtor of Record that the record identified in item 1 is inaccurate, check box in item 2a, provide the basis for that belief in item 3, and indicate the manner in which the record should be amended to cure the inaccuracy.
- 2b. **Record was wrongfully filed.** If this Information Statement is filed based upon the belief of the Debtor of Record that the record identified in item 1 was wrongfully filed, check box in item 2b and provide the basis for that belief in item 3.
- 2c. **Record filed by person not entitled to do so.** If this Information Statement is filed based upon the belief of the Secured Party of Record that the person that filed the record identified in item 1b was not entitled to do so under Section 9-509, check box in item 2c and provide the basis for that belief in item 3.
3. **Basis.** Use this item to provide the basis for the box checked in item 2.
4. **Filing office date and time.** If this Information Statement relates to a record filed [or recorded] in a filing office described in Section 9-501(a)(1) and this Information Statement is filed in such a filing office, provide the date [and time] on which the initial financing statement identified in item 1a above was filed [or recorded].
5. **Name of Authorizing Party.** Enter name of the person filing this Information Statement. This name must be the same name as a Secured Party of Record or the name under which the record is indexed.



INFORMATION REQUEST

FOLLOW INSTRUCTIONS

A. NAME & PHONE OF CONTACT AT FILER (optional)	FILING OFFICE ACCT #
B. E-MAIL CONTACT AT FILER (optional)	
C. RETURN TO: (Name and Address)	
<div style="border: 1px solid black; width: 100%; height: 100%; position: relative;"> ┌ ┐ └ ┘ </div>	

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S NAME to be searched: Provide only one Debtor name (1a or 1b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name)

OR	1a. ORGANIZATION'S NAME	
	1b. INDIVIDUAL'S SURNAME	
	INDIVIDUAL'S FIRST PERSONAL NAME	
	INDIVIDUAL'S ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

2. INFORMATION OPTIONS relating to UCC filings and other notices on file in the filing office that include the Debtor name identified in item 1:

2a. SEARCH RESPONSE CERTIFIED (Optional)
 Select one of the following two options: ALL (Check this box to request a response that is complete, including filings that have lapsed.) UNLAPSED

2b. COPY REQUEST CERTIFIED (Optional)
 Select one of the following two options: ALL UNLAPSED

2c. SPECIFIED COPIES ONLY CERTIFIED (Optional)

Record Number	Date Record Filed (if required)	Type of Record and Additional Identifying Information (if required)

3. ADDITIONAL SERVICES:

4. DELIVERY INSTRUCTIONS (request will be completed and mailed to the address shown in item C unless otherwise instructed here):

4a. Pick Up
 4b. Other

Specify desired method here (if available from this office); provide delivery information (e.g., delivery service's name, addressee's account # with delivery service, addressee's phone #, etc.)

FILING OFFICE COPY (1) — INFORMATION REQUEST (Form UCC11) (Rev. 07/19/12) International Association of Commercial Administrators (IACA)

Instructions for Information Request (Form UCC11)

Please type or laser-print this form. Be sure it is completely legible. Read and follow all Instructions, especially Instruction 1; use of the correct name for the Debtor is crucial.

Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.

Send completed form parts 1 and 2 (labeled Filing Office Copy (1) and (2)) to the filing office, with the required fee.

Filing office may offer additional information options. Contact filing office or use form specially designed by filing office to obtain additional information options.

ITEM INSTRUCTIONS

A and B. To assist filing offices that might wish to communicate with filer, filer may provide information in item A and item B. These items are optional.
C. Provide name and address of requestor in item C. This item is NOT optional.

1. **Debtor's name.** Enter only one Debtor name in item 1 -- either an organization's name (1a) or an individual's name (1b). Enter Debtor's correct name. Do not abbreviate words that are not already abbreviated in the Debtor's name.

1a. **Organization Debtor Name.** "Organization Name" means the name of an entity that is not a natural person. A sole proprietorship is not an organization, even if the individual proprietor does business under a trade name. If Debtor is a registered organization (e.g., corporation, limited partnership, limited liability company), it is advisable to examine Debtor's current filed public organic records to determine Debtor's correct name. Trade name is insufficient. If a corporate ending (e.g., corporation, limited partnership, limited liability company) is part of the Debtor's name, it must be included. Do not use words that are not part of the Debtor's name.

1b. **Individual Debtor Name.** "Individual Name" means the name of a natural person; this includes the name of an individual doing business as a sole proprietorship, whether or not operating under a trade name. The term includes the name of a decedent where collateral is being administered by a personal representative of the decedent. The term does not include the name of an entity, even if it contains, as part of the entity's name, the name of an individual. Prefixes (e.g., Mr., Mrs., Ms.) and titles (e.g., M.D.) are generally not part of an individual name. Indications of lineage (e.g., Jr., Sr., III) generally are not part of the individual's name, but may be entered in the Suffix box. Enter individual Debtor's surname (family name) in Individual's Surname box, first personal name in First Personal Name box, and all additional names in Additional Name(s)/Initial(s) box.

If a Debtor's name consists of only a single word, enter that word in Individual's Surname box and leave other boxes blank.

For both organization and individual Debtors. Do not use Debtor's trade name, DBA, AKA, FKA, division name, etc. in place of or combined with Debtor's correct name; filer may add such other names as additional Debtors if desired (but this is neither required nor recommended).

2. **Information Options.** Information options relating to UCC filings and other notices on file in the filing office that include as a Debtor name the name identified in item 1. Please note that it is permissible to select an option in 2a and also check an option in 2b. Check the "CERTIFIED (Optional)" box appropriately in items 2a, 2b, or 2c.

2a. Check appropriate box in item 2a; the box "ALL" if you are requesting a search of all active records, including lapsed filings, or the box "UNLAPSED" if you are requesting a search of only active records that have not lapsed.

2b. Check appropriate box in item 2b to request copies of records appearing on the search response; the box "ALL" if you are requesting copies of all active records, including lapsed filings, or the box "UNLAPSED" if you are requesting copies of only active records that have not lapsed.

2c. Complete item 2c if you are ordering copies of specific records by record number.

3. **Additional Services.** Some filing offices offer service options in addition to those offered in item 2. These may be shown on the face of this form or may otherwise be publicized by the particular filing office. Caution: if any of these additional service options introduces a search criterion (e.g., limiting search to named Debtor at an address in a specified city and state) that narrows the scope of the search, this may result in an incomplete search (that fails to list all filings against the named Debtor) and you may fail to learn information that might be of value to you.

4. **Delivery Instructions.** Unless otherwise instructed, filing office will mail information to the name and address in item C. Contact filing office concerning availability of other delivery options. Check appropriate box (4a or 4b) if optional services are available from the filing office and are being requested.

4a. If information is to be picked up from the filing office, check the "Pick Up" box.

4b. For other than mail or pick up, check the "Other" box and specify the other delivery method that is being requested. If requesting delivery service, provide delivery service's name and requestor's account number to bill for delivery charge. Filing office will not deliver by delivery service unless prepaid waybill or account number for billing is provided.

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