

EXPORT-IMPORT BANK OF THE UNITED STATES

811 Vermont Avenue, N.W.

Washington, D.C. 20571

Portfolio Management & Control Group (PMCG)

Telephone No.: (202) 565-3600

Fax No.: (202) 565-3625

Post Operative Amendments to Transactions under \$15 million

MEDIUM/LONG-TERM LOANS & GUARANTEES ONLY

Ex-Im Bank's Portfolio Monitoring and Control Group ("PMCG") is responsible for monitoring and managing operative medium and long term transactions of \$15 million and below. These transactions include direct loans, guarantees, and insurance policies originated in the Bank's Trade Finance and Structured Finance Divisions. Transportation transactions are covered by the Transportation Portfolio Management Division.

PMCG processes requests for post operative amendments to medium and long term loan and guarantee transactions under \$15 million. The processing of amendments to insurance transactions is handled by Ex-Im Bank's Trade Finance Division.

Amendments to Ex-Im Bank guarantees occur because of unanticipated changes in the underlying transaction. Typical amendment requests may be for an extension of availability, change of the first principal repayment date, approval of temporary or permanent waivers from covenants/special conditions, and consents to various actions by obligors. Therefore, amendments typically, but not exclusively, require changes to the terms of the original approval (as documented in the Annex B issued under the lender's Master Guarantee Agreement) covering:

Draw down and availability dates;

Timing of shipments, installment payments, note maturity;

Parties to the transaction; or

Goods/services being exported.

INFORMATION REQUIREMENTS

In order to initiate consideration of an amendment request, PMCG will require the following:

1. A comprehensive and detailed justification of the request from the guaranteed lender, focusing on the underlying circumstances prompting the request.
2. Written confirmation from the foreign buyer/borrower of the relevant circumstances of the request, particularly if the request involves changes to timetables, costs, goods/services being purchased, or transaction parties.
3. A marked copy of the current Ex-Im Bank Approval (Annex B) issued under the lender's Master Guarantee Agreement, indicating the requested changes.
4. Copies of all supporting documentation for the requested change(s), e.g., export contracts/supplier invoices, back-to-back invoices, when appropriate).

In addition to the foregoing, PMCG may require such other information as it considers necessary in order to evaluate the amendment request. Such information may include, but will not be limited to:

1. Updated financial information for the borrower (or if applicable, the primary source of repayment).
2. Updated information concerning ownership structure, organization, transactions with related entities, etc.
3. Confirmation of compliance with any special conditions included in the Approval (Annex B) and copies of underlying documentation.

Lenders are encouraged to contact PMCG as soon as possible if they anticipate a need for a possible amendment to the approved transaction terms. The contemplated amendments should be consistent with the terms of the original approval. Requests for fundamental changes to the transaction structure (e.g., different borrower or equipment) will be referred to the Bank's Trade Finance Division. Ex-Im Bank provides no assurance that a particular amendment request will be approved, even if all of the required information is provided.

EX-IM BANK RESERVES THE RIGHT TO CHARGE AN AMENDMENT PROCESSING FEE BASED ON THE NATURE AND COMPLEXITY OF THE PROPOSED CHANGES.