

**DISCLOSURE AND NOTICE OF INTENT TO EXPEDITE COMPLETION OF THE  
UNCLAIMED PROPERTY EXAMINATION PURSUANT TO 12 Del. C. § 1172(c)**

**COMES NOW** \_\_\_\_\_, its subsidiaries and related entities (Holder) acting by its duly authorized officer.

**WHEREAS**, on \_\_\_\_\_, the Holder received a Notice of Examination from the State Escheator commencing a review of the Holder's books and records to determine the Holder's compliance with the Delaware Abandoned or Unclaimed Property Law, Chapter 11 of Title 12 of the Delaware Code (hereinafter the "Examination");

**WHEREAS**, the Examination has not been completed, and the Holder intends to expedite the completion of the pending Examination;

**WHEREAS**, the State desires to induce the Holder's compliance and expedited completion of the Examination by waiving any potential interest and penalty for failure to comply with the Abandoned or Unclaimed Property Law;

**WHEREAS**, pursuant to 12 *Del. C.* § 1172(c), Holder is eligible to expedite the completion of the pending Examination, and must notify the State Escheator of the Holder's intent to do so; and

**WHEREAS**, this form shall constitute the proper form for Holder to make the disclosure and notice of intent to expedite the Examination pursuant to 12 *Del. C.* § 1172(c).

**NOW THEREFORE**, in consideration of the mutual promises hereinafter set forth, the parties agree as follows:

The Holder and the State Escheator shall work in good faith to complete the expedited Examination. The Holder shall respond within the time and in the manner established by the State Escheator in the attached Schedule A to all requests for records, testimony, and information made by the person conducting the Examination.

The Holder understands and agrees that the hold notice contained within the notice of examination issued to Holder by the Department of Finance remains in effect, and Holder will ensure that all records including, but not limited to bank statements, bank reconciliations, outstanding check lists, detailed general ledgers, aged accounts receivable reports, and if applicable, information surrounding gift certificate/card issuances and redemptions, etc. will be retained despite any record retention policies to the contrary until the expedited Examination is completed and all remedies available to both the Holder and State under the Delaware Abandoned or Unclaimed Property Law are exhausted or waived.

The State Escheator shall complete the Examination and provide an examination report within 2 years from the date of receipt of the written notification. All requests for records, testimony, and information made by the person conducting the Examination shall be made no later than 18 months after receipt of the written notification. The State Escheator shall waive interest and penalty under 12 *Del. C.* §§ 1183 and 1184 for a completed expedited Examination.

The determination whether the Holder has responded within the time and in the manner established and a determination to terminate the expedited Examination if the person has not responded within the time and in the manner established shall be within the complete discretion of the State Escheator and subject only to the review by the Secretary of Finance.

**Holder Signature and Information**

Date: \_\_\_\_\_

By: \_\_\_\_\_

Name: (Print) \_\_\_\_\_

Title: (Print) \_\_\_\_\_

**State Signature**

ACCEPTED:

Date: \_\_\_\_\_

By: \_\_\_\_\_

David Gregor  
State Escheator  
Department of Finance  
State of Delaware