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BUSINESS ACCOUNT WARRANTIES AND CERTIFICATIONS

Sole Proprietorship Accounts

If the account is in the name of a sole proprietorship, the person whose signature appears as Business Owner #1 on this Agreement represents and warrants that the Business is an unincorporated business owned wholly and exclusively by such person and agrees that the Credit Union is authorized to act upon the instructions of such person. The Business Owner agrees to inform the Credit Union in writing promptly of any changes in the organizational status of the Business. Business Owner #1 further certifies that if the Business uses a name for the business other than the name of Business Owner #1, a current fictitious business name statement is on file in the county clerk's office in each county in which the Business conducts business.

Corporate, Limited Partnership & Limited Liability Company Accounts

If the account is in the name of a corporation, limited partnership ("LP") or limited liability company ("LLC"), all signers on the Agreement ("Signers") are authorized to make withdrawals from the account and to act in connection therewith. The Signers certify to the Credit Union that such persons have been duly authorized to act on the corporation's, LP's or LLC's account by a properly noticed and held meeting of the board of such corporation or as authorized by the members or managers of the LLC, and/or pursuant to the terms of the LP Agreement or LLC's operating agreement. The Credit Union is hereby authorized to act upon the instructions of the signatures of the Signers until the Credit Union receives written notice of the authorization of others to sign for the corporation, LP or LLC, together with an amended Agreement containing the signatures of such person(s). The Signers hereby represent and warrant to the Credit Union that the corporation, LP or LLC is duly organized, validly existing and in good standing under the laws of the state of its incorporation or organization, has full power to own its properties and to carry on its business as now conducted and has not commenced dissolution proceedings. The Signers further certify that if the corporation, LP or LLC conducts business under an assumed name, it has filed a fictitious business name statement in all places as required by law. Corporate, LP and LLC accounts are not subject to the Multiple Party Accounts Law.

Partnership and Unincorporated Association

If the account is in the name of a partnership or unincorporated association, all signers on the Agreement ("Signers") represent, warrant and agree that all items and funds deposited into this Account belong to the partnership or unincorporated association, that each of them has been duly authorized by the partnership or unincorporated association and has the power and authority to act, sign and bind the partnership or unincorporated association, that the Credit Union may rely on such authority until proper written notice of revocation is received by the Credit Union and that no dissolution of the partnership or unincorporated association has occurred. If the partnership or unincorporated association uses a name for the business other than the name of the partnership or unincorporated association, a current fictitious business name statement is on file in all places as required by law in which the partnership or unincorporated association conducts business. Partnership and unincorporated association accounts are not subject to the Multiple Party Accounts Law.

Unlawful Internet Gambling Certification

Pursuant to the Unlawful Internet Gambling Enforcement Act of 2006, restricted transactions are prohibited from being processed through your account or relationship with the Credit Union. A "restricted transaction" is any transaction in which a person knowingly accepts from another person in connection with participation in unlawful internet gambling: (i) credit or the proceeds of credit; (ii) electronic funds transfers or funds transferred through a money transmitting business, or the proceeds from such transfers; or (iii) checks, drafts, or any similar instruments. By signing this Agreement, all Business Owners/Signers certify that the Business does not engage in an Internet gambling business. In the event that this changes, Business Owners/Signers will immediately notify the Credit Union.

ADDITIONAL TERMS AND CONDITIONS

- 1. Charges for maintenance and service of the account(s) may be made on occasions and in amounts set forth in rules heretofore and hereafter adopted by Credit Union. Such charges may be made by the Credit Union whether an account is active or dormant. All charges may be deducted from an account, and Credit Union shall not be liable for dishonoring items when the deduction of such charges results in there being insufficient funds in the account to honor items presented thereafter.
- Credit Union is authorized to waive presentment, notice of dishonor, and protest as to all checks, drafts, notes, certificates, acceptances, and other items (hereafter singly and collectively "items") purchased or received by Credit Union for deposit or collection.
- Credit Union is authorized, but not obligated, to honor any item drawn on the account where the signature thereon does not correspond exactly with the specimen authorized signature furnished herein.
- 4. Credit Union may refuse payment of and return as unpaid to the presenting party any or all items drawn on this account and presented to Credit Union on any business day when, at the opening of business on that day, there is not a sufficient balance of collected funds in this account to pay the total amount of such items.
- 5. Credit Union is authorized and directed to send, at the close of each accounting period for this account (as determined by Credit Union from time to time), a statement thereof for the preceding account statement period. Business is obligated to examine the same immediately and to report promptly to Credit Union any dispute or difference of account for whatever reason. Unless Credit Union receives written notice of any claimed dispute or difference of account within 60 days after the statement and items shall have been sent or made available to Business, Business shall be precluded from asserting any dispute or difference as to the account as rendered.
- 6. Credit Union may close this account at any time by sending the balance of funds therein to Business, following the giving of five business days written notice of its intent to do so, and Credit Union shall not be liable for dishonoring any item drawn on this account and presented for payment after such remittance or termination. Credit Union may decline to collect any item or items deposited in this account after giving such notice by sending such items to Business before Credit Union's midnight deadline thereon.
- 7. Should Credit Union receive any process, summons, order, injunction, execution, distraint, levy, lien, or notice (hereafter called Process), which in Credit Union's opinion affects this account, Credit Union may, at its option and without liability, thereupon refuse to honor orders to pay or withdraw sums from this account and may either hold the balance herein until Process is disposed of to Credit Union's satisfaction, or pay the balance over to the source of the Process.
- 8. To secure any and all indebtedness and liability of Business to Credit Union, however and whenever incurred or evidenced, whether direct or indirect, absolute or contingent, due, or to become due, Business hereby transfers and conveys to Credit Union all balances, credits, deposits, monies, and items now or hereafter in this account and Credit Union is authorized at any time to charge or set off such indebtedness or liability against this account, whether or not the same is then due, and the Credit Union shall not be liable for dishonoring items where the making of such a charge or charges results in there being insufficient funds in Business' account to honor such items. The foregoing shall not apply to any loans secured by real estate.
- 9. All remittances, statements, items, notices, and other communications and writings given by Credit Union to Business in connection with this account shall be deemed given when sent to Business' above address or to such other address as shall have been designated to Credit Union in a duly authorized writing.
- 10. This Agreement will be governed by California Law. Any action or proceeding by Business to enforce an obligation, duty or right arising under this Agreement or by law with respect to this Account must be commenced within one year after the cause of action accrues. If any of the provisions of this Agreement are determined to be void or invalid, the remainder of the Agreement shall remain in full force and effect. Credit Union may change the terms of this Agreement. Unless otherwise required by law, we may amend this Agreement without prior notice. If any legal action is necessary to enforce the terms of this Agreement, the prevailing party shall be entitled to attorneys' fees in addition to any other relief to which that party may be entitled.

CU STORE #560