

END-USE/END-USER CERTIFICATE

Controlled Products

Cross Technologies products are subject to U.S. export control laws and regulations. At a minimum, they cannot be exported, reexported or transferred (in-country) to certain prohibited destinations, to prohibited users, or for prohibited uses as discussed below. In addition, certain Cross Technologies products may be controlled on the Commerce Control List (CCL) of the U.S. Export Administrations Regulations (EAR) and may require a license from the U.S. Government for export, reexport or transfer (in-country) even to friendly countries. In particular, articles specially designed or modified for defense applications may require a license under the International Traffic in Arms Regulations (ITAR) for export, re-export or transfer to any destination or end-user.

Controlled Technologies

Technical information that may be provided to you by Cross Technologies, such as drawings, diagrams, user manuals, etc., are also subject to U.S. export control laws and regulations as described above. Exports, reexports or transfers of such information, in any manner, must be made only in compliance with U.S. law. Further, an export license for certain information may be required. An “export” includes allowing a foreign person, such as a foreign person employee or visitor, to view controlled items or technology, even in the United States.

Prohibited Destinations and Prohibited Users

All Cross Technologies products, including technical information shall **not** be intended for and will **not** be exported, reexported or transferred to or for:

1. “Military end use/end users” or “military intelligence end use/end users” in **China (including Hong Kong), Russia, Belarus, Venezuela, Burma/Myanmar, or Cambodia¹**
2. Any country or destination subject to comprehensive U.S. embargoes, including **Iran, Syria, North Korea, Cuba and certain regions of Ukraine (e.g., Crimea, Donetsk and Luhansk);** or
3. Any individuals or entities designated by the U.S. Government as sanctioned, blocked, restricted or denied parties, including but not limited to parties identified on any of the following: **List of Specially Designated Nationals ("SDNs") and entities owned directly or indirectly, 50% or more, by an SDN, other lists maintained by the Office of Foreign Assets Control (OFAC), Denied Persons List, Arms Export Control Act Debarred List, Unverified List, Entity List, Military End User List, or any other lists on the U.S. Consolidated Screening List, which can be found at: http://export.gov/ecr/eg_main_023148.asp.**
4. Any use in China.

Prohibited Uses

Cross Technologies products may not be used without the appropriate U.S. Government authorization for:

1. Designing, developing, fabricating nuclear weapons or nuclear explosive devices; or devising, carrying out, or evaluating nuclear tests or nuclear explosions;
2. Designing, assisting in the design of, constructing, fabricating, or operating facilities for the chemical processing of irradiated special nuclear material, for the production of heavy water, for the separation of isotopes of any source and special nuclear material, or specially designed for the fabrication of nuclear reactor fuel containing plutonium;
3. Designing, assisting in the design of, constructing, fabricating, furnishing or modifying equipment for the fabrication of chemical or biological weapons, chemical precursors, viruses, viroids, bacteria, fungi or protozoa;
4. Designing, assisting in the design of, constructing, fabricating or furnishing equipment for components specially designed, modified or adapted for use in such facilities;
5. Designing, developing or producing rockets or missiles;
6. Training personnel in any of the above activities.

¹ Military end use/user and military intelligence end use/user are defined under 15 C.F.R. Part 744 at: <https://www.bis.doc.gov/index.php/documents/regulations-docs/2343-part-744-control-policy-end-user-and-end-use-based-2/file>.

INSTRUCTIONS FOR COMPLETING END-USER, END-USE CERTIFICATION

1. Unless agreed to in advance by Cross Technologies, this End-User Certificate must be signed and authorized by the Ultimate End-User. (The information on the attached form must either be provided on the End-Users Company Letterhead or include their company seal.)
2. Give the Model or Part Number and describe the product being purchased.
3. Purchaser Name should be the same as stated on the Purchase Order and on Letters of Credit.
4. INTERMEDIATE CONSIGNEE. Provide the complete name and address of anyone who will receive the goods and forward them on. If you have freight forwarders who handle your shipments, list here. P.O. Box numbers are not accepted. If there is no Foreign Intermediary, enter "None."
5. CONSIGNEE. Provide the complete name and address of anyone who will receive the shipment for storage, modification or incorporation into another end-item and for forwarding to the foreign end-user. In some cases the end user may be the purchaser, and in other cases, the articles may go to multiple contractors, system integrators, shipyards or manufacturers before the final end product is delivered to the end user. If so, list their names, addresses and the **Role** they perform. This information is required for screening purposes.
6. END USER. Clearly identify the **entity** that will take final possession of the commodity and be the recipient and user of the systems. For example, "The systems are being procured by the Norwegian Ministry of Defense for use by the Norwegian Royal Air Force." Provide the address of the End User, including street address (not P.O. Box) because the street address is necessary for screening. Provide the complete names. Writing "Military" without describing which service branch is unacceptable. NOTE: if the commodity you are purchasing from Cross Technologies, Inc. will be incorporated into or sold with an upper level assembly, provide the name and address of the end user of the upper level assembly.
7. COUNTRY OF ULTIMATE DESTINATION. This is the country where the items will ultimately be located. If this is different from the country in item 5, please explain. See also note to item 6.
8. END USE. This short statement should describe the specific system in which the product will be used. State whether the ultimate end use will be a military or commercial application. Include the name of **platform** (item 7A) on which the product will be used. If applicable, provide the name of a **Program** (item 7B) that identifies the end use so that we can understand where and how the products are going to be used.

REQUIRED CERTIFICATION. A statement certifying that the items will not be used for the purpose of any Chemical, Biological, Nuclear Weapons, or Missile programs (ballistic or cruise) and that the items are not for re-export to anyone not stated on the end-use certification is required. THESE CERTIFICATIONS MUST BE PROVIDED IN ENGLISH, BY THE END USER, ON THE END USER'S LETTERHEAD. A license may not be necessary, but this certification is still required to make that determination.

Insufficient or incomplete information on this certification will delay your procurement.

Thank you in advance for helping us process your order.

Cross Technologies

End-User/End Use Certification

Purchase Order #: _____

Please fill out this form completely and email or fax to Cross Technologies at info@crosstechnologies.com / (770) 886-7964 with a purchase order. The information supplied below will be kept confidential and used only for determining export requirements.

	<u>Model/ PN</u>	<u>Description</u>
1. Product(s) being purchased	_____	_____
	_____	_____
	_____	_____
	_____	_____
2. Purchaser/Reseller	Name on Order: _____	
	Street Address: _____	
	City, State, Country: _____	
3. Intermediate Consignee	Organization Name: _____	
	Street Address: _____	
	City, State, Country: _____	
	Role _____	
4. Consignee	Organization Name: _____	
	Street Address: _____	
	City, Country: _____	
	Role _____	
5. Ultimate End-User	Organization Name: _____	
	Street Address: _____	
	City, Country: _____	
	Phone or Fax No.: _____	
6. Country of Ultimate Destination (of final product/upper level assembly)	_____	

7. **End Use:** Commercial Military

7A. **Platform used on:** Ship Airborne Space platform Ground-Based
 Other(s) Please, specify: _____

7B. **Program Name:** _____

Describe the type of system in which this Program is utilizing the exported component(s).

I (We) will abide by all applicable U.S. export control laws and regulations for any products purchased from Cross Technologies, Inc. and will not transfer such technology to a third party (other than a Transocean affiliate) without obtaining any licenses or prior approvals required by the U.S. Government prior to such transfer which would result in an export or re-export of Cross Technologies, Inc. products.

We further certify that the product(s) will not be used for proliferation of nuclear, missile, chemical or biological warfare products, or for military end use/end users or military intelligence end use/end user in **China (including Hong Kong), Russia, Belarus, Venezuela, Burma/Myanmar, or Cambodia.**

(To be signed with company seal applied by the ultimate End-User)

Signature: _____

Printed Name: _____

Title: _____