**Solvency Affidavit**

We, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, state the following under oath.

1. We are or soon will become the Grantors of a discretionary trust created for our benefit and the benefit of our children. We contemplate making asset transfers to this trust in addition to our initial nominal contribution.

2. We have full right, title, and authority to any assets we transfer to the Trust.

3. We are aware that any discretionary, self-settled spendthrift trust that we create will not afford protection against creditors until two years after the transfer is made or six months after the creditor discovers or should have discovered the transfer, whichever is later.

4. We will remain solvent and able to pay our reasonably anticipated debts as they become due after making any transfers to the above-referenced trusts.

5. We are not engaged in or soon to become engaged in a business or transaction for which the remaining assets would be inadequate to support.

6. We do not intend to incur or reasonably believe that we will incur any debts that we cannot pay as they become due, and we do not have the actual intent to hinder, delay, or defraud any creditor.

7. We are not contemplating filing for relief under the United States Bankruptcy Code, nor are we involved in any situation that we reasonably anticipate would cause us to file for relief under the United States Bankruptcy Code in the future.

8. We have taken appropriate tax advice and will comply with all my tax reporting and compliance requirements, including any reporting or compliance requirements created by the above-referenced trusts.

9. We have read and understand the attached description of the Money Laundering Control Act and represent that none of the assets that we may transfer was derived from any of the activities specified in this Act and that none of the *financial misconduct* items are applicable to us.

Dated: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_, \_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

STATE OF NEVADA )

) ss.

COUNTY OF CLARK )

This instrument was acknowledged before me on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_, \_\_\_\_\_\_, by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, as Grantors.

[Seal]

Notary Public

My commission expires:

**THE MONEY LAUNDERING CONTROL ACT**

The Money Laundering Control Act (the *Act*) criminalizes conducting or attempting to conduct certain financial activities that involve the proceeds of unlawful activities. The transfer of assets into a limited partnership, trust, or other entity may constitute a financial activity within the scope of the Act; therefore, you must swear under oath that none of the assets you intend to transfer into these entities was derived from any of the criminal activities specified in the Act. The specified unlawful activities under the Act primarily comprise drug-trafficking offenses, financial misconduct, and environmental crimes.

Drug-trafficking offenses include manufacturing, importing, selling, or distributing controlled substances; committing acts that constitute a continuing criminal enterprise; illegally procuring essential or precursor chemicals to controlled substances; and transporting drug paraphernalia.

Covered financial misconduct includes:

concealing assets from a receiver, custodian, trustee, marshal, or other officer of the court;

concealing assets from creditors in a bankruptcy proceeding, the Federal Deposit Insurance Corporation, the Resolution Trust Corporation, or a similar agency or person;

making a fraudulent conveyance in contemplation of a bankruptcy proceeding or with the intent to defeat the bankruptcy law;

giving false oaths or claims in relation to a bankruptcy proceeding;

committing bribery;

giving commissions or gifts to procure loans;

committing theft, embezzlement, or misapplication of bank funds or funds of other lending, credit, or insurance institutions;

making fraudulent bank or credit institution entries on loan or credit applications;

committing mail, wire, or bank fraud; and

committing bank or postal robbery or theft.

Environmental crimes include violations of the Federal Water Pollution Control Act, the Ocean Dumping Act, the Safe Drinking Water Act, the Resources Conservation and Recovery Act, and similar federal statutes.

Other specified crimes include counterfeiting, espionage, kidnapping or hostage-taking, copyright infringement, entry of goods by means of false statements, smuggling goods into the United States, removing goods from the custody of the United States Customs Service, illegally exporting arms, and trading with enemies of the United States.