

Summary of the Proposed 2010 Amendments to UCC Article 9

Part 1 – General Provisions (Definitions)

9-102(a)(7). Authenticate.

Definition amended to conform to definitions contained in other articles of the UCC.

9-102(a)(10). Certificate of Title.

Definition amended to ensure application to increasingly popular electronic notations of liens under certificate of title statutes.

9-102(a)(68). Public Organic Record.

This new definition was created to clarify which records should be used to verify the name of a debtor that is a registered organization. Generally, records filed are “Public Organic Records” whereas records created by the filing office, agency, or other registry using the contents of such filings are not. Articles of Incorporation and any amendments are “public organic records” whereas database entries and certificates of good standing created by a state agency about such organizations would not be “public organic records”.

9-102(a)(71). Registered Organization.

Definition amended to include the new definition of “Public Organic Record” and application to trusts if state statute requires the filing of a public record for formation.

9-105. Control of Electronic Chattel Paper.

Article 9 covers security interests in “electronic chattel paper” and this section governs how “control” is accomplished.

Part 3 – Perfection and Priority

9-307. Location of Debtor.

For banks and other entities organized under the laws of the United States, amendments to this section clarify where such organizations are located.

9-311. Perfection of Security Interests in Property Subject to Certain Statutes, Regulations, and Treaties.

Section amended to reflect change in definition of “Certificate of Title” - 9-102(a)(10)

9-316. Effect of Change in Governing Law.

Section amended to clarify effect of change in location of the debtor requiring filing in new jurisdiction within four months after such change.

9-317. Interests that Take Priority Over or Take Free of Security Interest or Agricultural Lien. Minor error correction and clarification.

9-326. Priority of Security Interests Created by New Debtor.

This section deals with priority disputes when a new debtor becomes bound to a security interest of an old debtor and is amended to reflect the change to section 9-316.

Part 4 – Rights of Third Parties

9-406. Discharge of Account Debtor; Notification of Assignment; Identification and Proof of Assignment; Restrictions on Assignment of Accounts, Chattel Paper, Payment Intangibles, and Promissory Notes Ineffective.

Section amended to effect change related to rights of assignees of receivables and enforcement against account debtors.

9-408. Restrictions on Assignment of Promissory Notes, Health-Care-Insurance Receivables, and Certain General Intangibles Ineffective.

Section amended to effect change related to rights of assignees of receivables and enforcement against account debtors.

Part 5 – Filing

9-502. Contents of Financing Statement; Record of Mortgage as Financing Statement; Time of Filing Financing Statement.

Section amended to provide greater latitude with respect to identifying a debtor that is an individual in a mortgage where Alternative A of section 9-503 is adopted by a state.

9-503. Name of Debtor and Secured Party.

Subsection (a)(1). Regarding the sufficiency of the name for a debtor that is a registered organization, this subsection was amended to require the name as indicated on the most recent “public organic record” of an initial filing, amendment, or other name restatement which indicates the current name.

Subsection (a)(2). Regarding the sufficiency of the name for a debtor that is a decedent’s estate, this subsection was amended to require indication that collateral is being administered by a personal representative.

Subsection (a)(3). Amended to require additional information regarding unnamed trusts where the debtor is the settlor.

Subsection (a)(4)- **Alternative A.** For a debtor who is an individual this alternative subsection provides that a financing statement sufficiently identifies the name of the debtor who has a current state issued driver’s license *only if* the financing statement supplies the name as provided on the driver’s license.

Subsection (a)(4)- **Alternative B.** For a debtor who is an individual this alternative subsection provides a safe harbor in the individual name as provided on the driver’s license. This alternative does not rule out the possibility that other variations of the individual’s name may be sufficient in addition to the name indicated on a current state issued driver’s license.

Subsection (f). New subsection provides that a financing statement sufficiently identifies the name of a decedent if it provides the decedent's name as specified in the court order appointing the personal representative.

Subsection (g)- **Alternative A or Alternative B.** New subsection provides that in the event that an individual has more than one state issued driver's license, reference to driver's license in either Subsection (a)(4) - **Alternative A or Alternative B** means the driver's license issued most recently.

Subsection (h). New subsection clarifies that if a settlor is a registered organization then the name of a settlor is the name of the registered organization indicated in the "public organic record" filed in the jurisdiction where the registered organization is located.

9-507. Effect of Certain Events on Effectiveness of Financing Statement.

Section amended to clarify when the secured party must amend the financing statement that becomes seriously misleading under 9-506 as a consequence of a change in the name of a debtor.

9-515. Duration and Effectiveness of Financing Statement; Effect of Lapsed Financing Statement.

Amendment clarifies that the designation of a debtor as a transmitting utility must be made on the initial financing statement. Consistent with current filing office capability and practice, a transmitting utility designation and related unlimited period of effectiveness (until terminated) cannot be obtained by the filing of an amendment.

9-516. What Constitutes Filing; Effectiveness of Filing.

Amendment removes the requirement to include additional information regarding a debtor that is an organization; type of organization, jurisdiction of organization, and organizational ID.

9-518. Claim Concerning Inaccurate or Wrongfully Filed Record.

The record of a Correction Statement was changed to Information Statement. Occasionally, a termination statement or other amendment is filed by a party against the wrong financing statement requiring a secured party of record to file a statement. This section was amended to clarify that a secured party of record could file an information statement with respect to a record filed by a person that was not entitled to do so.

9-521. Uniform Form of Written Financing Statement and Amendment.

The proposed 2010 amendments necessitated a number of changes to the current financing statement and amendment forms. The revised forms also include a number of changes in format to improve ease of use and promote accurate recordation by both state and local filing offices.

Part 6 – Default

9-607. Collection and Enforcement by Secured Party.

Section amended to include minor clarification.

Part 8 – Transition Provisions for 2010 Amendments

9-801. Effective Date.

July 1, 2013

9-802. Savings Clause.

Prescribes scope of application and limitations.

9-803. Security Interest Perfected Before Effective Date.

Provides that security interests perfected under prior law that also satisfy the requirements for perfection under this act remain effective. However, security interests perfected under prior law that do not satisfy the requirements for perfection under this act will become unperfected unless requirements under this act are satisfied within one year.

9-804. Security Interest Unperfected Before Effective Date.

Provides that security interests unperfected under prior law but that satisfy the requirements for perfection under this act will become effective immediately upon the effective date. Security interests unperfected under prior law that do not satisfy the requirements of this act will become perfected when requirements under this act are satisfied.

9-805. Effectiveness of Action Taken Before Effective Date.

Provides that financing statements effective under prior law in a different jurisdiction remain effective for a period of 5 years or until the financing statement would ordinarily lapse.

9-806. When Initial Financing Statement Suffices to Continue Effectiveness of Security Interest.

Section requires the recording of a financing statement in-lieu of continuation statement within 5 years or lapse, whichever occurs earlier, with respect to financing statements filed under prior law in the incorrect jurisdiction for effectiveness under this act. Section may apply to an unregistered organization under prior law considered to be a “registered organization” under these amendments.

9-807. Amendment of Pre-Effective-Date Financing Statement.

Provides that financing statements must be “in-lieued” to the correct jurisdiction if necessary prior to amendment. However, termination statements may be filed in the prior law jurisdiction.

9-808. Person Entitled to File Initial Financing Statement or Continuation Statement.

Section states that a secured party may authorize any necessary filing under Part 8.

9-809. Priority.

Relates to law governing the determination of priority.

Draft Forms

Section 9-521. Uniform Form of Written Financing Statement and Amendment.

UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS

A. NAME & PHONE OF CONTACT AT FILER [optional]
B. E-MAIL CONTACT AT FILER [optional]
C. SEND ACKNOWLEDGMENT TO: (Name and Address)

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S NAME - insert only one debtor name (1a or 1b) (do not abbreviate any word in the debtor's name - see Instructions)

1a. ORGANIZATION'S NAME					
OR	1b. INDIVIDUAL'S SURNAME		FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX
1c. MAILING ADDRESS		CITY	STATE	POSTAL CODE	COUNTRY

2. ADDITIONAL DEBTOR'S NAME - insert only one debtor name (2a or 2b) (do not abbreviate any word in the debtor's name - see Instructions)

2a. ORGANIZATION'S NAME					
OR	2b. INDIVIDUAL'S SURNAME		FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX
2c. MAILING ADDRESS		CITY	STATE	POSTAL CODE	COUNTRY

3. SECURED PARTY'S NAME (or NAME of ASSIGNEE of ASSIGNOR SECURED PARTY) - insert only one secured party name (3a or 3b)

3a. ORGANIZATION'S NAME					
OR	3b. INDIVIDUAL'S SURNAME		FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX
3c. MAILING ADDRESS		CITY	STATE	POSTAL CODE	COUNTRY

4. COLLATERAL:

5. Check only if applicable and check only one box: Collateral is held in Trust or being administered by a Decedent's Personal Representative.

6a. Check only if applicable and check only one box:

Public-Finance Transaction Manufactured-Home Transaction A Debtor is a TRANSMITTING UTILITY

6b. Check only if applicable and check only one box:

Agricultural Lien Non-UCC Filing

7. ALTERNATIVE DESIGNATION [if applicable]: LESSEE/LESSOR CONSIGNEE/CONSIGNOR SELLER/BUYER BAILEE/BAILOR LICENSEE/LICENSOR

8. OPTIONAL FILER REFERENCE DATA

Instructions for UCC Financing Statement (Form UCC1)

Please type or laser-print this form. Be sure it is completely legible. Read and follow all Instructions, especially Instruction 1; use of the correct name for the Debtor is crucial.

Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.

Send completed form and any attachments to the filing office, with the required fee.

ITEM INSTRUCTIONS

A and B. To assist filing offices that might wish to communicate with filer, filer may provide information in item A and item B. These items are optional.

C. Complete item C if filer desires an acknowledgment sent to them. If filing in a filing office that returns an acknowledgment copy furnished by filer, present simultaneously with this form the Acknowledgment Copy or a carbon or other copy of this form for use as an acknowledgment copy.

1. **Debtor's name.** Enter only one Debtor name in item 1 -- either an organization's name (1a) or an individual's name (1b). Enter Debtor's correct name. Do not abbreviate words that are not already abbreviated in the Debtor's name. If a portion of the Debtor's name consists of only an initial or an abbreviation rather than a full word, provide only the abbreviation or the initial. If collateral is held in trust and Debtor name is trust name, enter trust name in the organization name box in item 1a.

1a. **Organization Debtor.** "Organization" means an entity having a legal identity separate from its owner. A partnership is an organization; a sole proprietorship is not an organization, even if it does business under a trade name. If Debtor is a partnership, enter correct name of partnership; filer need not enter names of partners as additional Debtors. If Debtor is a registered organization (e.g., corporation, limited partnership, limited liability company), it is advisable to examine Debtor's current filed public organic records to determine Debtor's correct name. If a corporate ending (e.g., corporation, limited partnership, limited liability company) is part of the Debtor's name, it must be included. Do not use words that are not part of the Debtor's name.

1b. **Individual Debtor.** "Individual" means a natural person; this includes an individual doing business as a sole proprietorship, whether or not operating under a trade name. Do not use prefixes (Mr., Mrs., Ms.). Use suffix box only for titles of lineage (Jr., Sr., III) that are part of the name of the Debtor and not for other suffixes or titles (e.g., M.D.). Use married woman's personal name (Mary Smith, not Mrs. John Smith). Enter individual Debtor's surname (family name) in Individual's Surname box, first personal name in First Personal Name box, and all additional names in Additional Name(s)/ Initial(s) box.

If a Debtor's name consists of only a single word, enter that word in Individual's Surname box and leave other boxes blank.

For both organization and individual Debtors. Do not use Debtor's trade name, DBA, AKA, FKA, division name, etc. in place of or combined with Debtor's correct name; filer may add such other names as additional Debtors if desired (but this is neither required nor recommended).

1c. Enter an address for the Debtor named in item 1a or 1b.

2. **Additional Debtor's name.** If an additional Debtor is included, complete item 2, determined and formatted per Instruction 1. For additional Debtors, attach either Addendum (Form UCC1Ad) or Additional Party (Form UCC1AP) and follow Instruction 1 for determining and formatting additional names.

3. **Secured Party's name.** Enter name and address for Secured Party or Assignee who will be the Secured Party of record. For additional Secured Parties, attach either Addendum (Form UCC1Ad) or Additional Party (Form UCC1AP). If there has been an assignment of the initial Secured Party's right to be secured party of record before filing this form, either (1) enter Assignor Secured Party's name and address in item 3 of this form and file an Amendment (Form UCC3) [see item 5 of that form]; or (2) enter Assignee's name and address in item 3 of this form and, if desired, also attach Addendum (Form UCC1Ad) giving Assignor Secured Party's name and address in item 12.

4. **Collateral.** Use item 4 to describe the collateral covered by this financing statement. If space in item 4 is insufficient, continue the collateral description in item 16 of the Addendum (Form UCC1Ad) or attach additional page(s).

Note: If this financing statement is filed as a fixture filing or if the collateral consists of timber to be cut or as-extracted collateral, attach Addendum (Form UCC1Ad) and complete the required information in items 13, 14, 15, and 16.

5. If collateral is held in trust or administered by a decedent's personal representative, check the appropriate box in item 5. If more than one Debtor has an interest in the described collateral and the check box does not apply to the interest of all Debtors, the filer should consider filing a separate Financing Statement (Form UCC1) for each Debtor.

6a. If the financing statement relates to a Public-Finance Transaction, Manufactured-Home Transaction, or a Debtor is a Transmitting Utility, check the appropriate box in item 6a. If a Debtor is a Transmitting Utility and the initial financing statement is filed in connection with a Public-Finance Transaction or Manufactured-Home Transaction, check only that a Debtor is a Transmitting Utility.

6b. If this is an Agricultural Lien (as defined in applicable state's enactment of the Uniform Commercial Code) or if this is not a UCC security interest filing (e.g., a tax lien, judgment lien, etc.), check the appropriate box in item 6b and attach any other items required under other law.

7. **Alternative Designation.** If filer desires (at filer's option) to use the designations lessee and lessor, consignee and consignor, seller and buyer (such as in the case of the sale of a payment intangible, promissory note, account or chattel paper), bailee and bailor, or licensee and licensor instead of Debtor and Secured Party, check the appropriate box in item 7.

8. **Optional Filer Reference Data.** This item is optional and is for filer's use only. For filer's convenience of reference, filer may enter in item 8 any identifying information that filer may find useful. Do not include social security numbers or other personally identifiable information.

UCC FINANCING STATEMENT ADDENDUM

FOLLOW INSTRUCTIONS

9. NAME OF FIRST DEBTOR (1a or 1b) ON RELATED FINANCING STATEMENT	
9a. ORGANIZATION'S NAME	
OR	
9b. INDIVIDUAL'S SURNAME	
FIRST PERSONAL NAME	
ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

10. MISCELLANEOUS:

11. ADDITIONAL DEBTOR'S NAME - insert only <u>one</u> debtor name (11a or 11b) (do not abbreviate any word in the debtor's name - see Instructions)				
11a. ORGANIZATION'S NAME				
OR				
11b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX	
11c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

12. <input type="checkbox"/> ADDITIONAL SECURED PARTY'S NAME <u>or</u> <input type="checkbox"/> ASSIGNOR SECURED PARTY'S NAME - insert only <u>one</u> name (12a or 12b)				
12a. ORGANIZATION'S NAME				
OR				
12b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX	
12c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

13. <input type="checkbox"/> This FINANCING STATEMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS. [if applicable]	15. Name and address of a RECORD OWNER of below-described real estate (if Debtor does not have a record interest):
14. This FINANCING STATEMENT covers <input type="checkbox"/> timber to be cut, or <input type="checkbox"/> as-extracted collateral, or <input type="checkbox"/> is filed as a fixture filing.	

16. ADDITIONAL COLLATERAL DESCRIPTION (if applicable, description of real estate):

Instructions for UCC Financing Statement ADDENDUM (Form UCC1Ad)

Please type or laser-print this form. Be sure it is completely legible. Read and follow all Instructions; use of the correct name for the Debtor is crucial. Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.

ITEM INSTRUCTIONS

9. **Name of first Debtor.** Enter name of first Debtor shown on financing statement to which this Addendum relates, exactly as shown in item 1 of financing statement. The Debtor name in this section is intended to cross-reference this Addendum (Form UCC1Ad) with the related Financing Statement (Form UCC1). The name will not be indexed as a separate Debtor.
10. **Miscellaneous.** Under certain circumstances, additional information not provided on financing statement may be required. Also, some states have non-uniform requirements. Use this space to provide such additional information or to comply with such requirements; otherwise, leave blank.
11. **Additional Debtor's name.** If this Addendum adds an additional Debtor, complete item 11 in accordance with Instruction 1 of financing statement. For additional Debtors, attach either an additional Addendum (Form UCC1Ad) or Additional Party (Form UCC1AP) and follow Instruction 1 of financing statement for determining and formatting additional names.
12. **Additional Secured Party's name or Assignor Secured Party's name.** If this Addendum adds an additional Secured Party, complete item 12 in accordance with Instruction 3 of financing statement. For additional Secured Parties, attach either an additional Addendum (Form UCC1Ad) or Additional Party (Form UCC1AP) and complete applicable items in accordance with Instruction 3 of financing statement. In the case of a full assignment of the Secured Party's interest before the filing of this financing statement, if filer has given the name and address of the Assignee in item 3 of financing statement, filer may give the Assignor Secured Party's name and address in item 12.
- 13-15. **Real Estate Record Information.** If this financing statement is filed as a fixture filing or if the collateral consists of timber to be cut or as-extracted collateral, complete items 1-4 of the Financing Statement (Form UCC1), check the box in item 13, and complete the required information (items 14, 15, and/or 16). Check the appropriate box in item 14. If the Debtor does not have an interest of record, provide the name and address of the record owner in item 15. Provide description of real estate in item 16.
16. **Additional Collateral Description.** If space in item 4 of financing statement is insufficient or additional information must be provided, enter additional information in item 16. If this financing statement is filed as a fixture filing or if the collateral consists of timber to be cut or as-extracted collateral, provide a sufficient description of real estate in accordance with the applicable law of the jurisdiction where the real estate is located. Do not include social security numbers or other personally identifiable information.

████████████████████
████████████████████
████████████████████
████████████████████

UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS

A. NAME & PHONE OF CONTACT AT FILER [optional]
B. E-MAIL CONTACT AT FILER [optional]
C. SEND ACKNOWLEDGMENT TO: (Name and Address)

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE NUMBER	1b. <input type="checkbox"/> This FINANCING STATEMENT AMENDMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS; <u>attach</u> Amendment Addendum (Form UCC3Ad) <u>and</u> include Debtor's name in item 13.
---	---

2. **TERMINATION:** Effectiveness of the financing statement identified above is terminated with respect to the Secured Party authorizing this Termination Statement.

3. **ASSIGNMENT** (full or partial): Give name of Assignee in item 7a or 7b, address of Assignee in item 7c and name of Assignor in item 9. For partial assignment, complete items 7 and 9 as stated and indicate affected collateral in item 8.

4. **CONTINUATION:** Effectiveness of the financing statement identified above with respect to the Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.

5. **PARTY INFORMATION CHANGE:**
Check one of these two boxes: Debtor or Secured Party of record. **AND** Check one of these three boxes to:
 CHANGE name and/or address: Complete item 6a or 6b; and item 7a or 7b and item 7c. ADD name: Complete item 7a or 7b, and item 7c. DELETE name: Give record name to be deleted in item 6a or 6b.

6. **CURRENT RECORD INFORMATION:** Complete for Party Information Change - insert only one name (6a or 6b) (do not abbreviate any word in the debtor's name - see Instructions)

6a. ORGANIZATION'S NAME			
OR	6b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	SUFFIX
		ADDITIONAL NAME(S)/INITIAL(S)	

7. **CHANGED OR ADDED INFORMATION:** Complete for Assignment or Party Information Change - insert only one name (7a or 7b) (do not abbreviate any word in the debtor's name - see Instructions)

7a. ORGANIZATION'S NAME			
OR	7b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	SUFFIX
		ADDITIONAL NAME(S)/INITIAL(S)	

7c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY
---------------------	------	-------	-------------	---------

8. **COLLATERAL CHANGE:**
Check one of these four boxes: ADD collateral, DELETE collateral, RESTATE entire collateral description, or ASSIGN collateral. Describe collateral:

9. **NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT-** insert only one name (9a or 9b) (name of Assignor, if this is an Assignment). If this is an Amendment authorized by a DEBTOR, check here and enter name of authorizing Debtor.

9a. ORGANIZATION'S NAME			
OR	9b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	SUFFIX
		ADDITIONAL NAME(S)/INITIAL(S)	

10. OPTIONAL FILER REFERENCE DATA

Instructions for UCC Financing Statement Amendment (Form UCC3)

Please type or laser-print this form. Be sure it is completely legible. Read and follow all Instructions, especially Instruction 1a; correct file number of initial financing statement is crucial.

Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.

Send completed form and any attachments to the filing office, with the required fee.

ITEM INSTRUCTIONS

A and B. To assist filing offices that might wish to communicate with filer, filer may provide information in item A and item B. These items are optional.

C. Complete item C if you want an acknowledgment sent to you. If filing in a filing office that returns an acknowledgment copy furnished by filer, present simultaneously with this form the Acknowledgment Copy or a carbon or other copy of this form for use as an acknowledgment copy.

Always complete items 1a and 9.

- 1a. **File Number.** Enter file number of initial financing statement to which this Amendment relates. Enter only one file number. In some states, the file number is not unique; in those states, also enter in item 1a, after the file number, the date that the initial financing statement was filed.
- 1b. If this Amendment is to be filed in the real estate records or in any other filing office where the name of current Debtor is required for indexing purposes, check the box in item 1b and enter Debtor name in item 13 of Amendment Addendum (Form UCC3Ad). Complete item 13 in accordance with instructions on Amendment Addendum (Form UCC3Ad). If Debtor does not have an interest of record, provide the name and address of the record owner in item 15 of Amendment Addendum (Form UCC3Ad).

Note: Show purpose of this Amendment by checking box 2, 3, 4, 5, or 8 (in items 5 and 8 you must check additional boxes); also complete items 6, 7, and/or 8 as appropriate. Filer may use this Amendment form to simultaneously accomplish both a Continuation (item 4) and data changes (items 5 and/or 8), although in some states filer may have to pay a separate fee for each purpose.

2. **Termination.** To terminate the effectiveness of the identified financing statement with respect to security interest(s) of authorizing Secured Party, check box in item 2. See Instruction 9 below.
3. **Assignment.** To assign (i) all of Assignor's interest under the identified financing statement, or (ii) a partial interest in the security interest covered by the identified financing statement, or (iii) Assignor's full interest in some (but not all) of the collateral covered by the identified financing statement: Check box in item 3 and enter name of Assignee in item 7a or 7b; always provide the Assignee's address in item 7c. Also enter name of Assignor in item 9. If partial assignment affects only some (but not all) of the collateral covered by the identified financing statement, filer should consider checking the ASSIGN collateral box in item 8 and describe the affected collateral in item 8.
4. **Continuation.** To continue the effectiveness of the identified financing statement with respect to security interest(s) of authorizing Secured Party, check box in item 4. See Instruction 9 below.
- 5-7. **Party Information Change.** To indicate a party information change, check this box; also check additional boxes (as applicable) and complete items 5, 6, and/or 7 as appropriate.

To change the name and/or address of a party (items 5, 6, and 7): Check box in item 5 to indicate whether this Amendment relates to a Debtor or Secured Party of record; and check the CHANGE name and/or address box in item 5 and enter name of affected party (current record name) in item 6a or 6b; and repeat or provide the new name in item 7a or 7b; always provide the party's address in item 7c.

To add a party (items 5 and 7): Check box in item 5 to indicate whether this Amendment relates to a Debtor or Secured Party of record; and check the ADD name box in item 5 and enter the added party's name in item 7a or 7b; always provide the party's address in item 7c. For additional Debtors or Secured Parties, attach Amendment Additional Party (Form UCC3AP), using correct name format.

To delete a party (items 5 and 6): Check box in item 5 to indicate whether this Amendment relates to a Debtor or Secured Party of record; and check the DELETE name box in item 5 and enter the deleted party's name in item 6a or 6b.

8. **Collateral Change.** To indicate a collateral change, check this box; also check additional box (as applicable) and describe the change in item 8. If space in item 8 is insufficient, continue collateral description in item 16 of Amendment Addendum (Form UCC3Ad).

To add collateral: Check the ADD collateral box in item 8 and describe the additional collateral.

To delete collateral: Check the DELETE collateral box in item 8 and describe the deleted collateral. A partial release is a DELETE collateral change.

To restate entire collateral description: Check the RESTATE entire collateral description box in item 8 and describe the restated collateral.

To assign collateral: Check the ASSIGN collateral box in item 8. If a partial assignment consists of the assignment of some (but not all) of the collateral covered by the identified financing statement, filer may describe the assigned collateral in item 8, and also comply with Instruction 3 above. Do not check box in item 2 (Termination).

If, due to a full release of collateral, filer no longer claims a security interest under the identified financing statement, check box in item 2 (Termination) and not a box in item 8 (Collateral Change).

9. **Name of Authorizing Party.** Enter name of party of record authorizing this Amendment. In most cases, the authorizing party is the Secured Party of record. If this is an Assignment, enter Assignor's name in item 9a or 9b. If this is an Amendment (Termination) authorized by a Debtor, or if the Amendment adds collateral (in item 8) or adds a Debtor's name (in item 7), check the box in item 9 and enter the name of the Debtor authorizing this Amendment in item 9a or 9b. If this Amendment (Termination) is to be filed or recorded in the real estate records, also enter, in item 16 of the Amendment Addendum (Form UCC3Ad), the name of Secured Party of record. If there is more than one authorizing Secured Party or Debtor, enter additional name(s) in item 16 of Amendment Addendum (Form UCC3Ad).
10. **Optional Filer Reference Data.** This item is optional and is for filer's use only. For filer's convenience of reference, filer may enter in item 10 any identifying information that filer may find useful. Do not include social security numbers or other personally identifiable information.

UCC FINANCING STATEMENT AMENDMENT ADDENDUM

FOLLOW INSTRUCTIONS

11. INITIAL FINANCING STATEMENT FILE NUMBER (same as item 1a on Amendment form)

12. NAME OF PARTY AUTHORIZING THIS AMENDMENT (same as item 9 on Amendment form)

12a. ORGANIZATION'S NAME	
OR	
12b. INDIVIDUAL'S SURNAME	
FIRST PERSONAL NAME	
ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

13. Name of DEBTOR on related financing statement (Name of a current Debtor of record required for indexing purposes only in some filing offices - see Instruction Item 13 - insert only one Debtor name (13a or 13b) (do not abbreviate any word in the Debtor's name - see Instructions)

13a. ORGANIZATION'S NAME			
OR			
13b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX

14. This FINANCING STATEMENT covers timber to be cut, or as-extracted collateral, or is filed as a fixture filing.

15. Name and address of a RECORD OWNER of below-described real estate (if Debtor does not have a record interest):

16. ADDITIONAL INFORMATION (if applicable, description of real estate):

Instructions for UCC Financing Statement AMENDMENT ADDENDUM (Form UCC3Ad)

Please type or laser-print this form. Be sure it is completely legible. Read and follow all Instructions; use of the correct name for the Debtor is crucial. Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. The filing office cannot give legal advice.

ITEM INSTRUCTIONS

11. **File Number.** Enter file number of initial financing statement as shown on the Amendment to which this Amendment Addendum relates, exactly as shown in item 1a of Amendment (Form UCC3).
12. **Name of Authorizing Party.** Enter information exactly as given in item 9 on Amendment (Form UCC3).
13. **Name of Debtor on related Financing Statement.** If this Amendment is to be filed in the real estate records or in any other filing office where the name of a current Debtor of record is required for indexing purposes, enter Debtor name in item 13a or 13b. Item 13 is intended to cross-reference the Amendment (Form UCC3) and Amendment Addendum (Form UCC3Ad) with the related Financing Statement (Form UCC1). If more than one current Debtor, enter additional name(s) in item 16 or on additional Amendment Addendum (Form UCC3Ad). Do not use item 13 to change, add, or delete a Debtor name.
- 14-15. **For Real Estate Records.** If this Amendment is to be filed in the real estate records, complete the required information (items 14, 15, and/or 16). Check appropriate box in item 14. If the Debtor does not have an interest of record, enter the name and address of the record owner in item 15. Provide description of real estate in item 16.
16. **Additional Information.** If space on Amendment form is insufficient or additional information must be provided, enter additional information in item 16. If this Amendment is to be filed in the real estate records, provide a sufficient description of real estate in accordance with the applicable law of the jurisdiction where the real estate is located. Do not include social security numbers or other personally identifiable information.