



ITAR ACKNOWLEDGEMENT

This letter serves as official notification that (1) certain information, software, and hardware items received from Lightel Technologies, Incorporated (Lightel) constitute "Defense Articles" as defined in and governed by the **International Traffic in Arms Regulations ("ITAR")** and (2) ANY TRANSFER of such Defense Articles (including ITAR-controlled "Technical Data") by ANY MEANS to a Non "U.S. Person" as defined by the ITAR, or placement of ITAR-controlled Technical Data in the public domain, whether in the U.S. or abroad, without *PRIOR APPROVAL* from the U.S. Department of State Directorate of Defense Trade Controls is *STRICTLY PROHIBITED*. Lightel will clearly identify all Defense Articles (including ITAR-controlled Technical Data) and will identify only that information, software, and hardware that is, in fact, ITAR-controlled, with an appropriate legend or other written form of notification.

The ITAR defines a "U.S. Person" as a natural person as well as a corporation, business association, partnership, society, trust, or any other entity, organization or group, including governmental entities, who is a lawful permanent resident as defined by 8 U.S. Code 1101(a)(20), or who is a protected individual as defined by 8 U.S. Code 1324(a)(3). It **does not** include any "Foreign Person" defined as an individual who is not a U.S. Citizen, permanent resident alien ("Green card holder"), or protected individual as defined by 8 U.S.C. 1324(a)(3), or as an entity not incorporated to do business in the U.S. including, without limitation, any U.S. person employed by or representing any such non-U.S. entity.

You may access the International Traffic in Arms Regulations ("ITAR"), which include the U.S. Munitions List (Part 121), by visiting the following website:

www.pmddtc.state.gov/regulations_laws/itar_official

Additionally, please be advised that, in accordance with ITAR Part 122.1, any person who engages in the U.S. in the business of either manufacturing or exporting defense articles is required to register with the U.S. Department of State Directorate of Defense Trade Controls.

For information on registering with the U.S. State Department's Directorate of Defense Trade Controls:

www.pmddtc.state.gov/registration

Therefore, Lightel requests that you provide the information requested below:

1. Are you registered with the U.S. State Department's Directorate of Defense Trade Controls?	
2. Are you incorporated to do business in the United States? If yes, in which state?	
3. Are all of your employees who will have access to Defense Articles (including ITAR-controlled Technical Data) protected under the proposed NDA either U.S. citizens or U.S. green card holders/permanent resident aliens or protected individuals (i.e. "U.S. Persons" under the ITAR)?	

Execution of this letter certifies the below company's understanding and compliance with the above-referenced ITAR requirements.

Company Name & Address: _____

Signature of Authorized Certifier (U.S. Person): _____

Printed Name of Authorized Certifier: _____

Title: _____

Date: _____