



SENSITRON SEMICONDUCTOR

100 Engineers Road ♦ Hauppauge, NY 11788
Telephone: (631) 586-7600 ♦ FAX: (631) 290-8830

EXPORT COMPLIANCE

ITAR and EAR including 600/500 SERIES CLASSIFICATIONS

Vendor,

Enclosed please find the following forms:

1. Export Compliance Assurance for ITAR and 600/500 Series Items
2. ITAR Compliance Certification

Kindly review each form, and complete only one to return in your new vendor package.

Form 1, is to certify that you understand and acknowledge the classifications between ITAR and EAR, including the 600/500 series items.

If you are not able to comply with Form 1, but are ITAR compliant, please complete Form 2.

Should you have any questions or concerns regarding these forms please contact Regina DeGraw at Regina.DeGraw@RSM.com.

Thank You.



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EXPORT COMPLIANCE ASSURANCE FOR ITAR AND 600/500 SERIES ITEMS

Vendor's Name ("You", "We", or "the Company"):

A company whose principal place of business is at: _____

Is your company registered with the U.S. Department of State, Directorate of Defense Trade Controls of (DDTC)?

Please circle one: Yes No If yes, please provide Expiration Date_____

Sensitron Semiconductor ("RSM") will provide technical data to You that is controlled under the International Traffic in Arms Regulations ("ITAR")¹ or Export Administration Regulations ("EAR")² 500/600 series Export Control Classification Number ("ECCN"). The technical data generally requires a U.S. government export license prior to release to non-U.S. persons. This includes, among other things, releases to non-U.S. person employees (inside or outside the U.S.), non-U.S. companies or any other non-U.S. person.

Sensitron Semiconductor ("RSM") requires verification of your understanding of ITAR and EAR requirements. This information is essential for compliance and may impact our ability to conduct business with your firm.

In accordance with applicable the ITAR and EAR, Vendor provides the following assurances:

(1) We acknowledge that:

- a. RSM products and related technical data are subject to U.S. export control regulations. We agree to comply with these regulations and understand that noncompliance may result in fines and penalties; and

By this Export Compliance Assurance, the Company has received notification that RSM technical specifications, drawings and/or hardware provided to the Company is subject to the ITAR or EAR as identified in the table above.

¹ 22 C.F.R. Parts 120-130.

² 15 C.F.R. Parts 730-774.

(2) We will not, except as specifically authorized by applicable Government regulation or specific license:

- a. Release export-controlled technical data and/or hardware (e.g., ITAR-controlled or 600/500 series controlled) to any person who is not a U.S person; or assign any person who is not a U.S. person to perform work under RSM issued Purchase Orders with parts numbers classified as ITAR-controlled or 600/500 series controlled;
- b. Transfer, or facilitate the transfer of the above-listed RSM Products to any person, entity, organization, or other party identified on a U.S. government-issued restricted party list, as revised from time to time;
- c. Otherwise, re-export, transfer, or make other disposition of RSM Products, except in accordance with the provisions of this Export Compliance Assurance and all applicable export control and sanctions laws and regulations, as amended from time to time.

(3) We also agree that we will:

- a. Indemnify and hold RSM harmless against any claim, demand, action, proceeding, judgement, penalty, fine, loss, liability, cost or expense (including reasonable attorneys fee(s) suffered or incurred by RSM and arising out of or relating to representations made and obligations assumed by Vendor pursuant to this certification.

I certify that (a) all of the facts contained in this Export Compliance Assurance are true and correct to the best of my knowledge and belief, (b) we will adhere to the conditions detailed herein, (c) the Company affirms its commitment to comply with all applicable requirements under the ITAR and EAR, and (d) I have the lawful authority to sign this document on behalf of the below-listed entity.

(Please Print Clearly)

Print Name

Signature

Print Title

Date

Please email completed form to Regina DeGraw at Regina.DeGraw@rsm.com.

ITAR Compliance Certification

(International Traffic in Arms Regulations)

It is the policy of Sensitron Semiconductor, that our Vendors be knowledgeable of, and comply with, the U.S. export rules and regulations pertaining to commodities and technical data and/or hardware subject to U.S. export controls.

The export by Sensitron Semiconductor of products, parts, supplies and technical data and/or hardware must be in accordance with the laws, regulations, and licensing requirements of the U.S. government.

Sensitron needs to verify your understanding of the ITAR (International Traffic in Arms Regulations) 22 C.F.R. Parts 120-130 and EAR (Export Administration Regulations) 15 C.F.R. Parts 730-744. The information requested is used solely for these reasons and failure to acquire this information may prevent Sensitron Semiconductor from doing business with your firm.

Vendor's Name: _____

A company whose principle place of business is at: _____

Is your company registered with Directorate of Defense Trade Controls of the U.S. Dept. of State?

Please circle one Yes No If yes, please provide Expiration Date _____

Indicate Compliance where applicable:

- A.** Vendor hereby acknowledges notification that technical specifications, drawings and/or Hardware provided by our customers in connection with Design-In, Quotations or Purchase Orders may include clearly marked technical data as defined by 22 CFR 120.10 or 15 CFR 772.1 which is subject to U.S. Government export control regulations (22 CFR 120-130. International Traffic in Arms Regulations (ITAR) or 15 CFR 730-774, Export Administration Regulations (EAR)). Applicable export control regulations may restrict access to Sensitron Semiconductor technical data and equipment to U.S. person as defined by 22 CFR 120.15 only.
- B.** Vendor further certifies that it will comply with all such U.S. Government export control regulations, as applicable, before: (1) disclosing to any person who is not a U.S. person, customers technical data, including drawings and specifications, and/or Hardware or (2) providing any person who is not a U.S. person with access to customer and or Sensitron Semiconductor supplied technology and/or Hardware, or (3) assigning any person who is not a U.S. person to perform work under this Purchase Order.
- C.** Vendor certifies that it will not assign any non-U.S. person to perform work which requires access to ITAR-controlled Technical Data and/or Hardware without prior approval from Sensitron.
- D.** Vendor certifies that it will advise all of their employees who may have access to ITAR-controlled Technical Data and/or Hardware of their obligations regarding compliance with U.S. export control laws and regulations, and will actively monitor and enforce compliance.

- E.** Vendor certifies that it will establish standard operating procedures and policies and physical security measures designed to protect ITAR-controlled Data and/or Hardware from inadvertent release or disclosure to non-U.S. persons or other unauthorized parties.
- F.** Vendor hereby agrees that it shall be responsible for ensuring that the requirements of this certification are conveyed to any of its employees that will receive Sensitron Semiconductor technical data.

Certification:

I hereby certify that the above statements are true, and that this certification applies to all Requests for Quotations, Purchase Orders or technical documents received from Sensitron Semiconductor or on behalf of Sensitron Semiconductor. Furthermore, I am responsible for notifying Sensitron Semiconductor of any changes in status affecting this certification or in my standing with the U.S. Government on export compliance.

COMPLIANCE OFFICIAL or other RESPONSIBLE OFFICIAL

Title: _____

Signature: _____

Print Name: _____

Date: _____

HUMAN RESOURCES OFFICIAL

Title: _____

Signature: _____

Print Name: _____

Date: _____

Please email completed form to Giddel Taylor at Giddel.Taylor@rsm.com or fax certification to 631-586-1065.