

Certification of Lawful Exchange of Controlled Technical Data

As a business partner or potential business partner with Honeywell FM&T (HFMT), (*insert name of Company* , hereinafter “*Company*”) hereby acknowledges that information exchanged between HFMT and Company may include the use of, or access to, Export Controlled Information or Controlled Technical Data (hereinafter ECI) under the Export Administration Regulations, International Traffic in Arms Regulations, Office of Foreign Assets Controls or the Atomic Energy Act (hereinafter U.S. Export Control Laws). Before exchanging ECI, Company must have a duly authorized representative of Company complete, sign and return this certification and provide any necessary attachments:

- A. Company is incorporated or registered to do business in the United States of America, is free from foreign influence by a related foreign person or entity, segregates any ECI from any foreign person or entity, and will inform HFMT immediately of any change of ownership related to a foreign person or entity.
- B. Company representative(s) dealing directly with HFMT in the exchange of ECI is/are a Citizen of the United States, Lawful Permanent Resident 8 USC 1101(a)(20), Refugee 8 USC 1157, Asylee 8 USC 1158 or Temporary Resident under 1160(a) or 1255(a)(1) (U.S. Persons).
- C. Company has processes and/or procedures (Technology Control Plan) in place to handle ECI under the U.S. Export Control Laws and has trained and advised Company’s representative(s) of their obligations under the law. ***Provide a copy of Company’s Technology Control Plan. If Company is DDTC Registered, please provide a copy of the DDTC Registration Letter with the Registration Number redacted.***
- D. Company has signed a Non-Disclosure Agreement (NDA) with HFMT and will comply with all U.S. Export Control Laws per the NDA.
- E. Company agrees to conduct their due diligence in informing any of its suppliers, partners, etc. of the U.S. Export Control Laws related to HFMT’s ECI.
- F. Company acknowledges HFMT may NOT receive classified information via e-mail or Web Exchange.
- G. Company is able to receive ECI via Web Exchange, store the data in a secured manner, protect the data from intrusion and destroy controlled data upon request or upon completion of the engagement with HFMT.
- H. Company has a secured, U.S. Export Controls compliant e-mail exchange server for regular communications that do not include ECI.
- I. Company has a secured, U.S. Export Controls compliant technology control plan that is written and implemented; including, but not limited to: risk assessment, training, monitoring, auditing and corrective action).
- J. Company agrees to clearly mark ECI with the Jurisdiction and Classification information prior to the exchange.
- K. Company must provide the name and contact information (e-mail and phone number) for the person primarily responsible for compliance with U.S. Export Control Laws.

By completing, signing and returning this document, the individual signing on behalf of Company certifies that the above is true, that Company will immediately notify HFMT of any changes in status affecting this certification, and that you are a duly authorized representative of Company that will ensure compliance with all statements in this certification.

Name:
Title:
Signature: _____
Date: