

ASSIGNMENT OF CERTIFICATE OF DEPOSIT
Form MMS-4437

Whereas, on the ____ day of _____, _____, _____, of _____
Month Year Company Name Address
_____ executed certain certificate(s) of deposit described as follows:

CD Number _____ in the amount of \$ _____

Bank Name _____, ABA number _____

to secure the appealed amounts of royalties and/or interest due the United States, Minerals Management Service (MMS). Certificate(s) of Deposit will be redeemed by MMS in the event that _____, is unsuccessful in its appeal of Docket No. _____, appeal
Company Name
amount of \$ _____ plus interest, and has for a period of more than 15 days neglected,
Bill Amount
failed, or refused to pay such amount although requested to do so by MMS of the Department of the Interior.

To satisfy the requirements of 30 CFR 243.4, the undersigned, _____ as obligator,
Company Name
hereby pledges the Certificate(s) of Deposit as described above, to "The United States Minerals Management Service, Associate Director for Minerals Revenue Management."

The condition of the above assignment is such that the Certificate:

- (a) shall be pledged to the United States Minerals Management Service Associate Director for Minerals Revenue Management in writing and upon the books of the institution issuing such certificates;
- (b) shall be issued from a bank that has a minimum Fitch rating or is confirmed by a bank with an acceptable rating. Acceptable ratings are: "C" for less than 1 million dollars (\$1 million); "B/C" for between 1 and 10 million dollars (\$1 million to \$10 million); and "B" for over 10 million dollars (\$10 million);
- (c) shall be conditioned upon the issuing institution waiving all rights of setoff or liens which it has or may have against those certificates;
- (d) shall be of sufficient amount so that liquidation of those certificates prior to maturity would provide the required surety amount;
- (e) shall remain in full force and effect until the assignment is released in writing by the United States Minerals Management Service Associate Director for Minerals Revenue Management;

The assignment shall be valid throughout any maturity redemption period as designated by the issuing institution and shall also automatically renew itself when the CD is renewed.

If there are penalties for early redemption, such penalties will be paid out of the obligor's interest earned, not out of the principal amount of the CD.

In Witness Whereby, the obligor has hereunto set its signature and seal this _____ day of _____, _____.

Month Year

Company Name

By: _____

In Witness Whereof, the Issuing Institution has here unto set its signature and seal this _____ day of _____, _____.

Month Year

Issuing Bank

By: _____

Title: _____

Paperwork Reduction Act of 1995 (PRA) Statement: The PRA (44 U.S.C. § 3501 *et seq.*) requires us to inform you that we collect this information to allow lessees, designees, or payors to stay the effectiveness of an order or decision by posting a surety instrument. The MMS uses the information to secure the financial interests of the public and Indian lessors during the entire administrative and judicial appeal process. Responses are required to obtain a benefit (43 U.S.C. § 1334). Proprietary information is protected in accordance with standards established by the Federal Oil and Gas Royalty Management Act of 1982 (30 U.S.C. § 1733), the Freedom of Information Act (5 U.S.C. § 552(b)(4)), the Department regulations (43 CFR § 2). An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB Control Number. Public reporting burden for this form is estimated to average 1 hour per response, including the time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of this form to the Information Collection Clearance Officer, Minerals Management Service, Mail Stop 4230, 1849 C Street, NW, Washington, DC 20240.