



## TECHNOLOGY INVESTMENT TAX CREDIT PROGRAM INVESTMENT APPLICATION

### INSTRUCTIONS

All documents, schedules, deadlines and contact information is available online at  
[www.development.ohio.gov/tech/titc](http://www.development.ohio.gov/tech/titc)

The purpose of this form is to allow an investor to provide the necessary information for their forthcoming investment in a Technology Investment Tax Credit (TITC) Program-qualified Entity (company). This form must be submitted and approval obtained PRIOR to any investment in the company.

**Prior to filling out this application, investors should read the TITC Program Guidelines**

**Each investor seeking a tax credit certificate must fill out a separate form**

This form must be printed, signed and submitted to a TITC Edison Partner along with an application fee. An individual fee is \$200 and a group fee (up to 20 investors) is \$800. Completed applications received by the due date will be considered at the following TITC Committee Meeting. All applicants will receive a letter detailing the disposition of their application.

If approved, the investment is eligible for a tax credit for up to 120 days. To receive a tax credit, the investor must complete the investment and submit a completed and notarized Tax Credit Certificate Request form within 120 days of approval. Investment approval is cancelled after 120 days and the investor may resubmit for approval.

### CHECKLIST

Applicant	Edison Partner	TITC Staff	
			Number of Pages Submitted _____
			Application Complete and Signed
			B.4. Completed Investment Explanation
			C.4. Proprietary Decision Making Authority Explanation
			C.5. Investor Sale Explanation
			C.6. Ineligible Member Explanation

*To be completed by Edison Partner & TITC Staff*

Edison Partner:	Edison Partner Signature:	Date:
<i>Entity Name (receiving investment):</i>		
<i>Investor Name (making investment):</i>		
<i>Eligible Investor:</i>		
<i>Eligible Investment:</i>		
<i>Other Comments:</i>		
TITC Staff Initials:		Date:

# OHIO TECHNOLOGY INVESTMENT TAX CREDIT PROGRAM INVESTMENT APPLICATION

## A: Investor Information

<b>Individual Investor</b> <input type="checkbox"/>					
<input type="checkbox"/> Mr. <input type="checkbox"/> Mrs. <input type="checkbox"/> Ms. <input type="checkbox"/> Dr.					
<i>Full Name</i>			<i>SSN</i>		
<b>Entity/Fund Investor</b> <input type="checkbox"/>					
<input type="checkbox"/> Corp <input type="checkbox"/> LLC <input type="checkbox"/> LP <input type="checkbox"/> LLP					
<i>Entity Name</i>			<i>FTID</i>		
<input type="checkbox"/> Mr. <input type="checkbox"/> Mrs. <input type="checkbox"/> Ms. <input type="checkbox"/> Dr.					
<i>Company Contact Name</i>			<i>Position</i>		
<b>Contact Information</b>					
Address:				County:	
City:		State:		ZIP Code:	
Phone:		Email:			

## B: Investment Information

*(You may attach a separate sheet explaining answers to any of the following questions.)*

1. Approved Ohio Entity (company) receiving investment:		
2. Investor's current investment eligible for tax credit:	\$	
3. Investor's current tax credit requested:	\$	<input type="checkbox"/> 25% <input type="checkbox"/> 30%
4. Investment is pending (not a completed transaction): Completed transactions are not eligible for a tax credit. If NO, please attach explanation.	<input type="checkbox"/> Yes <input type="checkbox"/> No	
5. Investor's prior investments into this Entity:	\$	
6. Investor's prior tax credits for investments into this Entity:	\$	
7. Category against which the tax credit is sought? Select One:	<input type="checkbox"/> Personal Income Tax <input type="checkbox"/> Corporate Franchise Tax <input type="checkbox"/> Excise Tax for Public Utilities <input type="checkbox"/> Dealers in Intangibles Tax	

## OHIO TECHNOLOGY INVESTMENT TAX CREDIT PROGRAM INVESTMENT APPLICATION

### C: Eligibility

*(You may attach a separate sheet explaining answers to any of the following questions.)*

<b>Eligible investments may not come from owners holding 5% or more ownership at time of application, persons with proprietary decision making authority or their first degree relatives.</b>	
1. Type of ownership investor will receive for investment:	<input type="checkbox"/> Common <input type="checkbox"/> Note <input type="checkbox"/> Preferred <input type="checkbox"/> Other _____
2. Investor's total issued ownership BEFORE current investment (must be less than 5%):	%
3. Total issued ownership held by dependents and spouse:	%
4. The investor or a first degree relative is an employee, adviser, officer, or board member of the Company. If YES, list the position/relationship and attach an explanation.	<input type="checkbox"/> Yes <input type="checkbox"/> No
5. Has the investor sold or transferred any ownership interest in the Entity? If YES, attach an explanation.	<input type="checkbox"/> Yes <input type="checkbox"/> No
6. Are one or more owners of an Entity/Fund Investor INELIGIBLE to make an approved investment? If YES, attach an explanation.	<input type="checkbox"/> Yes <input type="checkbox"/> No / NA

**D. SUBMISSION ACKNOWLEDGEMENT**

Applicants should be aware that, upon receipt of eligibility for tax credit investments, their names and information will be provided to the public according to ORC Section 149.143. However, under ORC Section 122.36(A) any materials or data submitted, made available to, or received by the Director of the Department of Development and the Industrial Technology Enterprise Advisory Council, to the extent that the material or data consists of trade secrets, commercial or financial information regarding projects is not deemed to be public information or public documents and shall not be open to public inspection. Applicants must also be prepared to release additional information requested by the Edison Center and ITEAC Committee.

The maximum tax credit issued shall not be more than sixty two thousand five hundred (\$62,500) dollars (or \$90,000 for an EDGE or distressed county entity) for any one investor in any one company. The investment must take the form of the purchase of newly-issued: common or preferred stock, a membership interest, partnership interest, or any other ownership interest. The equity position must be directly purchased from the Entity. No repayment of principal invested may be made for at least three years from the date the investment is made. The annual combined amount of any dividends and interest payments to be made to the investor may not exceed ten percent of the amount of the investment for the three years from the date the investment is made.

**E. ACKNOWLEDGEMENT FOR UNDERSTANDING OF RISK DISCLAIMER**

Risk of Loss. Applicant herein affirmatively certifies that he/she/it is aware that he/she/it is solely responsible for the due diligence regarding their investment with the Ohio Entity. Applicant further affirmatively certifies that he/she/it's investment in the Ohio Entity is entirely at risk of loss as such APPLICANT AFFIRMATIVELY COVENANTS THAT HE/SHE/IT SHALL FOREVER HOLD THE EDISON CENTERS (EC), THE OHIO DEPARTMENT OF DEVELOPMENT (ODOD), THE DIRECTOR OF THE OHIO DEPARTMENT OF DEVELOPMENT (DIRECTOR), THE INDUSTRIAL TECHNOLOGY ENTERPRISE ADVISORY COUNCIL (ITEAC) AND ITS TECHNOLOGY INVESTMENT TAX CREDIT COMMITTEE (TITC) HARMLESS FROM ANY AND ALL LIABILITIES AND CLAIMS ARISING OR RESULTING FROM THE DECISION TO QUALIFY OR NOT QUALIFY FOR INVESTMENTS UNDER THE PROGRAM.

**F. CERTIFICATION OF PUBLIC LIABILITY STATUS**

Certification of Public Liabilities Status. Applicant herein affirmatively certifies that he/she/it does not owe: (1) any delinquent taxes to the State of Ohio or a political subdivision of the State; (2) any monies to the State or a state agency for the administration or enforcement of any environmental laws of the State; and (3) any other monies to the State, a State agency or a political subdivision of the State that are past due, whether the amounts owed are being contested in a court of law or not.

**G. PENALTIES UNDER LAW**

Falsification of Information. Applicant herein affirmatively certifies that he/she/it has made no false statements or provided false information in connection with this application, and that all information provided is complete and correct, and that Applicant is aware of O.R.C. Sections 9.66(C)(1) and 2921.13(D)(1) penalties for such falsification, which may result in revocation of all current or future economic development assistance benefits, as well as may be guilty of a misdemeanor of the first degree, pursuant to O.R.C. 2921.13(D)(1), which is punishable by a fine of not more than \$1,000.00 and/or a term of imprisonment of not more than six months.

**The applicant certifies that the information provided in and with this application is true and acknowledges sections D, E, F, and G.**

\_\_\_\_\_  
*Signature of the Applicant*

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Type/Print Full Name*