

WEST VIRGINIA ECONOMIC DEVELOPMENT AUTHORITY
APPLICATION FOR HIGH-GROWTH BUSINESS INVESTMENT TAX CREDIT
2006 - 2007

West Virginia Economic Development Authority
NorthGate Business Park
160 Association Drive
Charleston, West Virginia 25311-1217
(304) 558-3650 Phone
(304) 558-0206 FAX

Unless expressly authorized in writing to the contrary by the Applicant, all information submitted pursuant to an application for designation as an eligible taxpayer and documents related to this application will be treated as confidential and private, and such material will not be released or made available to the general public unless required by law. Furthermore, all general correspondence of or to the West Virginia Economic Development Authority (the "Authority" or "WVEDA") and all information generated internally by the Authority including but not limited to internal memoranda and reports is confidential and not subject to public disclosure. However, after the WVEDA Board has approved the tax credits, the full legal name of the Applicant, the mailing and office addresses of the Applicant, the telephone number of the Applicant and a name of a person to contact for the Applicant will be made available to the general public.

I. GENERAL REQUIREMENTS

Applicants should submit three (3) complete applications with original signatures to the attention of the Executive Director of the Authority. **The Director shall receive applications, during its regular business hours, beginning on July 1, 2006 and not before - for the tax year beginning July 1, 2006 and ending June 30, 2007.**

The submission of any false or misleading information in the Application or in any other materials which may be submitted will be grounds for rejection of the Application and denial of further consideration by the Authority for the current and subsequent years.

II. PREREQUISITES FOR CLAIMING THE TAX CREDIT

No tax credit is allowed or may be applied until the Applicant seeking to claim the credit has:

- A. Filed with the Authority a written and complete application for the tax credit. The application must be signed and verified by the Applicant or by a duly authorized representative of the Applicant.
- B. Filed with the Authority the research and development program or project certification issued pursuant to W. Va. Code §11-13R-6 for the qualified research and development company that will benefit from the investment.
- C. Filed with the Authority a certified copy of its certificate of incorporation, articles of organization, certificate of formation of limited partnership or statement of limited liability partnership, as appropriate.
- D. Received from the Authority certification of the amount of the tax credit to be allocated to the Applicant.

When completing the following application, do not leave any questions blank. If a question does not apply mark "N/A" and, if necessary, provide a brief written explanation. Failure to complete the application in its entirety will result in processing delays.

The submitted package in its entirety will include the following:

- 3 Original Completed WVEDA Applications
- Attachments requested in Section D
- Applicant signature on page 5
- Signed Authorization for Release of Tax Information

Please forward to the attention of the Executive Director, WVEDA, Northgate Business Park, 160 Association Dr., Charleston, WV 25311-1217

HIGH - GROWTH BUSINESS INVESTMENT TAX CREDIT

Please complete the following:

A. APPLICANT

Full Legal Name _____

Mailing Address _____

Physical Address (if different from above) _____

Telephone _____ Fax _____ Website _____

Federal Tax ID Number _____

Social Security Number (for individuals) _____

Incorporated or formed in the state of _____

Please check one of the following:

<input type="checkbox"/>	C Corporation	<input type="checkbox"/>	General Partnership
<input type="checkbox"/>	S Corporation	<input type="checkbox"/>	Limited Partnership
<input type="checkbox"/>	Limited Liability Corporation	<input type="checkbox"/>	Individual
<input type="checkbox"/>	Other:		

Authorized Representative of Applicant:

Name _____ Title _____

Telephone _____ Fax _____ e-mail _____

B. OFFICERS, STOCKHOLDERS & KEY PERSONNEL

Include management, officers, board of directors and all stockholders/owners. 100% ownership must be disclosed, starting with major stockholders and anyone having a controlling interest. If more space is needed, please provide attachment.

Name	Title	Address*	% Ownership

*Address is to include street and number, city or town, state and zip code

C. INVESTMENT INFORMATION

Date of Qualified Investment _____ Amount of Qualified Investment \$ _____

Amount of Tax Credits Requested \$ _____

Name of Qualified R&D Company _____

Qualified R&D Company Contact and Telephone # _____

D. ATTACHMENTS

Please provide the following:

1. If the applicant is a business entity, a copy of the Applicant's bylaws, operating agreement or partnership agreement certified as a true and correct copy thereof by an officer, manager, member or partner of the entity.
2. If the applicant is a corporation, a copy of any agreements effective among the shareholders, including shareholder agreements as described in W. Va. Code §31D-7-732 or a statute of similar import.
3. A completed Form WV-ARI-001, Authorization to Release Information ("authorization"), or any subsequent applicable document of similar import, required for the Applicant to waive tax confidentiality provisions found in the West Virginia Code. If the applicant is a Limited Liability Company, a completed authorization is required from each member. If applicant is a partnership, a completed authorization is required from each partner.
4. Certification from the West Virginia Tax Commissioner that the Applicant is investing in a qualified research and development company.
5. Documentation to verify the date of the investment and the amount of the investment in the qualified research and development company.
6. If applicable, a copy of the Subscription Agreement.

I hereby agree that, if accepted as an eligible taxpayer, I do and will continue to comply with all requirements of WV Code §11-13U-9 and Rule 117CSR5.

APPLICANT:

**Signature of Authorized Company
Representative Verifying Accuracy
of Information:**

Signature

Date