



State Securities Board
P.O. Box 13167
Austin, Texas 78711-3167

Application for Designation as Matching Service Under §109.15

1. Applicant's name: _____
Address: _____

Principal place of business (if applicable): _____
Telephone: _____

Applicant is (check one):

Governmental entity _____ Type: _____
Statutory authority: _____

Quasi-governmental entity _____ Type: _____
Statutory authority: _____

Institution of
Higher Education _____ Type: _____
Accrediting agency: _____

Nonprofit corporation _____

If nonprofit corporation, describe in detail nature of association with governmental or quasi-governmental entity, or institution of higher education, identify entity and, if applicable, cite statutory authority:

2. Correspondent's name: _____
Firm (if applicable): _____
Address: _____

Telephone: () _____

3. Describe in detail, on separate sheets of paper, the matching service facility operated or proposed to be operated by the applicant. Address, among other things, how investor and issuer members are identified and made aware of the facility and how the operations of the facility and the presentation of business plans are limited to ensure compliance with §109.15. Demonstrate that the facility and its employees do not and will not have any business relationship with any investor or issuer member, other than as permitted in §109.15. If the applicant currently operates a facility, describe the history of operations. Provide copies of all materials generated or maintained by the applicant demonstrating that the matching service is limited to providing investor members with summary business plans and identities of issuer members.
4. Describe in detail, on separate sheets of paper, the nature of the inquiry the applicant undertakes to determine whether investor members are properly qualified.
5. State the number of employees engaged in operating the facility, describe the functions of each employee, and describe how employees are compensated: _____

6. Affirm that no employee is required under The Securities Act to be a registered dealer, salesman or agent. If any employee, officer, director, or control person, has, at any time within the past five years, been engaged in the offer or sale of securities as a dealer, salesman or agent, identify such employee(s), officer(s), director(s), or control person(s), describe the nature of the securities-related activities, and firm affiliation (if any, with dates): _____

7. If any employee, officer, director, or control person of the applicant is subject to any disqualification set forth in §109.13(k)(2)(A)-(E) of this title, give the name of such employee, officer, director, or control person and all particulars in an attached statement.

8. What fees are charged members for use of the facility? _____

9. How are fees calculated? _____

10. Provide information demonstrating that fees are not in excess of amount necessary to cover reasonable operating costs and are in no way related to the amount of money being raised by any issuer member or the amount of securities sold by any issuer member.
11. If applicable, describe in detail how the facility is advertised or proposed to be advertised. Include text of any advertisement pertaining to the facility: _____

The undersigned certifies that if the applicant is designated as a matching service for purposes of §109.15, he or she agrees, on behalf of the applicant, to limit advertisement of the service facility as set out in §109.15(c)(8) and, on objection of the Securities Commissioner, to cease any such advertisement.

The undersigned and the Applicant (if different from the undersigned) acknowledge that making a false or misleading statement in a document filed with the Securities Commissioner or submitting false or misleading information or omitting pertinent or material information in connection with any document filed with the Commissioner may constitute a violation of The Texas Securities Act, be grounds for discipline under The Texas Securities Act, and may subject the undersigned and/or the Applicant to other legal sanctions, including administrative, civil or criminal penalties, including being deemed guilty of a felony of a third degree as provided in Section 29.E of The Texas Securities Act.

The undersigned certifies that she/he has executed this form on behalf of, and with the authority of the Applicant. The undersigned and the Applicant represent that we have read this form, that we understand it and are familiar with its contents, and that the information and statements therein are current, true and complete to the best of our knowledge, information and belief and that any documents submitted with this form are true copies of the originals. The undersigned and Applicant

Form
133.35

further represent that to the extent any information previously submitted is not amended, such information is accurate and complete.

I declare under penalty of perjury under the laws of Texas that the foregoing is true and correct.

Executed the ___ day of _____, 20__.

By:

Signature

Printed name

Title