

**Mark-to-Market  
PAE Conflict of Interest and Civil Rights Action Certifications  
(Short Form)**

**Form 2.2**

This form must be completed and submitted to OAHP within 5 business days of receipt of a preliminary list of assets for assignment. This form must be submitted for each asset. Please refer to the Frequently Asked Questions list on the PAE section of OAHP’s web site ([www.hud.gov/OAHP/readingrm/coifaqs.doc](http://www.hud.gov/OAHP/readingrm/coifaqs.doc)), the Operating Procedures Guide and 24 CFR Part 401 for definitions and other information prior to completing these certifications. All answers must be typed or printed.

PAE Name \_\_\_\_\_  
 Name of Person Certifying \_\_\_\_\_  
 Title of Person Certifying \_\_\_\_\_  
 Telephone Number of Person Certifying \_\_\_\_\_  
 Date of Certification \_\_\_\_\_  
 Asset Name \_\_\_\_\_  
 Asset Address \_\_\_\_\_

**Part I**

If any affirmative answer is provided to any of the following questions, the PAE must attach a detailed explanation about the matter.

	Yes	No
1. Have there been any changes to the PAE’s list of “restricted persons” since the last PAE Conflict of Interest and Civil Rights Action Certifications filing.		
2. Is the PAE or any restricted person associated with the PAE currently: <ul style="list-style-type: none"> <li>• Charged with a <i>systemic</i> violation of the Fair Housing Act by the Secretary of HUD alleging ongoing discrimination;</li> <li>• The defendant in a Fair Housing Act lawsuit filed by the Department of Justice alleging ongoing pattern or practice of discrimination; or</li> <li>• In receipt of a letter of non-compliance findings under Title VI of the Civil Rights Act, section 504 of the Rehabilitation Act, or section 109 of the Housing and Community Development Act.</li> </ul>		
3. Does the PAE or any restricted person associated with the PAE have a financial interest outside the direct consideration of the PRA in a matter relating to the currently assigned asset (including as a result of state or local government financing as noted in #7 below)?		
4. Does the PAE or any restricted person associated with the PAE have any personal, business or financial interest or relationship outside the direct consideration of the PRA in a matter relating to the currently assigned asset which would cause a reasonable person with knowledge of the relevant facts to question the integrity or impartiality of those who are or will be acting under the PRA?		

	Yes	No
5. Is the PAE or any restricted person associated with the PAE taking an adverse position to HUD, OAHP or to an owner whose project is covered by a PRA in a lawsuit, administrative proceeding or other contested matter?		
6. Does the PAE or any restricted person associated with the PAE have any ownership interest in any property that would constitute a competing property with the asset currently being assigned? For purposes of this question, "competing property" is any real property that has the same general character, is in the same geographic market and in which the PAE or restricted person has 25% or greater ownership interest.		
7. Was or is the primary financing or mortgage insurance for the property provided by a unit of State government or a unit of general local government (or an agency or instrumentality of a unit of State government or unit of general local Government) and does the financing involve mortgage insurance under the National Housing Act?		
8. If the answer to question 7 is "Yes," has the PAE had any financial interest in the financing of the property since October 27, 1997?		

Part II

In signing the OAHP Conflict of Interest and Civil Rights Action Certifications:

1. I warrant that I have the authority to execute these certifications on behalf of the PAE.
2. I certify that the above answers and all attached information are true and correct.
3. OAHP and/or HUD is authorized to make any investigations they deem necessary to verify these certifications and to obtain any information they deem appropriate from any financial institution about the PAE.
4. The PAE agrees to maintain a procedure to monitor for changes in the information provided in this certification and to notify OAHP and HUD in writing within 10 days of discovery of any change.
5. The PAE agrees to require any subcontractor that will perform PRA related contract work to provide certifications on copies of this form to the PAE. The PAE further agrees to obtain clearance regarding any issue disclosed by subcontractors from OAHP before the subcontractor performs work pursuant to the PRA.

\_\_\_\_\_  
Signature of Authorized PAE Representative

\_\_\_\_\_  
Date

NOTICE: Submitting false certifications shall constitute grounds for termination of a PRA with cause.

NOTICE: Whoever knowingly or willfully makes false or fraudulent statements or representations in connection with the disclosures and certifications herein may be subject to fines and/or imprisonment (18 U.S.C. Sections 1001, 1007 and 1014).

Project Name:	Project No.
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