

State of Ohio
OHIO PUBLIC FACILITIES COMMISSION

State Office Tower, 30 East Broad Street, Columbus, Ohio 43266-0421

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Director of Budget and Management

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Auditor of State

To: All Interested Persons

From: Ohio Public Facilities Commission (OPFC)

Date: September 14, 2015

Subject: Engagement of Qualified Independent Representative (“QIR”) by the Ohio Public Facilities Commission

Please be advised that the Ohio Public Facilities Commission (“OPFC”) hereby represents that it has engaged Swap Financial Group, LLC (the “Designated QIR”) as its “qualified independent representative” within the meaning of Commodity Futures Trading Commission (“CFTC”) Regulation 23.450 with respect to all matters relating to “swaps”, as defined as defined in the Section 1a(47) of the Commodity Exchange Act (the “CEA”) and CFTC Regulation 1.3(xxx). The Designated QIR has represented to the OPFC that it is a “qualified independent representative” within the meaning of CFTC Regulation 23.450.

The engagement by the OPFC of the Designated QIR specifically includes the evaluation of any “recommendation” (as such term is used in CFTC Regulations 23.434 and 23.440) with respect to a Swap provided by a Swap Dealer, as defined in the Section 1a(49) of the CEA and CFTC Regulation 1.3(ggg). The OPFC is represented by, and will rely upon, the advice of its Designated QIR and will not rely on any recommendation with respect to a Swap provided by a Swap Dealer. The OPFC has complied in good faith with written policies and procedures reasonably designed to ensure that its selection of the Designated QIR satisfies the applicable requirements of CFTC Regulation 23.450(b)(1), and those policies and procedures provide for ongoing monitoring of the performance of the Designated QIR consistent with the requirements of CFTC Regulation 23.450(b)(1).

The OPFC is providing this statement to existing and prospective counterparties in connection with CFTC rules governing business conduct standards for Swap Dealers and other parties with respect to Swaps. The OPFC makes no representation as to the sufficiency of the foregoing for that purpose and specifically disclaims any responsibility or liability with respect to compliance with the CEA and CFTC rules by any party other than with respect to the accuracy of the representation made herein.

Although the OPFC will endeavor to post notice of any expiration or termination of the engagement of the Designated QIR, anyone seeking to rely on that engagement should seek email confirmation that engagement is currently active.

Inquiries regarding this notice, any request for confirmation of the current status of the engagement of the Designated QIR, and any request for contact information for the Designated QIR to be provided a copy of any required disclosure information by a Swap Dealer should be directed to:

Larry Scurlock
Assistant Secretary, OPFC
State of Ohio – Office of Budget and Management
30 East Broad Street, 34th Floor
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Email: OBM.DebtMgmt@obm.state.oh.us