

ATTORNEY AFFIRMATION REGARDING A LIMITED LIABILITY COMPANY

Title No.: _____
Exception No(s). _____
Premises: _____

_____, an attorney at law duly licensed to practice law in State of New York, hereby affirms the following under penalty of perjury:

1. That I am the attorney for _____, a New York Limited Liability Company.
2. I have represented the above named Limited Liability Company since _____.
3. I have prepared and/or reviewed the Articles of Organization and Operating Agreement for said Limited Liability Company.
- 4a. The name(s) of the General Member(s) of the above named LLC are as follows:

_____.

4b. The name(s) of the Managing Member(s) of the above named LLC are as follows:

_____.

5. The Articles of Organization and the Operating Agreement of said Limited Liability Company empower _____ to execute any and all documents required for the _____ [sale, purchase, lease, mortgage, pledge or other transfer(s)] of the abovementioned premises and which is more particularly described in Schedule A of the abovementioned title report.

6. The above named Limited Liability Company has not been dissolved and there have been no changes in the composition of said Limited Liability Company since its formation, namely it has not been dissolved, none of its members are deceased, bankrupt or incapacitated, and no members have been expelled or withdrawn.

7. The Operating Agreement of said Limited Liability Company empowers _____ to appoint the following person(s) to act in his/her/their place and stead and to act as closing agent(s):
_____.

8. If more than one agent is appointed, the Operating Agreement requires that each agent act: SEPARATELY
 TOGETHER

9. The transaction being conducted (_____ [sale, purchase, lease, mortgage, pledge, or other transfer(s)] of said premises) is in the ordinary course of business of the Limited Liability Company and does not constitute the sale or pledging of all or substantially all of the assets of the Limited Liability Company.

10. That the above named Limited Liability Company has fully complied with all publication requirements, including but not limited to the filing of the certificate and affidavits of publication with the Department of State, and the Limited Liability Company has full authority to carry on, conduct or transact business in New York State.

11. That there are no judgments, environmental control board judgments, parking violations bureau judgments, any other special municipal judgments, federal or state tax liens or warrants against said Limited Liability Company and the judgment(s), environmental control board judgment(s), parking violations bureau judgment(s), other judgment(s), federal or state tax lien(s), warrant(s) or lien(s) against the Limited Liability Company, if any, returned in the above captioned report of title are not against the Limited Liability Company but against a party of the same or similar name and said Limited Liability Company has never conducted business at any of the addresses stated in said report.

12. I make this affirmation to induce Eagle Abstract Corp. and its underwriter to insure title to the subject premises knowing that they will rely upon the truth of the statements made herein and that said statements are based upon my actual knowledge of the facts.

The above is hereby affirmed under penalty of perjury this _____ day of _____, _____.
