



Hardship Request Form

A valid photo ID must be attached to this request.

Employer / Plan Name

Your Name (Last Name, First Name)

Social Security Number

Mailing Address

City

State/Territory

ZIP

Contact Number(s)

E-mail Address

Date of Birth

Marital Status: Not Married Married

I will be filing this year's income taxes in: Guam (Rev & Tax) U.S. (IRS) CNMI (DRT) Other: _____

INSTRUCTIONS

- You must certify that you have an immediate and heavy financial need that necessitates a hardship withdrawal (section A below).
- You must certify that you have no other source of funds to cover this hardship expense (section D below).
- The amount you request cannot be greater than what is required to satisfy the financial need plus what is required to pay the taxes and penalties you owe as a result of the withdrawal.
- There may be restrictions on what money you can withdraw. For example, you cannot withdraw Retirement account earnings made after December 31, 1988. Please refer to the Summary Plan Description or Plan Document for specific requirements.
- There is a \$50.00 check processing or ACH fee for distributions.

A. REASON FOR WITHDRAWAL REQUEST

I understand that a withdrawal of salary deferrals will be considered due to financial hardship only to the extent that the amount of the withdrawal is necessary to satisfy an immediate and heavy financial need. I understand that this withdrawal will be taxed as ordinary income in the year in which it is received, and may also be subject to state taxes (where applicable). **In addition, a 10% penalty tax will apply unless I am at least 59½ years of age or I use the funds withdrawn to pay certain deductible medical expenses as provided by law. The IRS allows the following reasons for taking a hardship withdrawal in the Plan. Please check ONE of the options below to describe your financial hardship need.**

- Purchase of my primary residence, excluding mortgage payments, refinancing, and loans for purchase of land only.
- Payments necessary to prevent eviction from or foreclosure on the mortgage of my primary residence.
- Payment for the next 12 months of tuition (and related education fees) of post-secondary education for me, my spouse, children, qualifying dependents, or primary beneficiary.
- Payment of necessary medical expenses incurred by me, my spouse, children, qualifying dependents, or primary beneficiary to the extent not reimbursed by insurance.
- Outstanding balance due for the burial or funeral expenses for my parent, spouse, children, qualifying dependents, or primary beneficiary.
- Payments for the repair of damage to my principal residence that would qualify for the casualty deduction under Code section 165 (regardless of whether the loss exceeds 10% of my adjusted gross income).

B. WITHDRAWAL AMOUNT

I hereby request a withdrawal of salary deferrals of the type elected above. I have read the above language and understand the tax implications of this withdrawal. I wish to withdraw the amount indicated below.

- The following amount: \$ _____ net. (Certain restrictions may not allow you to withdraw the full amount requested.)

Tax Withholding (Optional):

- I want (select one): ____ 10% or ____ 20% Withheld from my distribution for income taxes.
- I do not want taxes withheld from my distribution. I understand that I will be liable for income taxes at the year end when I file my income tax return.



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C. PAYMENT INSTRUCTIONS

I elect for the withdrawn amount to be paid to me in the form of a:

- Check payable to me.
- I would like an automatic deposit to my bank account (ACH). I have attached a deposit slip or voided check that contains the valid routing number and bank account number.

BANK NAME: _____

Savings Account # _____ Routing # _____

Checking Account # _____ Routing # _____

By electing a Direct Deposit (ACH) and by signing below, I hereby authorize **ASC TRUST LLC 1.)** to initiate credit entries to the depository financial institution named above 2.) to initiate debit entries to adjust for processing errors. I acknowledge that the origination of ACH transactions to my account must comply with the provisions of U.S. law.

Attach VOIDED Check Here

Certification: I certify that the need indicated in Section A is true, that the amount requested on my Hardship Request Form does not exceed the amount of this need plus taxes and penalties, and that I have obtained all other withdrawals and loans available under my Company-sponsored Retirement Plan. As a condition of receiving a hardship distribution, I certify that I have insufficient cash or other liquid assets reasonably available to satisfy the hardship need. I also understand that the maximum amount I can contribute next year cannot exceed next year's legal limit minus the amount I contributed this year (if any).

Signature of Participant

Date

Plan Administrator

Date

DOCUMENTS REQUIRED FOR HARDSHIP WITHDRAWALS

The reason for the hardship must be immediate in nature and a heavy financial burden. Plan loans or other allowable withdrawals under the plan must be exhausted before applying for a hardship withdrawal.

Participants are responsible for submitting documentation to support the need for a plan withdrawal. Supporting documents are required before the request can be processed.

- **PURCHASE OF PRINCIPAL RESIDENCE** – only down payment and closing costs are allowed for this hardship. Closing date on the purchase must be a date that has not yet occurred.

To show proof of purchase, provide a copy of the signed (by both buyer and seller) purchase agreement of a principal residence or land purchase contract for the construction of a principal residence, along with a letter or agreement of approved financing. Proof of financing can include a good faith estimate of mortgaged amount, or if through an individual, a notarized agreement stating the loan amount and that the purpose is for the purchase of a principal residence.

- **EVICTIION FROM OR FORECLOSURE OF PRINCIPAL RESIDENCE** - principal residence¹ is defined as a home, mobile home, apartment, or condominium where the participant currently resides.

Letter from a mortgage company, notarized statement from an individual (if renting from an individual), or statement on company letterhead (if renting from a company) giving notice, as required under applicable law, that if the overdue rent or mortgage payment were not received by a specified deadline, formal eviction or foreclosure proceedings will be instituted. The deadline must be a date that has not yet occurred.

- **EDUCATION EXPENSES** – unreimbursed post-secondary education expenses at a state-accredited school for the next 12 months for participant, spouse, or dependents considered for hardship.

Bill from educational institution or letter verifying active enrollment or pending enrollment of participant or dependent that specifies name of student, associated costs, and date bill due. This is to include estimated costs of tuition, fees, room, board, and related expenses. In addition, a copy of your tax document must also be submitted.

- **MEDICAL EXPENSES** – uninsured expenses incurred for participant, spouse, or dependents are allowable.

Health care provider bill, along with insurance company benefit statement denying coverage for at least the amount being requested, and due date for bill or other statement from the health care provider stating amount paid by insurance company and that the amount due is participant's responsibility, and due date. If the expense has not yet been incurred, a signed letter from a doctor or other health care provider verifying the need for treatment and the approximate cost. Actual expenses should be submitted after expense has been incurred. In addition, a copy of your tax document must also be submitted.

- **BURIAL OR FUNERAL EXPENSES** – outstanding balance due for burial or funeral expenses for a deceased parent, spouse, child, sibling or qualifying dependent are allowable.

Death certificate and outstanding bill from funeral home or institution showing the costs of burial or funeral and the date due. Statement indicating relationship to deceased is also required.

- **REPAIR OF PRINCIPAL RESIDENCE QUALIFYING AS A CASUALTY DEDUCTION** – uninsured expenses for the repair of damage caused by storm, fire, or other casualty are considered for hardship. Principal residence¹ is the single-family home, townhouse, condominium, or mobile home where the participant resides.

Evidence of casualty (a description or description, and photograph), repair bill, and proof that insurance proceeds did not cover the casualty expense claimed as a hardship, and statement of deductibility providing valuations immediately before and after casualty.

¹Proof that the home is the participant's principal residence might include documentation that typically includes a principal residence address, such as tax returns, driver's licenses, or car or voter registration.