

Information

Effective date

December 29, 2009

Guaranty forms available

The following unconditional guaranty forms are used when an individual or an entity guarantees the indebtedness of a Borrower and are included in this system.

- The *Unconditional Guaranty* (Form 630071) may be used for consumer or commercial transactions when an individual or entity guarantees ALL OBLIGATIONS of the Borrower.
- The *Unconditional Guaranty – Commercial – Maryland* (Form 630071MD) is used for **commercial** transactions governed by Maryland law when an individual or entity guarantees ALL OBLIGATIONS of the Borrower. This form may **not** be used for consumer purpose transactions.
- The *Unconditional Guaranty – Commercial – Virginia* (Form 630071VA) is used for **commercial** transactions governed by Virginia law when an individual or entity guarantees ALL OBLIGATIONS of the Borrower. This form may **not** be used for consumer purpose transactions.

Reference: See the “Resolutions and Certificates of Authority” topic in the *Shelf Doc System – Other Topics Help* folder under the *LEAD – Loan Entry and Documentation System* shelf for additional information if the guarantor is an entity; the proper resolution authorizing the guaranty must be in file.

Use

The *Unconditional Guaranty* (Form 630071) may be used for consumer or commercial transactions when an individual or entity guarantees ALL OBLIGATIONS of the Borrower.

Note: The guaranty is limited only by the dollar amount of the guaranty, **if a dollar amount is inserted**. If no dollar amount is inserted, the guaranty is unlimited.

Instructions

The table below shows section names and descriptions for the items required in the Unconditional Guaranty (Form 630071).

| Section | Description |
|--|---|
| Notice to Co-Signer Page | <ul style="list-style-type: none">• For Consumer Transactions Only –the “Notice to Guarantor” page accompanying the form must be used if the guaranty is for personal, family, or household purpose. The Notice must be signed and dated by the Guarantor and an executed copy of the Guaranty and the Notice must be given to each Guarantor. |
| South Carolina Identification of Debt Disclosures | If the Guaranty is governed by South Carolina law, complete the special South Carolina section as follows: <ul style="list-style-type: none">• <i>Name</i> of the Debtor• <i>Date</i> of the <i>guaranty</i> |

| | |
|------------------------------------|---|
| | <ul style="list-style-type: none"> For <i>Kind of Debt</i>, enter "All obligations, secured and unsecured" |
| Guarantor (Heading Implied) | Name of guarantor executing the form. |
| dated | Effective date of the guaranty. |
| Borrower (Heading Implied) | Name of the Borrower whose debt is to be secured. |
| \$ | Maximum amount of the guaranty, if any. Note: If the guaranty is to be unlimited, specify "Unlimited". |
| 19 | Governing law for the guaranty. |
| Signature of Guarantor | Signature of guarantor. Note: If the guarantor is a corporation, the corporate seal should be affixed. |