

**Instructions to Complete
Trust Fund Agreement
Form PSD 2200**

A Trust Fund Agreement may be used to meet the bonding requirements of the Packers and Stockyards Act, 1921 (Act) , as amended and supplemented. The principal may pledge one or more savings accounts or certificates of deposit to fulfill the requirement to obtain and file a trust fund agreement under the Act. The security(ies) **MUST** be pledged in the name of the principal and the trustee for the sole purpose of securing the principal’s livestock operations. Example: Principal Name and Trade Name (if applicable) AND Trustee Name.

A trust fund agreement requires complete and correct information to be submitted to the Packers and Stockyards Division (PSD) on Form PSD 2200. If any information is missing or incorrect, the PSD will return the trust fund agreement form to the principal or financial institution for completion or correction.

Operating without proper registration and bond may subject the principal to severe civil penalties as authorized by law for each violation, and additional penalties for each day the violation continues (7 U.S.C § 203).

After completing the trust fund agreement, the trustee must retain the original along with the original security(s) pledged to the agreement, and send a fully executed copy of the trust fund agreement with original signatures and security(s) to the PSD regional office as listed below.

Regional Offices of the Packers and Stockyards Division Agricultural Marketing Service, Fair Trade Practices Program		
Eastern Regional Office 75 Ted Turner Drive SW, Ste 230 Atlanta, GA 30303-3308 Telephone: (404) 562-5840 FAX: (404) 562-5848 E-mail: PSDAtlantaGA@ams.usda.gov	Midwestern Regional Office 210 Walnut Street, Room 317 Des Moines, IA 50309-2110 Telephone: (515) 323-2579 FAX: (515) 323-2590 E-mail: PSDDesMoinesIA@ams.usda.gov	Western Regional Office 3950 Lewiston St., Suite 200 Aurora, CO 80011-1556 Telephone: (303) 375-4240 FAX: (303) 371-4609 E-mail: PSDDenverCO@ams.usda.gov
States Covered	States Covered	States Covered
AL, AR, CT, DC, DE, FL, GA, LA, MA, MD, ME, MS, NC, NH, NJ, NL, NY, PA, PR, QC, RI, SC, TN, VA, VT, WV	IA, IL, IN, KY, MB, MI, MN, MO, ND, NE, OH, ON, SD, WI	AB, AK, AZ, BC, CA, CO, HI, ID, KS, MT, NM, NV, OK, OR, SK, TX, UT, WA, WY

If you have any questions about the form or completing the form, please contact the PSD Regional Office that covers your area, as listed above.

The Packers and Stockyards Division regional office will assign the trust fund agreement number.

The bank issuing the security pledged as collateral to this trust fund agreement may complete lines 1 through 7, sign line 9a, and complete 11a and 11b, if applicable. This is not a requirement, and in some instances, the Principal will complete these lines.

The Principal must complete lines 10a and 10b.

The trustee, if different than the issuing bank, must complete lines 9a and 9b.

Line No.	Subject	Instruction
7	Condition Clauses	<p>Line 7 defines the conditions applicable for livestock operations.</p> <p>The firm shall check the appropriate box to indicate the correct condition clause as applies to its operation.</p> <p>Examples of each of the condition clauses are:</p> <p>Condition Clause 1 - The principal sells livestock for the account of others. (Registered as Selling Livestock on Commission)</p> <p>Condition Clause 2 - The principal buys livestock for his/her own account or for the accounts of others. (Registered as Buying Livestock on Commission or as a Dealer)</p> <p>Condition Clause 3 - The principal is providing bond coverage for other registrant(s), as clearee(s), and therefore is responsible for the obligations of the clearee(s). (Registered as Clearing Services) The registrant(s) name(s) to be listed as clearees under this surety bond should be inserted into the space available in condition clause 3.</p> <p>Condition Clause 4 - The principal is purchasing livestock for purposes of slaughter, for his/her own account as a packer.</p> <p>Each type of operation (defined through the condition clause) requires a separate trust fund agreement. The only instance a trust fund agreement will be accepted with multiple condition clauses selected are when the firm operates as both a dealer/order buyer and clearing agent, thereby providing a Clause 2/3 trust fund agreement.</p>
8	Effective Date	Enter the effective date of the Trust Fund Agreement.
9 and b	Trustee Name and Signature	Trustee's Signature: The trustee or someone authorized to sign for the trustee must print and sign, where indicated. If the trustee is a state official, The Packers and Stockyards Division will obtain the trustee's signature where indicated on the form.
10 a and b	Principal Name and Signature	<p>Principal's Signature: The principal, or someone authorized to sign for the principal (i.e. partner, owner, or officer), must print and sign the trust fund agreement.</p> <ul style="list-style-type: none"> • If an individual operation, the principal must print and sign the trust fund agreement. • If a partnership operation, one of the partners must print and sign the trust fund agreement. • If a corporation, Limited Liability Corporation, Limited Liability Partnership, or association, an officer, member, or duly authorized agent of the firm must print and sign the trust fund agreement. • Electronic signatures are considered valid.

Line No.	Subject	Instruction
11 a and b	Depository by; Print Name, Title and then Signature	<ul style="list-style-type: none"> a. Name and title of the authorized officer of the bank or other institution, signing the form as depository. b. Signature of the officer of the bank or other institution where the principal has deposited the funds pledged to the trust fund agreement.