

NOTICE TO APPLICANTS

Application for a Merger, Reorganization, or Share Exchange

The requirements listed in this Notice to Applicants have been designed to elicit the **minimum information required** by the Texas Department of Banking (the "Department") for the purpose of determining whether a particular application should be granted. The original and duplicate copy of the application form and all attachments should be delivered to: Banking Commissioner, Texas Department of Banking, 2601 North Lamar Boulevard, Austin, Texas 78705-4294. Inquiries concerning the preparation and filing of this or any other corporate application with the Department should be directed to the [Corporate Activities Division](#) at 512/475-1322.

Once the application and accompanying documents are received by the Department they will be reviewed. The applicant will be notified if additional information is required to complete the review of the proposed transaction. The application will be officially accepted for filing only when it is determined that sufficient information has been filed to adequately review the proposed transaction. Therefore, full and complete answers will facilitate processing of the application.

Fees

A check payable to the Texas Department of Banking is required as a filing fee for each application pursuant to 7 TAC §15.2. ***It is not refundable.***

Public Disclosure of Information

All information submitted to the Department is presumed to be public information, unless it is deemed confidential under the *Texas Public Information Act in Chapter 552 of the Texas Government Code*. Any document in the application for which you request confidential treatment must be segregated and reference the *Texas Public Information Act* exception supporting the request. Final determination as to the confidentiality of any information will rest with the Banking Commissioner.

Application Specific Requirements

An application is required for a state bank to participate in a merger, reorganization, or share exchange pursuant to TFC §32.301 and 7 TAC §15.104.

A state bank that is an eligible bank as defined in 7 TAC §15.1 (relating to Definitions) may file an expedited filing in lieu of an application required under 7 TAC §15.104 for a merger, reorganization, or share exchange.

Expedited Worksheets

Complete the following worksheets to determine if expedited treatment is available:

1. [Worksheet to Determine Eligibility](#); and
2. [Worksheet for Expedited Filings](#).

Expedited Filing

If you determine that your bank is an eligible bank and that the proposed transaction qualifies for expedited treatment, pursuant to 7 TAC §15.103(b), an expedited filing consists of a letter application including, except to the extent waived by the banking commissioner, these items:

1. A cover letter that includes a summary of the proposed transaction;
2. Copies of the [Interagency Bank Merger Act Application](#) and all other required regulatory notices or filings submitted concerning the transaction;
3. The completed expedited worksheets;
4. A check made payable to the Texas Department of Banking in the amount of the expedited filing fee. See 7 TAC §15.2;
5. Items listed on the [Supplemental Page](#); and
6. The [Signature Page](#).

Non Expedited Filing

If you determine that your bank is not an eligible bank or that the proposed transaction does not qualify for expedited treatment, please submit:

1. A cover letter that includes a summary of the proposed transaction;
2. Copies of the [Interagency Bank Merger Act Application](#) and all other required regulatory notices or filings submitted concerning the transaction;
3. A check made payable to the Texas Department of Banking in the amount of the filing fee. See 7 TAC §15.2;
4. The [Supplemental Page](#); and
5. The [Signature Page](#).