

FORM FC-B

FACTORS INC. FACTORING PARTICIPATION AGREEMENT

THIS FACTORING PARTICIPATION AGREEMENT ("Agreement"), made and entered into as of the ____ day of _____, 20____, by and between _____ ("Factor") and _____ ("Participant").

WITNESSETH:

WHEREAS, Factor has entered into a Factoring Contract and Security Agreements, dated _____, 20____, (such Factoring Contract and Security Agreements, as hereinafter or hereinafter supplemented or amended from time to time, being hereby called the "Factoring Agreement") with _____ ("Client"), pursuant to which Factor purchases certain of Client's accounts receivable and, upon Client's request, makes advances (individually, an "Advance" and, collectively, the "Loan") at its discretion against the purchase price of such accounts receivable prior to collection and

WHEREAS, Factor and Participant have agreed that Factor shall sell to Participant, and Participant shall purchase from Factor, an undivided ownership interest in such Advances made pursuant to the Factoring Agreement, upon the terms and subject to the conditions set forth in this Agreement.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by each party hereto, the parties hereto, intending to be legally bound hereby, hereby agree as follows:

1. Definitions. As used in this Agreement, the following terms shall have the following meanings (such meanings to be equally applicable to both the singular and plural forms of the terms defined):

"Advance" has the meaning ascribed to such term in the recitals hereto.

"Approved Receivable" means the Receivable purchased by Factor from Client under the Factoring Agreement which have been approved by Factor as to credit risk and terms of sale.

"Business Day" means a day other than a Saturday, Sunday or other day in which banks are authorized or required to close under the laws of the State of _____.

"Client" has the meaning ascribed to such term in the recitals hereto.

"Collateral" means the Receivables and all other property securing repayment of the Loan.

"Collections" means (i) all payments received by Factor from or on behalf of Client, from any source, under or in connection with the Factoring Documents; (ii) the net amounts credited to Client by Factor pursuant to the Factoring Agreement as the purchase price of Approved Receivables; (iii) all payments received by Factor on any guarantee which are or may be applicable to the payments or discharge of the Loan; and (iv) all payments received by Factor from the sale or other disposition of any Collateral.

"Factoring Agreement" has the meaning ascribed to such term in the recitals hereto.

"Factoring Documents" means the Factoring Agreement and each document, instrument, certificate and agreement, executed pursuant thereto or in connection therewith.

"Funded Participant Principal" means, at any time, an amount not less than equal to the difference between all amounts theretofore paid by Participant pursuant to Section 3 hereof and all amounts theretofore paid by Factor pursuant to Section 7(a) hereof.

"Interest Rate" means, with respect to a payment of interest accruing on the Loan during any period, on each of such payments an equal (i) an amount which yields interest on the average daily Funded Participant Principal during such period at a floating annual rate equal to the Prime Rate plus _____ percent (____ %); (such rate to change simultaneously with each change in the Prime Rate and to be calculated on the basis of a three hundred day (360) day year for the actual number of days elapsed), (ii) a fraction, the numerator of which is such payment of interest and the denominator of which is the aggregate amount of interest accruing on the Loan during such period. [None; this definition contemplates that the Factor will be receiving a servicing fee for its own account from each interest payment; if not, then the definition may be deleted.]

"Lodger Debt" means an amount owing by Client to Factor in connection with pre-receiver or services purchased by Client from any other Client of Factor, as described in the Factoring Agreement.

"Loan" has the meaning ascribed to such term in the recitals hereto.

"Obligor" means Client and any guarantor of, surety for, or pledgee of property to secure Client's obligations under the Factoring Documents.

"Participation" means the undivided participating interest in the Loan, Collateral and Collections sold by Factor to Participant, and purchased by Participant from Factor, pursuant to this Agreement.

"Participation Commission" means \$_____.

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Hussin A.Rothana



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Proposed Tax Year ... Forms and Schedules ,1999

Consultant & Independent Contractor Agreements

Stephen Fishman,2023-09-26 Get Your Contract in Writing With the rise of the gig economy independent contractor arrangements are more common than ever Whether you re an independent contractor or a business hiring one to work for you a written agreement will help to protect your rights define expectations and prove that there s no employer employee relationship Included are customizable agreements for independent contractors and freelancers in a multitude of fields such as sales accounting software consulting and construction Along with the agreements you ll find detailed instructions on how to draft a binding agreement define a project s scope preserve confidentiality distinguish between employees and independent contractors protect your intellectual property amend your agreement and satisfy IRS requirements Each chapter has two agreements one geared towards the independent contractor and one geared towards the business hiring an independent contractor The 11th edition is completely updated to provide the latest rules and regulations

ECIC2016-Proceedings of the 8th European Conference on Intellectual Capital Carlo Bagnoli, Chiara Mio, Andrea Garlatti and Maurizio Massaro,2016-04-21 Statistics of Income ,1991 *Participation of California' Small Business in the Federal Procurement System* United States. Congress. House. Committee on Small Business. Subcommittee on SBA and SBIC Authority, Minority Enterprise, and General Small Business Problems,1986

Illegal Online File Sharing,

Decision-Analysis, and the Pricing of Digital Goods Michael I. C. Nwogugu,2016-11-03 Illegal online file sharing costs companies tens of billions of dollars of lost revenues around the world annually and results in lost productivity various psychological issues and significant reduction of incentives to create and innovate Legislative technical and enforcement efforts have failed This book presents psychological theories about why people illegally share files online analyzes and characterizes optimal sanctions for illegal online file sharing introduces new models for pricing of network access and digital content to help reduce illegal online file sharing introduces new content control and P2P systems and explains why game theory does not work in pricing of network access

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