

FORMS MANUAL INSERT

FORM RD 410-8

Form RD 410-8 (Rev. 12-03)	U.S. DEPARTMENT OF AGRICULTURE Rural Development Farm Service Agency APPLICANT REFERENCE LETTER <i>(A Request for Credit Reference)</i>	FORM APPROVED OMB NO. 0575-0091
We are considering an application for a loan from the applicant listed below. We would appreciate you giving us the benefit of your knowledge and/or experience with the applicant's credit history to enable us to better evaluate the application. Please return the original of this form to the requesting office address below. A postage paid envelope is enclosed.		
DATE	SIGNATURE AND TITLE NAME	NAME OF AGENCY AND ADDRESS OF REQUESTING OFFICE
NAME AND ADDRESS OF APPLICANT		SIGNATURE OF APPLICANT
ALL INFORMATION PROVIDED WILL BE RELEASED TO APPLICANT AT APPLICANT'S REQUEST		
RELATIONSHIP WITH APPLICANT <input type="checkbox"/> EMPLOYER <input type="checkbox"/> LANDLORD <input type="checkbox"/> BUSINESS <input type="checkbox"/> CREDITOR		INDICATE THE NUMBER OF YEARS YOU HAVE DONE BUSINESS WITH APPLICANT
HIGHEST AMOUNT APPLICANT HAS OWED YOU \$ _____	AMOUNT APPLICANT PRESENTLY OWES YOU \$ _____	APPLICANT'S REPAYMENT SCHEDULE PER <input type="checkbox"/> WEEK <input type="checkbox"/> MONTH
IS APPLICANT CURRENT IN REPAYMENT TO YOU? <input type="checkbox"/> YES <input type="checkbox"/> NO		YOUR SECURITY FOR DEBTS NOW OWED BY APPLICANT IF NO, INDICATE AMOUNT DELINQUENT \$ _____
RATE APPLICANT'S PROMPTNESS IN MAKING PAYMENTS:		
INDICATE NUMBER OF TIMES PAYMENTS WERE LATE	30 DAYS	60 DAYS
		90 DAYS
WOULD YOU EXTEND FURTHER CREDIT TO APPLICANT? <input type="checkbox"/> YES <input type="checkbox"/> NO		
USE THIS SPACE TO INCLUDE ANY COMMENTS YOU WISH TO MAKE CONCERNING YOUR CREDIT EXPERIENCE WITH APPLICANT		
DATE	TITLE (if a business firm)	SIGNATURE (Your signature acknowledges receipt of statement required by the Privacy Act of 1974)

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0575-0091. The time required to complete this information collection is estimated to average 20 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

This certifies that the U.S. Department of Agriculture has complied with the applicable provisions of Title XI, the "Right to Financial Privacy Act 1978". Public Law 95-630 in seeking financial information regarding the above named applicant.

SEE ATTACHED PRIVACY ACT NOTICE

Used by the field office to obtain additional information concerning applicants applying for Agency services. The completed form will be returned directly to the field office in the preaddressed envelope.

(see reverse)

- PROCEDURE FOR PREPARATION : HB-1-3550.
- PREPARED BY : Agency approval official or his/her designee.
- NUMBER OF COPIES : Original and two.
- SIGNATURES REQUIRED : Person making request, person providing information and authorized Agency official.
- DISTRIBUTION COPIES : Original and one copy mailed to addressee; addressee to retain copy. Copy retained in field office. When original returned, the form will be filed in the field office case file.

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The information requested on this form is authorized to be collected by the Rural Housing Service (RHS), Rural Business-Cooperative Services (RBS), Rural Utilities Service (RUS) or the Farm Service Agency (FSA) ("the agency") by title V of the Housing Act of 1949, as amended (42 U.S.C. 1471 et seq.) or by the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.), or by other laws administered by RHS, RBS, RUS or FSA.

Disclosure of information requested is voluntary. However, failure to disclose certain items of information requested, including your Social Security Number or Federal Identification Number, may result in a delay in the processing of an application or its rejection. Information provided may be used outside of the agency for the following purposes:

1. When a record on its face, or in conjunction with other records, indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule, or order issued pursuant thereto, disclosure may be made to the appropriate agency, whether Federal, foreign, State, local, or tribal, or other public authority responsible for enforcing, investigating, or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto, if the information disclosed is relevant to any enforcement, regulatory, investigative, or prosecutive responsibility of the receiving entity.
2. A Record from this system of records may be disclosed to a Member of Congress or to a congressional staff member in response to an inquiry of the congressional office made at the written request of the constituent about whom the record is maintained.
3. Rural Development will provide information from this system to the U.S. Department of the Treasury and to other Federal agencies maintaining debt servicing centers, in connection with overdue debts, in order to participate in the Treasury Offset Program as required by the Debt Collection Improvement Act, Pub. L. 104-134, Section 31001.
4. Disclosure of the name, home address, and information concerning default on loan repayment when the default involves a security interest in tribal allotted or trust land. Pursuant to the Cranston-Gonzales National Affordable Housing Act of 1990 (42 U.S.C. 12701 et seq.), liquidation may be pursued only after offering to transfer the account to an eligible tribal member, the tribe, or the Indian Housing Authority serving the tribe(s).
5. Referral of names, home addresses, social security numbers, and financial information to a collection or servicing contractor, financial institution, or a local, State, or Federal agency, when Rural Development determines such referral is appropriate for servicing or collecting the borrower's account or as provided for in contracts with servicing or collection agencies.
6. It shall be a routine use of the records in this system of records to disclose them in a proceeding before a court or adjudicative body, when: (a) the agency or any component thereof; or (b) any employee of the agency in his or her official capacity; or (c) any employee of the agency in his or her individual capacity where the agency has agreed to represent the employee; or (d) the United States is a party to litigation or has an interest in such litigation, and by careful review, the agency determines that the records are both relevant and necessary to the litigation, provided; however, that in each case, the agency determines that disclosure of the records is a use of the information contained in the records that is compatible with the purpose for which the agency collected the records.
7. Referral of names, home addresses, and financial information for selected borrowers to financial consultants, advisors, lending institutions, packagers, agents and private or commercial credit sources, when Rural Development determines such referral is appropriate to encourage the borrower to refinance the Rural Development indebtedness as required by title V of the Housing Act of 1949, as amended (42 U.S.C. 1471), or to assist the borrower in the sale of the property.
8. Referral of legally enforceable debts to the Department of the Treasury, Internal Revenue Service (IRS), to be offset against any tax refund that may become due the debtor for the tax year in which the referral is made, in accordance with the IRS regulations at 26 C.F.R. 301.6402-6T, Offset of Past Due Legally Enforceable Debt Against Overpayment, and under the authority contained in 31 U.S.C. 3720A.
9. Referral of information regarding indebtedness to the Defense Manpower Data Center, Department of Defense, and the United States Postal Service for the purpose of conducting computer matching programs to identify and locate individuals receiving Federal salary or benefit payments and who are delinquent in their repayment of debts owed to the U.S. Government under certain programs administered by Rural Development in order to collect debts under the provisions of the Debt Collection Act of 1982 (5 U.S.C. 5514) by voluntary repayment, administrative or salary offset procedures, or by collection agencies.
10. Referral of names, home addresses, and financial information to lending institutions when Rural Development determines the individual may be financially capable of qualifying for credit with or without a guarantee.
11. Disclosure of names, home addresses, social security numbers, and financial information to lending institutions that have a lien against the same property as Rural Development for the purpose of the collection of the debt. These loans can be under the direct and guaranteed loan programs.
12. Referral to private attorneys under contract with either Rural Development or with the Department of Justice for the purpose of foreclosure and possession actions and collection of past due accounts in connection with Rural Development.
13. It shall be a routine use of the records in this system of records to disclose them to the Department of Justice when: (a) The agency or any component thereof; or (b) any employee of the agency in his or her official capacity where the Department of Justice has agreed to represent the employee; or (c) the United States government, is a party to litigation or has an interest in such litigation, and by careful review, the agency determines that the records are both relevant and necessary to the litigation and the use of such records by the Department of Justice is therefore deemed by the agency to be for a purpose that is compatible with the purpose for which the agency collected the records.
14. Referral of names, home addresses, social security numbers, and financial information to the Department of Housing and Urban Development (HUD) as a record of location utilized by Federal agencies for an automatic credit prescreening system.

15. Referral of names, home addresses, social security numbers, and financial information to the Department of Labor, State Wage Information Collection Agencies, and other Federal, State, and local agencies, as well as those responsible for verifying information furnished to qualify for Federal benefits, to conduct wage and benefit matching through manual and/or automated means, for the purpose of determining compliance with Federal regulations and appropriate servicing actions against those not entitled to program benefits, including possible recovery of improper benefits.

16. Referral of names, home addresses, and financial information to financial consultants, advisors, or underwriters, when Rural Development determines such referral is appropriate for developing packaging and marketing strategies involving the sale of Rural Development loan assets.

17. Rural Development, in accordance with 31 U.S.C. 3711(e)(5), will provide to consumer reporting agencies or commercial reporting agencies information from this system indicating that an individual is responsible for a claim that is current.

18. Referral of names, home and work addresses, home telephone numbers, social security numbers, and financial information to escrow agents (which also could include attorneys and title companies) selected by the applicant or borrower for the purpose of closing the loan.

19. Disclosures pursuant to 5 U.S.C. 552a(b)(12): Disclosures may be made from this system to consumer reporting agencies as defined in the Fair Credit Reporting Act (15 U.S.C. 1681a(f)) or the Federal Claims Collection Act (31 U.S.C. 3701(a)(3)).

INSTRUCTIONS FOR PREPARATION

1. Insert the name and address of person who will be providing information on applications.
2. Insert current date.
3. Signature and title of authorized agency official is required.
4. Insert name and address of field office.
5. Insert name and address of applicant.
6. Signature of applicant required, if Form RD 3550-1, "Authorization to Release Information", is not attached.
7. This section is to be completed by person providing information.