

Texas Emerging Technology Program

ETF 102 Application Assessment

1. \$ Amount Requested
 - a. Meaningful Amount to Develop Business
 - b. Written Grant Confirmations (e)
 - c. Individual Recruitment Identified (f)

2. Business Entity Existence
 - a. Texas Secretary of State's SOSDirect website at <http://www.sos.state.tx.us/corp/sosda/index.shtml>.
 - Search for the company and company executives' SOSDirect records for any associated entities' tax status. If the company or company executives have tax forfeitures, please contact the SOS's Sondra Lowery at (512) 475-2740 or e-mail slowery@sos.state.tx.us for further information or to rectify.
 - b. Texas Comptrollers' (CPA) Corporation search website at <http://ecpa.cpa.state.tx.us/coa/Index.html>.
 - Search for the company's tax status. If the company is NOT in good standing, please contact the CPA Tax Examiner Lisa Blackwell at 800/531-5441 Ext. 3-4422 or 512/463-4422 or lisa.blackwell@cpa.state.tx.us for further information or to rectify.
 - c. Shareholding Legal Structure

3. IP Ownership
 - a. Check for USPTO ownership of U.S. patents that have been issued/applied for at <http://www.uspto.gov/patft/index.html>.
 - Check and verify the USPTO data for patent/application numbers, assignee(s) name(s), inventor(s) name(s), dates, titles. Update and correct the IP data as needed.
 - Provisional patents cannot be verified using the USPTO website, therefore, please provide USPTO documentation to confirm their existence.
 - International IP is not verified.
 - b. Any Rights Transfers in Place
 - Patents which do not show clear ownership to the applicant entity through the USPTO we will look to verify ability for use of the patents by way of the following:
 1. License agreements transferring the right to use said patent by the applicant entity.
 2. Assignment agreements transferring the ownership of said patent to the applicant entity.
 - Patent rights developed by company employees should have associated employment agreements which cover transfer of ownership to employee

which cover the appropriate time period of patent development and application.

4. Business Capital Structure
 - a. Intent to Raise Capital
 - b. Pre-Existing Financing Event
 - c. Aware of State Return Model