

**SOUTH DAKOTA Certificate of Compliance  
Non-Participating Manufacturer Escrow Payment  
South Dakota Codified Law Ch. 10-50B**

2010 Sales Reporting Period  
Quarter 3  
Deposit Due: **November 30, 2010**

**Part 1: Manufacturer's Identification**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

List of Brand families: \_\_\_\_\_

"Brand families" is defined as: all styles of cigarettes and roll your own tobacco sold under the same trade mark and differentiated from one another by means of additional modifiers or descriptors, and any brand name (alone or in conjunction with any other word), trademark, logo, symbol, motto, selling message, recognizable pattern of colors, or any other indicia of product identification identical, similar to, or identifiable with a previously known brand of cigarettes or roll your own tobacco.

**Part 2: Units Sold**

Number of individual cigarettes and "roll-your-own" tobacco units (0.09 oz = 1 unit) sold by the Manufacturer

identified above during Quarter 3 of 2010: \_\_\_\_\_

The calendar year is divided into the following quarters: January 1<sup>st</sup> to March 31<sup>st</sup> (Quarter 1); April 1<sup>st</sup> to June 30<sup>th</sup> (Quarter 2); July 1<sup>st</sup> to September 30<sup>th</sup> (Quarter 3); and October 1<sup>st</sup> to December 31<sup>st</sup> (Quarter 4).

**Part 3: Escrow Rates and Payments**

For the sales year 2010, the rate per cigarette is . . . . . \$0.0188482

**Part 4: Escrow Deposit Due Without Inflation Adjustment**

The appropriate deposit subtotal is \$ \_\_\_\_\_ (*Multiply units in Part 2 by rate in Part 3*)

**Part 5: Estimated Inflation Adjustment**

The estimated inflation adjustment for Quarter 3 of sales year 2010 is 41.31818 percent.

\$ \_\_\_\_\_ (*Multiply escrow deposit due in Part 4 by 0.4131818*)

**Part 6: Escrow Deposit Paid**

The total amount that has been paid into the qualified escrow fund by the Manufacturer identified above for sales

in Quarter 3 of year 2010 is \$ \_\_\_\_\_ (*Add numbers in Part 4 and Part 5*)

**Part 7: Financial Institution**

Name of Institution: \_\_\_\_\_

Address: \_\_\_\_\_

Escrow Acct No: \_\_\_\_\_ sub-account No. for South Dakota: \_\_\_\_\_

Total Amt Held for South Dakota: \_\_\_\_\_ Total Balance in Escrow Account: \_\_\_\_\_

**Copies of your receipt or other proof of deposit from your financial institution, must be attached and filed with this Certificate of Compliance.**

**Part 8: Signature**

I hereby certify that the above-named manufacturer has deposited \$0.0188482 for each unit sold (cigarette and "roll-your-own" tobacco as defined by SDCL 10-50B-4) in South Dakota in Quarter 3 of year 2010, plus the estimated inflation adjustment due, in the above-described escrow account. Under penalty of perjury, I state that, to the best of my knowledge, all of the information contained in this Certificate of Compliance is true and accurate.

Name of Authorized Agent: \_\_\_\_\_ Title: \_\_\_\_\_

Signature of Authorized Agent: \_\_\_\_\_ Date: \_\_\_\_\_

Subscribed to and sworn to before me, a Notary Public, on this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_.

\_\_\_\_\_  
Notary Public

(SEAL)

My commission expires:  
\_\_\_\_\_

Mail this certificate of compliance to:

**Office of the Attorney General  
Attn: Meghan J. Sonstegard  
Assistant Attorney General  
1302 E. Highway 14, Suite 1  
Pierre, SD 57501-8501**