



ITAR Licensing

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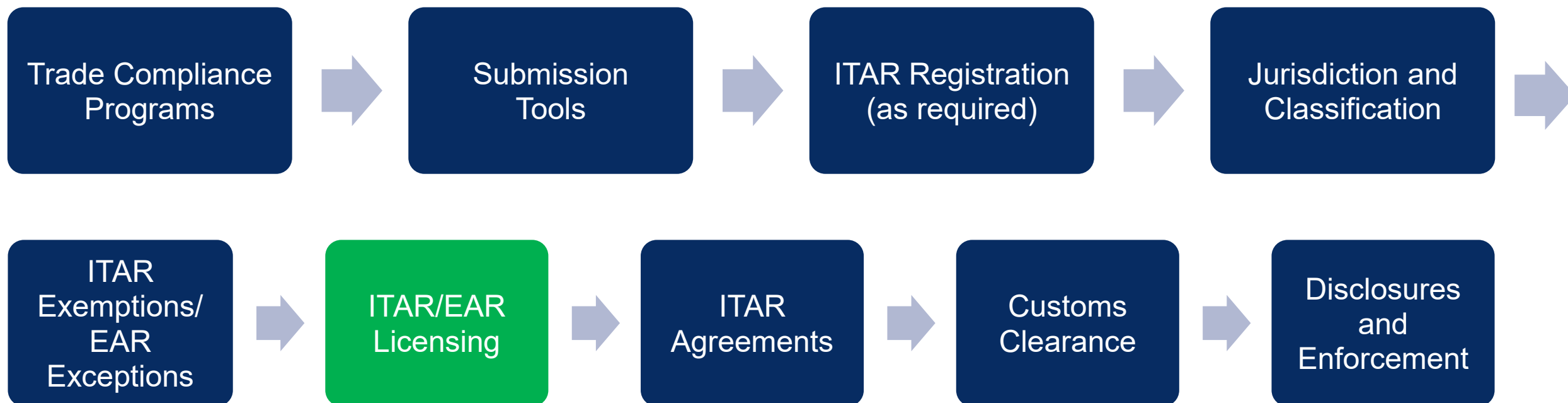
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Conference Agenda

We are here in the transaction process!





Scenario Refresher

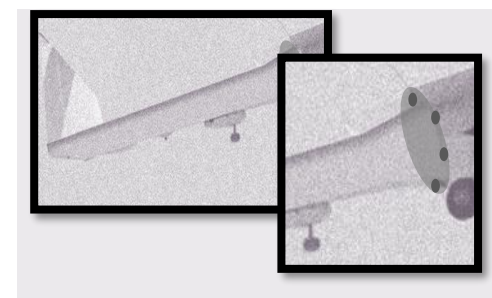
Our company, Anything For A Sale (AFAS), is a manufacturer of the Carmella 500 Tactical UAV. We have only done domestic sales to the U.S. government. We now want to explore the international market.

- We are expecting an RFP from the Austrian MOD for the Program for a Tactical Unmanned Aerial System
- Yesterday we learned the Jurisdiction and Classification of the Carmella 500 Tactical UAV hardware and technical data
- Today we will focus on what type of licensing is required to respond to the Austrian MOD RFP

Items for Scenario



Carmella 500 Propeller
9A610.y.25



Composite Tail Section **9A610.t**



Carmella 500 Launcher
9A610.x



Micro-SAR Radar
XI(a)(3)(ii)



Carmella 500 Launch Rail
9A610.x



LICENSE PREPARATION – OBTAIN THE FACTS

- Become part of the business team at the beginning!
 - Talk to your Program Manager, Business Development, Marketing, Contracts, Engineering, Procurement teammates
- Define the transaction in plain English
 - Answer: Who, What, When, Where, Why



LICENSE PREPARATION – WHO?

- Who are the parties involved in the transaction?
 - Applicant
 - Seller
 - Source of Commodity
 - Manufacturer of Commodity
 - U.S. Consignors, Freight Forwarders
 - Foreign Intermediate Consignee (Freight Forwarder)
 - Foreign Consignee(s) – Installer, Integrator, Translator, any party designated by the customer
 - Foreign End User – Ministry of Defense or private party?
- What is the role of each party to the transaction?



LICENSE PREPARATION – WHEN?

- Since licenses can take over 60 days, you need to know when is the:
 - Delivery date for the hardware?
 - Date of the Trade Show?
 - Date of the demonstration with the customer?
 - Customer coming for a meeting, plant tour and demonstration?
 - Response to the proposal due?



LICENSE PREPARATION – WHERE?

- Where are the defense articles going?
- What is/are the country(ies) of Ultimate Destination?
- What about the country(ies) of the other Parties involved in the transaction?
- Is it an eligible country and entity?
 - ITAR §126.1 proscribed countries
 - Denied Party Screening



LICENSE PREPARATION – WHY?

Why is the transfer taking place – specific purpose?

- To install on the EFA Eurofighter for use by the MoD
- To demonstrate at Paris Air Show
- To demonstrate the equipment at the foreign customer plant
- To send to a customer for trial and evaluation
- To provide technical data for marketing efforts, to respond to a proposal, conduct limited technical discussion, host in-plant visit
- To import for trial and evaluation
- To employ a Foreign Person as part of your work force



LICENSE PREPARATION – WHAT?

- Hardware

- What is it? Is it a permanent export, temporary export or temporary import? Is it in furtherance of an Agreement?
- Is it related to a Voluntary Disclosure filed with DTCC?
- Is it a classified transaction?
- What is the commodity? – model, nomenclature?
- What quantity is ordered? If temporary, will more than one be needed? Will the shipment be sent more than once? Will spares, tool kits be needed?
- What is the USML Category? Has your category changed due to reform?
- What is the U.S. dollar value per unit? (**Use Fair Market Value**)
- What are the special characteristics of the hardware?



LICENSE PREPARATION – WHAT?

- Technical Data
 - All exports are permanent
 - Is it a classified transaction?
 - What tech data is needed for what commodity?
 - Is it for a Foreign Person Employment license?
 - What quantity is needed?
 - What is the USML Category?
 - What U.S. dollar value should you put on your license?



LICENSE TYPES

- DSP-5 – Permanent Export
 - DSP-6 – Amendment
- DSP-73 – Temporary Export
 - DSP-74 – Amendment
- DSP-61 – Temporary Import
 - DSP-62 – Amendment
- DSP-85 – Classified Transactions
- DS-6004 – Reexport/Retransfer Application – ITAR Part 123.9

Submitted in DECCS!



VALIDITY PERIOD

Valid for maximum of 48 months / 4 years

- Exceptions:
 - Firearms authorization will be limited in duration based on foreign import certificate
 - Foreign person employment limited by work authorization
 - Limited Defense Service

A license expires whenever:

- Total authorized quantity exhausted; or
- Total authorized value exhausted; or
- Expiration date reached

DSP-5 PERMANENT EXPORT LICENSE: HARDWARE

Defense Articles (hardware)

- Only one ultimate foreign end-user (Block 14)
- Must be supported by documentation from a foreign party to the transaction
- Purpose and commodity blocks must be consistent with supporting documentation
- End-use platform(s) must be identified in the specific purpose block (Block 20)
- Part 130 statement



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DSP-5: SUPPORT DOCUMENTATION

- Purchase order, letter of intent, contract, end user statement, and other appropriate documentation
 - Commodity: Be Specific
 - Quantity
 - Price/Value/Cost
 - End-use/End-user
 - LOIs must not exceed \$1 million of non-SME
- DSP-83: No substitutions allowed
- Import certificate: Firearms
- Must be consistent with information on license application



DSP-5: SUPPORT DOCUMENTATION

- Must be addressed to the U.S. applicant applying for the export license
 - Subsidiary must be identified in Block 5
- Must be provided by a foreign party to the transaction
- Must be in English (or provide translation)
- Should not be over 1 year old from date of application submission
- Must have U.S. dollar value identified
- Cannot use “classified” terms or phrases



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DSP-5: SUPPORT DOCUMENTATION

- HIGHLY recommended attachments:
 - Cover Letter (Supplementary Explanation of Transaction)
 - Product Brochures/Technical Data
 - Previous (Pre-ECR) and Precedent (Post ECR) Licenses
- Review any updated federal register notices on changed USML commodities, i.e., I, II, III IV, V, VI, VII, VIII, IX, X, XI, XII,XIII, XV, XVI, XVII, XIX, XX, and XXI prior to submission



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DSP-5: SCENARIOS / PURPOSE

- Technical Data
 - Marketing/bid and proposal
 - Plant Visit
 - Offshore procurement
- Technical data OR sufficient information for DOD to conduct a technical review
- Can be multiple ultimate foreign end-users
- End-use platform(s) must be identified in the specific purpose block (Block 20)



DSP-5: SCENARIOS/PURPOSE

- Defense Services
 - Letter requesting exception per 22 CFR 124.1(a) – DDTC discretion on approval
 - Request for Limited Defense Services must be included in the Specific Purpose (Block 20)
 - Description of services to be provided
 - Any USG connection
 - Exceptional circumstances!
 - Short-term training
 - Limited Scope/Duration
 - No Contractual Relationship with Foreign Party



DSP-5: SCENARIOS / PURPOSE

- Foreign Person Employment (Deemed Export)
 - Employment by a U.S. Person
 - Requires a DSP-5 from DDTC regardless of physical location (U.S. or abroad)
 - No longer requires a TAA in addition to DSP-5
 - Ensure you submit all required support documentation



DSP-5: SUPPORT DOCUMENTATION

- Foreign Person Employment
 - Resume
 - Date and Place of Birth: Proscribed Countries?
 - Copy of Passport Photo Page
 - Work Authorization, if applicable
 - Job Description
 - Description/copies of technical data
 - Kept by applicant:
 - Non-disclosure Agreement (NDA)



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SCENARIO #1

MARKETING CARMELLA 500 TUAV

- Based upon the Carmella 500s ability to be configured for a variety of tactical missions, your Business Development team has identified what they believe is a great opportunity. They have recently learned that the Austrian MoD is going to release an RFP for a Tactical Unmanned Aerial Vehicle System Program. This RFP will be right in line with our Carmella 500 program.
- “Help me so that we can get a license as soon as possible. Here is what we have:”
 - Carmella UAV is a USML Platform, but most of what goes into it is not;
 - We plan to work with our major subcontractor, Tony’s Technical Things (T-3) of Austria;
 - We will need to share marketing and technical information with the Austrian MoD and T-3. We will also need to provide a full technical proposal to the Austrian MoD;
 - We have completed a “Request for Export/Import Approval”
- **Obtain the proper marketing authorization to discuss with the Austrian MoD.**



SCENARIO #1

MARKETING CARMELLA 500 TUAV

- What is the classification of the Carmella 500 TUAV?
- What is the classification for the related technical data?
- What authorization needs to be obtained to export the technical data (e.g., for marketing purposes)?
- What parties need to be included in the authorization application?
- Who must obtain the authorization?



SCENARIO #1 **ANSWER**

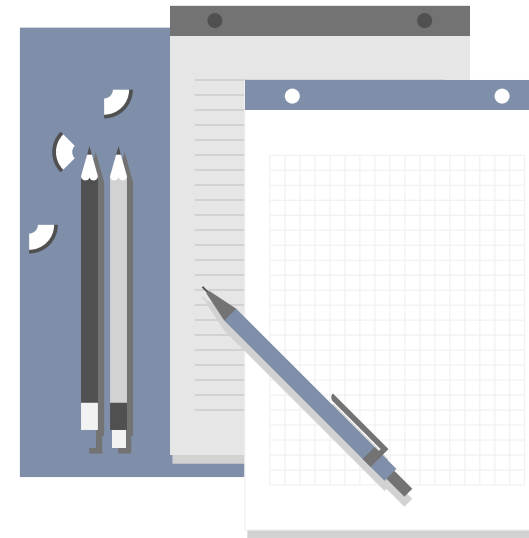
MARKETING CARMELLA 500 TUAV

- What is the classification of the Carmella 500 TUAV? **USML VIII(a)(5)**
- What is the classification for the related technical data? **USML VIII(i)**
- What authorization needs to be obtained to export the technical data (e.g., for marketing purposes)? **DSP-5**
- What parties need to be included in the authorization application? **All U.S. consignors/freight forwarders and all foreign end-users, consignees and intermediate consignees involved in the transaction.**
- Who must obtain the authorization? **An Empowered Official.**



COMPLETING THE DSP-5

Now grab your copy of
the DSP-5 in your
materials and follow
along!





SAMPLE DSP-5

- Country of Ultimate Destination
- Applicant
- USG Personnel Familiar with Commodity
- Description of Transaction

UNITED STATES OF AMERICA DEPARTMENT OF STATE			
APPLICATION FOR PERMANENT EXPORT OF UNCLASSIFIED DEFENSE ARTICLES, RELATED TECHNICAL DATA, AND DEFENSE SERVICES			
1. Date Prepared	2. DDTC Registration Code	3. Country of Ultimate Destination	4. Probable Port of Exit from U.S.
03/01/2023	M5555	Austria	Dulles, VA
5. Applicant Applicant Type: Manufacturer Anything For A Sale. Attention: I.M. Overworked 555 Patriot Way Washington DC 20009 United States 555-544-5555			
6. U.S. Government Personnel (not PM/DDTC) Familiar with Commodity Maj. Cool 123-456-7890 Agency: Air Force			
7. Applicant Contact for Additional Information I.M. Overworked 555-544-5555			
8. Description of Transaction A. This application represents ONLY a completely new shipment B. This Application has related license # — was licensed to the country in Block 3 of the first page under license # — was licensed to other countries under license # — was returned without action under voided license # — was denied to the country in Block 3 of the first page under voided license #			



SAMPLE DSP-5

- Commodity and USML
- Parties to Include on Application

DSP-5

Page 2 of 6

D. If the commodity is being financed under

☒ Not Applicable

☐ Foreign Military Sale #

☐ Foreign Military Financing #

☐ Grant Aid Program #

E. This application is related to a disclosure filed with Defense Trade Controls Compliance ☒ No ☐ Yes

Item	9. Quantity	10. Commodity	11. USML Category	12. \$ Value
1	Quantity: 1 Unit Type: Lots	Technical Data for Carmella 500 Tactical UAV System Defense Article Type: Technical Data	VIII (i)	\$1,000
13. Total Value				\$1,000
14. Foreign End-User Austrian Ministry of Defence 555 Von Trapp Way Vienna, Austria				
15. Manufacturer of Commodity Anything For A Sale. 555 Patriot Way Washington DC 20009 United States				
16. Foreign Consignee Tony's Technical Things 555 Linzer Drive Vienna, Austria				

20009 United States

18. Foreign Intermediate Consignee

Austrian Alps Express
12 Mozart Blvd
Vienna, Austria
Role: Freight Forwarder

DSP-73: TEMPORARY EXPORT LICENSE

- Temporary export of defense articles (hardware) only
 - **Exception: Software loaded on a computer or manuals/operating instructions for trade show/demonstration
- Repair and/or replacement
- Test equipment/testing and “fit-checks”
- Demonstration/marketing
- Trade shows



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DSP-73: TEMPORARY EXPORT LICENSE

- Series versus single departure
 - Quantity restored upon return to U.S.
- Can be multiple temporary foreign end-users
- Encourage limiting transactions to one geographic region (Europe, Middle East, South America, etc.)
- Purpose and commodity blocks must be consistent with request



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DSP-73: SUPPORT DOCUMENTATION

- Often initiated by the U.S. applicant so there is no foreign support documentation required
- Block 23 and/or attached cover letter
 - Summarize the transaction
 - Explain roles of the parties to the transaction
- Descriptive literature/technical data on commodity being exported
- 22 CFR 123.16(b)(5) Trade Show Exemption



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SCENARIO #2

DEMONSTRATION OF CARMELLA 500 TUAV

- Our RFP was accepted by the Austrian MoD. Now they would like for us to provide a demonstration of the Carmella 500 TUAV in consideration of contract award. Our Business Development folks believe we will need to send one Carmella 500 TUAV as well as a back-up Micro-SAR radar. Our subcontractor Tony's Technical Things (T-3) will also be present for the demonstration.
- “Help me so that we can get a license as soon as possible. Here is what we have:”
 - The demonstration will be attended by the Austrian MoD and our major subcontractor, Tony's Technical Things (T-3);
 - Any technical data is authorized under the DSP-5 for marketing; only need to temporarily export the Carmella 500 TUAV and radar;
 - We have completed a “Request for Export/Import Approval”
- **Obtain the proper demonstration authorization for Austria.**



SCENARIO #2

DEMONSTRATION OF CARMELLA 500 TUAV

- What is the classification of the Carmella 500 TUAV?
- What is the classification for the Micro-SAR radar?
- What authorization needs to be obtained to temporarily export the hardware (e.g., for demonstration purposes)?
- What parties need to be included in the authorization application?
- What documents need to be included?



SCENARIO #2 ANSWER

DEMONSTRATION OF CARMELLA 500 TUAV

- What is the classification of the Carmella 500 TUAV? USML VIII(a)(5)
- What is the classification for the Micro-SAR radar? USML XI(a)(3)(ii)
- What authorization needs to be obtained to temporarily export the hardware (e.g., for demonstration purposes)? DSP-73
- What parties need to be included in the authorization application? All U.S. consignors/freight forwarders and all foreign end-users, consignees and intermediate consignees involved in the transaction.
- What documents need to be included or referenced? Letter from Austrian MoD requesting demonstration, descriptive literature on hardware; reference marketing DSP-5 in Block 11.B of DSP-73.

DSP-83: NONTRANSFER AND USE CERTIFICATE

22 CFR 123.10 and 124.10

- SME, classified hardware or technical data
- Signed and dated by foreign consignee(s), foreign end-user, and applicant
- Can be requested by DDTC for any application (22 CFR 123.10)
- DDTC can request that the 'appropriate authority' of the government of the country of ultimate destination also execute



DSP-83: NONTRANSFER AND USE CERTIFICATE

- Be sure that your DSP-83 matches all of your other documents (*i.e.*, commodity/quantity)
- May be times when license value/DSP-83 don't match. Provide an explanation
- DSP-83 needs to be submitted with hardware licenses for SME
- When signing the DSP-83, the applicant is certifying that they have made no changes to the form after it was signed by the foreign parties.



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DS-6004: REEXPORT / RETRANSFER REQUEST

Retransfer vs Reexport

- Retransfer (22 CFR 120.52) = A change in End User in the same Country
- Reexport (22 CFR 120.51) = A different End User in a different country



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DS-6004: REEXPORT / RETRANSFER REQUEST

- Defense articles may not be reexported, retransferred, or used for a different end-use without DDTC prior authorization
- Request may be submitted by the foreign end-user or the U.S. applicant on behalf of the end-user



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DS-6004: REEXPORT / RETRANSFER REQUEST

- Reexport/retransfer requests must contain:
 - Reference to the precedent licenses
 - Description of commodity w/USML Categories
 - Quantity and Value
 - Purchase documentation (permanent only)
 - New end-use / end-user
 - Detail narrative/explanation
 - Technical data involved
 - 22 CFR 126.13/Part 130 Certification

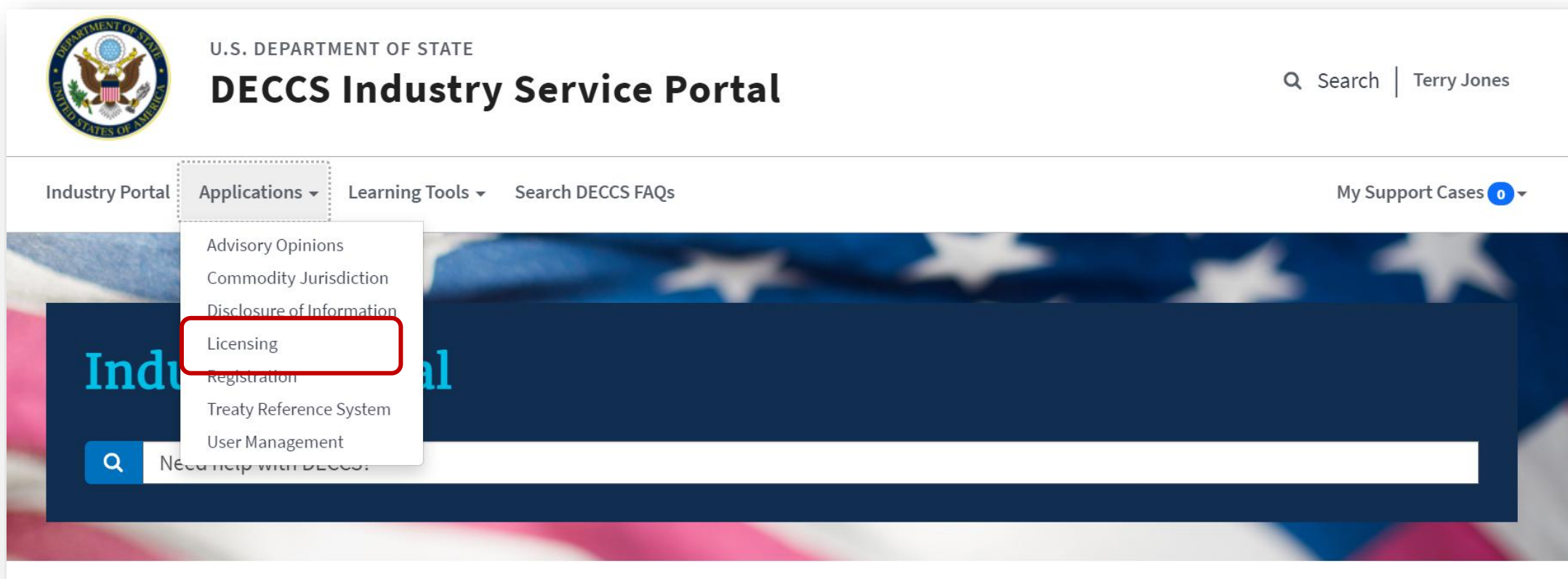


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LICENSE PREPARATION IN DECCS





LICENSE PREPARATION IN DECCS

Licensing

Welcome to the DDTC Licensing Application. Create a new application from the list below or view your current applications.

[Track Status](#) [Batch Submissions](#) [Access Groups](#) [ELISA](#)

In-Progress Applications

New Licensing Form

☐ Show Applications awaiting my signature

ID	Form	Case Number	Transaction Number	Status	Created On	Updated On	
3693	DS-4294		1	Awaiting Signature	04/30/2021	04/30/2021 4:37 PM	
3687	DS-6004			Draft	04/30/2021	04/30/2021 3:32 PM	

PrevPage 1 of 1Next

Refresh



LICENSE PREPARATION IN DECCS

New Licensing Form

- ☒ **DSP-5:** Application for Permanent Export of Unclassified Defense Articles, Related Technical Data, and Defense Services.
- ☐ **DSP-6:** Application for Amendment to a DSP-5 License
- ☐ **DSP-61:** Application/License for Temporary Import of Unclassified Defense Articles
- ☐ **DSP-62:** Application for Amendment to a DSP-61 License
- ☐ **DSP-73:** Application/License for Temporary Export of Unclassified Defense Articles
- ☐ **DSP-74:** Application for Amendment to a DSP-73 License
- ☐ **DSP-85:** Application for Permanent/Temporary Export or Temporary Import of Classified Defense Articles and Related Classified Technical Data
- ☐ **DS-4294:** Brokering License - ITAR Part 129.6
- ☐ **DS-6004:** Reexport/Retransfer Application - ITAR Part 123.9

Create

Cancel



LICENSE PREPARATION IN DECCS

DSP-5
Licensing Form

Save

Validate

Print

Exit

Start

DDTC Registration Code

Country of Ultimate Destination

Probable Port of Exit from U.S.

Applicant

U.S. Government Personnel

Applicant Contact

Description of Transaction

Commodities

Foreign End-User

Manufacturer of Commodity

Foreign Consignee

Source of Commodity

Foreign Intermediate Consignee

U.S. Seller

Specific Purpose

U.S. Consignor/Freight Forwarder

Applicant's Statement

Application for Permanent Export of Unclassified Defense Articles, Related Technical Data, and Defense Services

Estimated Burden: 1 Hour

Paperwork Reduction Act Statement: Public reporting burden for this collection of information is estimated to average 1 hour per response, including time required for searching existing data sources, gathering the necessary data, providing the information required, and reviewing the final collection. Send comments on the accuracy of this estimate of the burden and recommendations for reducing it to: Department of State (A/IIS/DIR) Washington, D.C. 20520.

Transaction Number [?] *

i

Classified Information must NOT be included, or referred to, in the form.

Classified information must be sent separately to PM/DDTC in accordance with Defense Security Service guidelines. For issues that may pertain to classified information, contact the DDTC Response Team.

☐

Classified information is being sent under separate cover [?]

Documents

Document Type	File Name
---------------	-----------

Upload Document

Document Type:

- Select -

Document to upload:

Choose File

No file chosen

Upload

Continue

Distribution Limited to SIA Members/Attendees and Subject to SIA Code of Conduct



LICENSE PREPARATION IN DECCS

✓ Start

DDTC Registration Code

Country of Ultimate Destination

Probable Port of Exit from U.S.

Applicant

✓ U.S. Government Personnel

Applicant Contact

Description of Transaction

Commodities

Foreign End-User

Manufacturer of Commodity

Foreign Consignee

BLOCK 2

DDTC Registration Code *

Select your registration code. If no codes are displayed, confirm you have an active registration code prior to submitting a license application.

Back

Continue



LICENSE PREPARATION IN DECCS

DSP-5
Licensing Form

 Save

 Validate

 Print

 Exit

✓ Start

✓ DDTC Registration Code

Country of Ultimate Destination

Probable Port of Exit from U.S.

Applicant

✓ U.S. Government Personnel

Applicant Contact

Description of Transaction

Commodities

Foreign End-User

Manufacturer of Commodity

Foreign Consignee

Source of Commodity

BLOCK 3

Country of Ultimate Destination

Select at least one Country of Ultimate Destination. For each Country of Ultimate Destination identified in Block 3, there must be at least one Foreign End-User identified in Block 14. If the commodity(ies) to be shipped include hardware, only one Country of Ultimate Destination may be selected. To add a country, select a country from the drop-down and click the add button. All countries selected will be displayed in the selected countries box. To remove any countries, click the red x button.

Add Destination Country

- Select Country -

+ Add

Selected Countries

No Countries Selected

Back

Continue

Distribution Limited to SIA Members/Attendees and Subject to SIA Code of Conduct



LICENSE PREPARATION IN DECCS

DSP-5
Licensing Form

 Save

 Validate

 Print

 Exit

✓ Start

✓ DDTC Registration Code

Country of Ultimate Destination

Probable Port of Exit from U.S.

Applicant

✓ U.S. Government Personnel

Applicant Contact

Description of Transaction

Commodities

Foreign End-User

Manufacturer of Commodity

BLOCK 4

Probable Port of Exit from U.S.

Enter the known or expected U.S. Customs port from which the defense article(s) will be exported. Up to two ports can be entered, each in a separate field.

Exit Port 1 *

Exit Port 2

Back

Continue



LICENSE PREPARATION IN DECCS

DSP-5
Licensing Form

 Save

 Validate

 Print

 Exit

✓ Start

✓ DDTC Registration Code

Country of Ultimate Destination

✓ Probable Port of Exit from U.S.

Applicant

✓ U.S. Government Personnel

Applicant Contact

Description of Transaction

Commodities

Foreign End-User

Manufacturer of Commodity

Foreign Consignee

Source of Commodity

Foreign Intermediate Consignee

U.S. Seller

Specific Purpose

U.S. Consignor/Freight Forwarder

Applicant's Statement

BLOCK 5

Applicant

Provide all Applicant information. If you are a subsidiary provide your parent companys information in the Applicant information and check the Subsid provide your information.

Applicant is: ⓘ *

☒ Exporter

☐ Government

☐ Manufacturer

☐ Subsidiary ⓘ

Name *

Attention ⓘ *

Address *



LICENSE PREPARATION IN DECCS

DSP-5
Licensing Form

 Save

 Validate

 Print

 Exit

✓ Start

✓ DDTC Registration Code

Country of Ultimate Destination

✓ Probable Port of Exit from U.S.

Applicant

✓ U.S. Government Personnel

Applicant Contact

Description of Transaction

Commodities

BLOCK 6

U.S. Government Personnel (not PM/DDTC) Familiar with Commodity

Enter an U.S. Government contact if applicable. To enter one or more U.S. Government contacts, click the "Add" button.

+ Add

Back

Continue



LICENSE PREPARATION IN DECCS

BLOCK 6

U.S. Government Personnel (not PM/DDTC) Familiar with Commodity

Enter an U.S. Government contact if applicable. To enter one or more U.S. Government contacts, click the "Add" button.

U.S. Government Personnel 1

Name  *

Telephone # *

Ext

Agency  *

 Remove



LICENSE PREPARATION IN DECCS

BLOCK 7

Applicant Contact for Additional Information

Provide all information for individuals who are familiar with the transaction and who can respond to questions from PM/DDTC or other government agencies. The individual(s) should be prepared to answer procedural and/or technical questions. To enter one or more applicant contacts, click the "Add" button.

Applicant Contact 1

Name *

Telephone # *

Ext

 Remove

[+ Add](#)



LICENSE PREPARATION IN DECCS

BLOCK 8

Description of Transaction

A. This application represents: ? *

- ☐ ONLY a completely new shipment
- ☐ ONLY the unshipped balance under license numbers

☐ B. This application has related license # ?

☐ C. This application is in reference to agreement # ?

D. If the commodity is being financed under *

- ☐ Foreign Military Sale
- ☐ Foreign Military Financing
- ☐ Grant Aid Program
- ☐ Not Applicable

E. This application is related to a disclosure filed with Defense Trade Controls Compliance *

- ☐ No
- ☐ Yes

Continue



LICENSE PREPARATION IN DECCS

BLOCKS 9 - 13

Commodities

Provide all required commodity information. At least one commodity must be identified. To enter one or more commodities, click the "Add" button.

Commodity 1

Quantity

Quantity ? *

Unit Type ? *

Commodity Description

Commodity ? *

USML Category

USML Category ? *

- Select -

- Select -

U.S. Dollar Value

Provide all required dollar value information in U.S. dollars only. Line item total is auto calculated based on the quantity multiplied by the unit price. The total value cannot exceed \$999,999,999,999,999.

Unit Price ? *

Line Item Total ?

Remove

+ Add

Total Value *

\$0



LICENSE PREPARATION IN DECCS

BLOCK 14

Foreign End-User

At least one foreign end user must be provided. If there are multiple countries of ultimate destinations (Block 3) there must be at least one foreign end-user for each country listed. To enter one or more foreign end-users, click the "Add" button

Foreign End User 1

Name  *

Address  *

City *

Country *

 Remove

 Add



LICENSE PREPARATION IN DECCS

BLOCK 15

Manufacturer of Commodity

At least one manufacturer of the commodity(ies) must be identified. More than one manufacturer of the commodity(ies) can be listed. To enter one or more manufacturers of the commodity(ies), click the "Add" button.

☐ Same as Block 5 [?](#)

Manufacturer 1

Name *

Address [?](#) *

City *

Country *

 Remove

[+ Add](#)



LICENSE PREPARATION IN DECCS

BLOCK 16

Foreign Consignee

At least one foreign consignee must be provided. More than one foreign consignee can be listed. To enter one or more foreign consignees, click the "Add" button.

☐ Same as Block 14 

Foreign Consignee 1

Name  *

Address  *

City *

Country *

 Remove

 Add



LICENSE PREPARATION IN DECCS

BLOCK 17

Source of Commodity

At least one source of the commodity(ies) must be provided. More than one source of the commodity(ies) can be listed. To enter one or more sources of the commodity(ies), click the "Add" button.

- ☐ Same as Block 5 [?](#)
- ☐ Same as Block 15 [?](#)

Source of Commodity 1

Name *

Address [?](#) *

City *

Country *

 Remove



LICENSE PREPARATION IN DECCS

BLOCK 18

Foreign Intermediate Consignee

If applicable, list all foreign intermediate consignees that may receive the goods for onward movement to the foreign consignee or foreign end user. Otherwise select the "None" checkbox. To enter one or more foreign intermediate consignees, click the "Add" button.

☐ None

Foreign Intermediate Consignee 1

Name  *

Address  *

City *

Country *

Role  *



LICENSE PREPARATION IN DECCS

BLOCK 19

U.S. Seller

At least one U.S. seller must be provided. More than one U.S. seller can be listed. To enter one or more U.S. sellers, click the "Add" button.

☐ Same as Block 5 [?](#)

☐ Same as Block 15 [?](#)

☐ Same as Block 17 [?](#)

U.S. Seller 1

Name *

Address [?](#) *

City *

State *

ZIP Code *



LICENSE PREPARATION IN DECCS

BLOCK 20

Specific Purpose

Select at least one:

- ☐ Off-Shore [?](#)
- ☐ Request for Prior Approval (22 CFR 126.8) [?](#)
- ☐ Brokering (22 CFR 129) [?](#)
- ☐ Other (Please Provide Details) [?](#)

Specific Purpose [?](#) *



LICENSE PREPARATION IN DECCS

BLOCK 21

U.S. Consignor/Freight Forwarder

At least one U.S. consignor/U.S. freight forwarder must be provided. More than one U.S. consignor/U.S. freight forwarder can be listed. To enter one or more U.S. consignor/U.S. freight forwarders, click the "Add" button.

☐ Same as Block 5 [?](#)

U.S. Consignor/Freight Forwarder 1

Name *

Address [?](#) *

City *

State *

ZIP Code *



LICENSE PREPARATION IN DECCS

BLOCK 22

Applicant's Statement

I, , an empowered official (22 CFR 120.25) or an official of a foreign government entity in the U.S., hereby apply for a license to complete the transaction described above; warrant the truth of all statements made herein; and acknowledge, understand and will comply with the provisions of 22 CFR 120-130, and any conditions and limitations imposed.

I am authorized by the applicant to certify the following in compliance with 22 CFR 126.13:

1. Neither the applicant, its chief executive officer, president, vice presidents, other senior officers or officials (e.g., comptroller, treasurer, general counsel) nor any member of its board of directors is:
 - a. the subject of an indictment for or has been convicted of violating any of the U.S. criminal statutes enumerated in 22 CFR 120.27 since the effective date of the Arms Export Control Act, Public Law 94-329, 90 Stat. 729 (June 30, 1976); or
 - b. ineligible to contract with, or to receive a license or other approval to import defense articles or defense services from, or to receive an export license or other approval from any agency of the U.S. Government;
2. To the best of the applicant's knowledge, no party to the export as defined in 22 CFR 126.7(e) has been convicted of violating any of the U.S. criminal statutes enumerated in 22 CFR 120.27 since the effective date of the Arms Export Control Act, Public Law 94-329, 90 Stat. 729 (June 30, 1976); or is ineligible to contract with, or to receive a license or other approval to import defense articles or defense services from, or to receive an export license or other approval from any agency of the U.S. Government; and

22 CFR 126.13 Certification *

- a. ☐ I am authorized by the applicant to certify that the applicant and all the parties to the transaction can meet in full the conditions of 22 CFR 126.13 as listed above.
- b. ☐ I am authorized by the applicant to certify to 22 CFR 126.13. The applicant or one of the parties of the transaction cannot meet one or more of the conditions of 22 CFR 126.13 as listed above. A request for an exception to policy, as described in 22 CFR 127.11 of the ITAR, is attached.



LICENSE PREPARATION IN DECCS

- c. ☐ I am authorized by the applicant to certify to 22 CFR 126.13. The applicant or one of the parties of the transaction cannot meet one or more of the conditions of 22 CFR 126.13 as listed above. However that party has met the conditions imposed by the Directorate of Defense Trade Controls in order to resume standard submission of applications, not requiring an exception to policy as described in Section 127.11 of the ITAR.
- d. ☐ I am not authorized by the applicant to certify the conditions of 22 CFR 126.13. The applicant and all of the parties to the transaction can meet in full the conditions of 22 CFR 126.13 as listed above. Please see the attached letter from an official that is authorized by the applicant to certify to the conditions of 22 CFR 126.13.
- e. ☐ I am not authorized by the applicant to certify the conditions of 22 CFR 126.13. The applicant or one of the parties of the transaction cannot meet one or more of the conditions of 22 CFR 126.13 as listed above. A request for an exception to policy, as described in 22 CFR 127.11 of the ITAR, and a letter from an official that is authorized by the applicant to certify to the conditions of 22 CFR 126.13 are attached.
- f. ☐ I am not authorized by the applicant to certify to 22 CFR 126.13. The applicant or one of the parties of the transaction cannot meet one or more of the conditions of 22 CFR 126.13 as listed above. However that party has met the conditions imposed by the Directorate of Defense Trade Controls in order to resume standard submission of applications, not requiring an exception to policy as described in 22 CFR 127.11 of the ITAR. Please see the attached letter from an official that is authorized by the applicant to certify to the conditions of 22 CFR 126.13.

Compliance with 22 CFR 130 *

- ☐ This transaction does not meet the requirements of 22 CFR 130.2.
- ☐ This transaction meets the requirements of 22 CFR 130.2. The applicant or its vendors **have not** paid, nor offered, nor agreed to pay, in respect of any sale for which a license or approval is requested, political contributions, fees or commissions in amounts as specified in 22 CFR 130.9(a).
- ☐ The applicant or its vendors **have** paid, or offered, or agreed to pay, in respect of any sale for which a license or approval is requested, political contributions, fees or commissions in amounts as specified in 22 CFR 130.9(a). Information required under 22 CFR 130.10 is attached.
- ☐ I am not authorized by the applicant to certify the conditions of 22 CFR 130.9(a). Please see the attached letter for such certification.



LICENSE PREPARATION IN DECCS


Validate



DSP-5
Licensing Form

Save Validate Print Exit

✓ Start

✓ DDTC Registration Code

! Country of Ultimate Destination

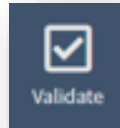
✓ Probable Port of Exit from U.S.

! Applicant

! U.S. Government Personnel

BLOCK 22
Applicant's Statement


Validation Errors
! Validation error(s) encountered. Please check tabs with error(s) and fix all validation related issues.
OK


Validate





✓ Start

✓ DDTC Registration Code

✓ Applicant

✓ Additional Details of Transaction

✓ Applicant's Statement



LICENSE PREPARATION IN DECCS

[Back](#)

[Submit to Empowered Official](#)

In-Progress Applications

268855	DSP-6		testing DSP-6	Awaiting Signature	01/17/2020	1/17/20 7:43 AM		
--------	-------	--	---------------	--------------------	------------	-----------------	--	--



EO SIGNATURE

In-Progress Applications

 New Licensing Form

☐ Show Applications awaiting my signature

ID	Form	Case Number	Transaction Number	Status	Created On	Updated On	
3693	DS-4294		1	Awaiting Signature	04/30/2021	04/30/2021 4:37 PM	 
							 

Select a certificate

Select a certificate to authenticate yourself to deccs.staging.pmddtc.state.gov:443

Subject	Issuer	Serial

[Certificate information](#)

OK

Cancel



EO SIGNATURE

BLOCK 22

Applicant's Statement ⓘ

I, , an empowered
above; warrant the truth of all statements made herein; and a

I am authorized by the applicant to certify the following in cor

deccs.test.pmdrtc.state.gov says

Are you certain you wish to submit this application to DDTC for review?

OK

Cancel

in the U.S., hereby apply for a license to complete the transaction described
FR 120-130, and any conditions and limitations imposed.

☐ I am not authorized by the applicant to certify the conditions of 22 CFR 130.9(a). Please see the attached letter for such certification.

Back

Sign and Submit



SUCCESS IN DECCS

requirements of 22 CFR 130.2.

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Successfully Submitted

✔ Your application has been successfully submitted to DDTC.
Submission Type: DSP-5
Case Number: 050901000
Submission Date: 1/23/2020

id, nor o
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OK

In-Progress Applications

 [New Licensing Form](#)

☐ Show Applications awaiting my signature

ID	Form	Case Number	Transaction Number	Status	Created On	Updated On ▾	
5278	DSP-5	050901000	DBT-1651 case 1	Submitted	01/13/2020	1/23/20 2:07 PM	



REJECTIONS IN DECCS

Track Status

Type	Case #	Transaction ID	Status	Decision	Status Date ▾	Date Prepared	License Value	Country
DSP-5	050123456	BAE-2019-PS1-1588	Rejected		12/17/19 9:16 AM	12/17/19 12:00 AM	12000	Canada
DSP-5	050123156	BAE-2019-ES-3224	Rejected		11/21/19 2:15 PM	11/21/19 12:00 AM	65941	Japan
DSP-5	050123466	BAE-2019-ES-3207	Rejected		10/3/19 1:51 PM	10/3/19 12:00 AM	472887	Turkey

DIVISION STRUCTURE

Division Chief/Senior Analyst

- Case Assignment
- Team Management

Defense Trade Analysts

- Case Adjudication
- Special Projects/Assignments



Political-Military Affairs

U.S. DEPARTMENT *of* STATE

CASE ASSIGNMENT

DECCS automatically assigns cases to a Division based on USML category

- Review all applicable ECR Federal Reg. Notices
- Be attentive in assigning USML category

Division Chief/Senior Analyst assign to Defense Trade Analysts for adjudication

- Administrative Review



Political-Military Affairs

U.S. DEPARTMENT *of* STATE

REVIEW CRITERIA

Administrative Review

- Support Documentation
 - Purchase Order, End-Use Statement, etc.
 - DSP-83 for SME
- Verify Registration Code
- Verify USML category and sub-category
- Part 130 statement/eligibility
- No P.O. Boxes/Imprecise Addresses
- U.S. Seller/Applicant are the same
- All required blocks are filled

Most Issues Occur During Administrative Review



Political-Military Affairs

U.S. DEPARTMENT *of* STATE

REVIEW CRITERIA

Administrative Review

- Hold/No Hold
- Transaction Flow
 - Review Supporting Documentation
 - Match With Application – Possible RWA
 - Commodity - Quantity/Price
 - Foreign Parties
 - Destination Country – 22 CFR 126.1
 - Stated End-Use and End-User
 - Explain Inconsistencies
 - Review Purpose For Explanation
 - Review Precedent Licenses
 - Important for Staffing Purposes



LICENSING & COMPLIANCE RESPONSIBLE US AGENCIES

Agency	Area of Responsibility
▪ Department of State	▪ Foreign Policy
▪ Department of Commerce	▪ Commercial Sales/Dual Use
▪ Department of the Treasury	▪ Finances
▪ Department of Justice (ATF)	▪ Prosecutions/Permanent Imports
▪ Department of Homeland Security CBP/ICE	▪ Inspections/Seizures/Fines
▪ Department of Energy	▪ Nuclear Reviews
▪ Department of War (DTSA, Armed Services, DCSA, DSCA)	▪ National Security/Non-Proliferation



PURPOSE OF CONTROLS

▪ Foreign Policy	▪ Department of State, Country Desk
▪ National Security	▪ Department of Defense, Defense Technology Security Agency (DTSA)
▪ Human Rights	▪ Department of State, Office of Foreign Assistance Oversight, Vetting & Accountability (FAO/VA)
▪ Regional Stability	▪ Department of State, Office of Regional Security and Arms Transfer (RSAT)
▪ Non-Proliferation	▪ Missile Technology Export Committee (MTEC)



OTHER FEDERAL AGENCIES

Department of State

- Arms Control & Non-Proliferation (ACN)
- Intelligence & Research (INR)
- Oceans, Environment, and Science (OES)
- Economic Bureau (EB)
- Coordinator of Cyber Policy (S/CCI)
- Legal Advisor (L/PM)

Department of War

- National Security Agency (NSA)
- Defense Intelligence Agency (DIA)

Department of Justice

- Federal Bureau of Investigation (FBI)

Other U.S. Government Agencies

- National Security Council (NSC)
- National Aeronautics and Space Admin (NASA)



LICENSE TRACKING

- DECCS (upload additional docs, retrieve approved licenses)
- USXPORTS.gov/usx (check staffing, analyst contact info)



Political-Military Affairs

U.S. DEPARTMENT *of* STATE

LICENSE STATUS

Check staffing status - <https://usxports.gov/usx>

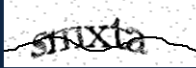
USXPORTS.gov

 
DECCS
LOGIN | ENROLL

 
SNAP-R
LOGIN | ENROLL

User validation required to continue

Please type the text you see in the image below into the text box and submit



 Refresh Image

Submit



Political-Military Affairs

U.S. DEPARTMENT of STATE

LICENSE STATUS

USXPORTS.gov

FAQ Search



DECCS

[LOGIN](#) | [ENROLL](#)



SNAP-R

[LOGIN](#) | [ENROLL](#)

Unified Case Search

Enter Case Number(s) (up to 5 separated by a comma)



Data Last Updated: 2/12/2026 3:08 PM



Political-Military Affairs

U.S. DEPARTMENT of STATE

LICENSE STATUS

Search Results

1 of 1 Case(s) found for: 050822274

[Reset Search](#) | [Print Results](#)

050822274 **PENDING**

Application Type: DSP5 Permanent Export Application
Received: 02/06/2026 5:31:27 PM EST

  Department of State

Status	Open
Analyst	James N Shaver 771-205-5946
Email	shaverjn@state.gov

Staffed Organization Status

Organization	Staffed Date	Reply Date
War	02/09/2026 10:10:04 PM EST	02/10/2026 5:57:39 AM EST
PM/RSAT/EAP	02/09/2026 10:10:09 PM EST	



FINAL LICENSE ACTION

Search Results

1 of 1 Case(s) found for: 050817810

Reset Search | Print Results

050817810

APPROVE WITH CONDITIONS

Application Type: DSP5 Permanent Export Application

Received: 11/05/2025 6:40:02 PM EST



Department of State

Status	✓ Released
Recommendation	APPROVE WITH CONDITIONS
Closed	02/02/2026 6:13:40 AM EST
Analyst	James N Shaver 771-205-5946
Email	shaverjn@state.gov

FINAL REVIEW AND ISSUANCE

The analyst reviews case with recommendation of other offices/agencies and determines final disposition of case:

- Approve
- Approve with provisos
- Return Without Action (RWA)
- Deny
- Approximately 45/60-day case management reviews
- Adjudication Timelines



PROVISO RECONSIDERATION

- Clarification, Modification, and Deletion of provisos
- Proviso may have been issued in error
- Conflicts with other provisions
- No longer applicable due to changed circumstances/policy
- Specifically address proviso in block 20 and Transmittal Letter
- Recommend alternative language to include justification



DDTC AND CUSTOMS

- Transfers to U.S. Customs and Border Protection (CBP) are provided on all approved applications
- DDTC receives information from the Automated Export System (AES Direct) to track shipments
- See 22 CFR 127.4 for authorities of Customs and Border Protection (CBP) – may request additional documentation/take any action to ensure observance of the ITAR



LICENSE AMENDMENTS

22 CFR 123.25(b) – Yes

- Addition/change of U.S. freight forwarder/consignor
- Addition/change of source/manufacture
- Change due to obvious typographical error
- Addition/change of foreign intermediate consignee if party is only transporting equipment and will not process (integrate, modify, etc.)

22 CFR 123.25(c) – No

- Additional quantity
- Change value and/or quantity
- Changes in commodity (includes USML)
- Country of ultimate destination, end-use or end-user
- Add foreign consignee and foreign intermediate consignee (if more than transporting equipment)
- Extension of duration
- Export of technical data only





DECCS AMENDMENT FORMS

Licensing

Welcome to the DDTC Licensing Application. Create a new application from the list below or view your current applications.

[Track Status](#) [Batch Submissions](#) [Access Groups](#) [ELISA](#)

In-Progress Applications

New Licensing Form

☐ Show Applications awaiting my signature

ID	Form	Case Number	Transaction Number	Status	Created On	Updated On	
3693	DS-4294		1	Awaiting Signature	04/30/2021	04/30/2021 4:37 PM	
3687	DS-6004			Draft	04/30/2021	04/30/2021 3:32 PM	

PrevPage 1 of 1Next

Refresh



DECCS AMENDMENT FORMS

New Licensing Form

☐ DSP-5: Application for Permanent Export of Unclassified Defense Articles, Related Technical Data, and Defense Services.

☒ DSP-6: Application for Amendment to a DSP-5 License

☐ DSP-61: Application/License for Temporary Import of Unclassified Defense Articles

☒ DSP-62: Application for Amendment to a DSP-61 License

☐ DSP-73: Application/License for Temporary Export of Unclassified Defense Articles

☒ DSP-74: Application for Amendment to a DSP-73 License

☐ DSP-85: Application for Permanent/Temporary Export or Temporary Import of Classified Defense Articles and Related Classified Technical Data

☐ DS-4294: Brokering License - ITAR Part 129.6

☐ DS-6004: Reexport/Retransfer Application - ITAR Part 123.9



DECCS AMENDMENT FORMS

DSP-6

Application for Amendment to a DSP-5 License

 Save

 Validate

 Print

 Exit

Start

DDTC Registration Code

Applicant

Amendment to License #

Amendment in Accordance with

✓ Applicant Contact

Summary of Amendment(s)

Additional Details of Transaction

Applicant's Statement

Application for Amendment to a DSP-5 License

Estimated Burden: 30 Minutes

Paperwork Reduction Act Statement: Public reporting burden for this collection of information is estimated to average 30 minutes per response, including time required for searching existing data sources, gathering the necessary data, providing the information required, and reviewing the final collection. Send comments on the accuracy of this estimate of the burden and recommendations for reducing it to: Department of State (A/IIS/DIR) Washington, D.C. 20520.

Transaction Number  *

**Classified Information must NOT be included, or referred to, in the form.**

Classified information must be sent separately to PM/DDTC in accordance with Defense Security Service guidelines. For issues that may pertain to classified information, contact the DDTC Response Team.



DECCS AMENDMENT FORMS

Documents

- Required Documents
 - Copy of DoS License with PM/DDTC Proviso(s)

Document Type	File Name	
No documents found		

Upload Document

Document Type:

Document to upload:

No file chosen



DECCS AMENDMENT FORMS

Start

DDTC Registration Code

Applicant

Amendment to License #

Amendment in Accordance with

✓ Applicant Contact

Summary of Amendment(s)

Additional Details of Transaction

Applicant's Statement

DDTC Registration Code

Select your registration code. If no codes are displayed, confirm you have an active registration code prior to submitting a license application.

Back

Continue



DECCS AMENDMENT FORMS

DSP-6

Application for Amendment to a DSP-5 License

[Start](#)

[DDTC Registration Code](#)

[Applicant](#)

[Amendment to License #](#)

[Amendment in Accordance with](#)

[✓ Applicant Contact](#)

[Summary of Amendment\(s\)](#)

[Additional Details of Transaction](#)

[Applicant's Statement](#)

Applicant

☐ [Subsidiary](#) [?](#)

Name *

Attention [?](#) *

Address *

City *

State *



DECCS AMENDMENT FORMS

Start

DDTC Registration Code

Applicant

Amendment to License #

Amendment in Accordance with

✓ Applicant Contact

Summary of Amendment(s)

Additional Details of Transaction

Applicant's Statement

Amendment to License

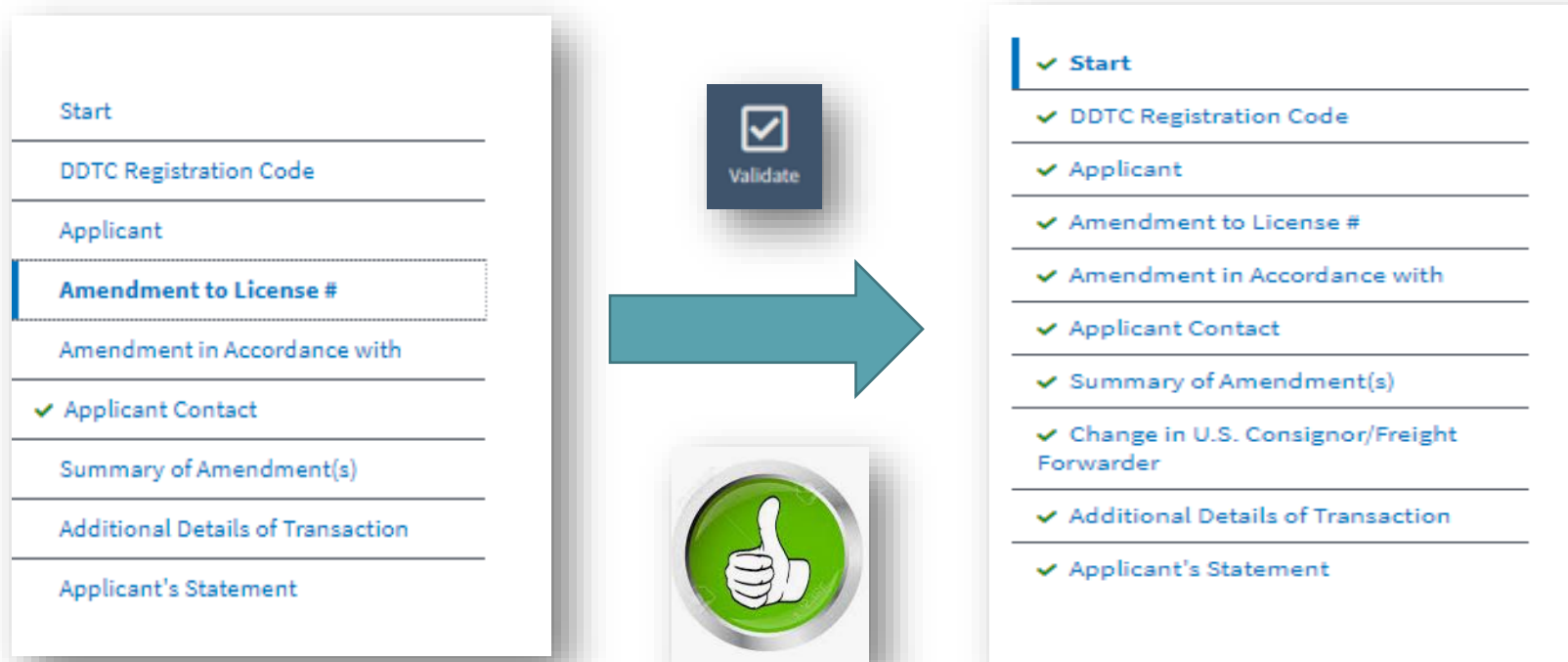
I certify that the stated license has an unshipped balance and has not expired.

Back

Continue



DECCS AMENDMENT FORMS





SCENARIO #3

AMENDING OUR DSP AUTHORIZATION

- You are ready to export the Carmella 500 TUAVs and radars! However, your Business Development team has identified some changes to the transaction. Specifically, the current U.S. freight forwarder is not available within the necessary schedule, so a new freight forwarder has been identified. Also, there is a typo in the part number and value of the Micro-SAR radar on the license.
- “Help me so that we can get a license as soon as possible. Here is what we have:”
 - Carmella UAV is a USML Platform, but most of what goes into it is not;
 - We plan to work with our major subcontractor, Tony’s Technical Things (T-3) of Austria;
 - We will need to share marketing and technical information with the Austrian MoD and T-3. We will also need to provide a full technical proposal to the Austrian MoD;
 - We have completed a “Request for Export/Import Approval”

Obtain the necessary amendment to the approved temporary export license.



SCENARIO #3

AMENDING OUR DSP AUTHORIZATION

- What is the license type we want to amend?
- What is the corresponding amendment form?
- Can we correct the part number of the Micro-SAR radar in the commodity?
- What about increasing the value of the Micro-SAR radar?



SCENARIO #3 **ANSWER** AMENDING OUR DSP AUTHORIZATION

- What is the license type we want to amend? **DSP-73**
- What is the corresponding amendment form? **DSP-74**
- Can we correct the part number of the Micro-SAR radar in the commodity?
Yes, if supported by the original support documentation. It is recommended to attach the original document or reference in the Additional Details of Transaction block.
- What about changing the value of the Micro-SAR radar? **No. Value and quantity changes are not authorized per ITAR 123.25(c).**

PARAGRAPH “x ”: OVERVIEW

- Approved by previous Administration under EO 13222
- Exists to create “one-stop shopping” for applicants
- Exists within each USML Category
- 22 CFR 120.5(b)(2) & 22 CFR 123.1(b)
 - Authorizes DOS to approve licenses containing EAR controlled items
 - However, Commerce retains jurisdiction for subsequent transactions, *e.g.*, re-exports/re-transfers, voluntary disclosures, *etc.*



PARAGRAPH “x ”: OVERVIEW

- 22 CFR 123.1(b) allows for inclusion of EAR controlled items on export and temp import licenses provided:
 - The PO/LOI/EUS cites all items on the license
 - Articles subject to the EAR are for end-use in/with the USML defense article proposed for export
 - EAR-controlled items enumerated on the application as “x”
 - Category “x” items can be submitted with licenses that commodities can be integrated into or with
 - Must provide the current ECCN in commodity description block with the listed Commerce item.
- All current documentation requirements will remain valid under 22 CFR 123.1(c)



RENEWAL / REPLACEMENT LICENSES

- Renewals submitted for review 60 days prior to expiration of current authorization
 - Copy of current authorization
 - Cover letter explaining need for continued activity and shipment summary for unshipped balances
 - Ensure USML categories are post ECR.
- Replacement package submitted as needed
 - Requires same information as renewal package with emphasis on need for replacement





SUMMARY

- Enroll in DECCS
- Your success is dependent upon telling the story and providing detailed information
 - Answer the who, where, what, why and when
 - Explain in plain English – spell out acronyms
 - Ensure all supporting documentation is included
- Track the status - it's your application
- Understand, implement and manage your approvals
- Train! Train! Train!
- Maintain good records and recordkeeping log!



QUESTIONS ?