GENERAL AFFIDAVIT IN SUPPORT OF REQUEST FOR TRADE SECRET PROTECTION PURSUANT TO
Mont. Code Ann. § 30-14-402(4)

State of _____

County of _____

I (affiants name), _____,being first duly sworn upon oath, declare that the following statements are true:

1. Pursuant to SERFF filing #_____, I am seeking through this affidavit to protect certain information as a trade secret under Montana law. I understand that pursuant to Montana law, any information I provide to the Commissioner of Securities and Insurance (CSI) is presumptively available for public scrutiny, with narrow exceptions. One such exception is if the information is established to be a trade secret as defined in Mont. Code Ann. § 30-14-402(4), which provides as follows:

   (4) "Trade secret" means information or computer software, including a formula, pattern, compilation, program, device, method, technique, or process, that:

      (a) derives independent economic value, actual or potential, from not being generally known to and not being readily ascertainable by proper means by other persons who can obtain economic value from its disclosure or use; and

      (b) is the subject of efforts that are reasonable under the circumstances to maintain its secrecy.

I understand that under Montana law that the burden to establish "prima facie proof that the information" is a trade secret rests with me. I also understand that I must offer "more than conclusory" statements that the information at issue constitutes a trade secret. Pursuant to these statutory and legal principles, I offer the following facts in support of qualifying specific information as a trade secret:

2. My position and duties are as follows:

3. I have provided the CSI with information in the form of Exhibits, which I hereby certify should be treated as a trade secret under Montana law. The following are the file names of the Exhibits that correspond precisely with the file names of each exhibit provided to CSI:

4. I have attached a separate Trade Secret Certification Affidavit for each of the Exhibits listed in paragraph 2 above, wherein I certify precisely how all the information in each exhibit meets the elements of a trade secret in Montana.

Further Affiant Sayeth Not.

_____
[Name of Affiant]

SUBSCRIBED AND SWORN to before me this _____ day of _____, _____, by _____ .

_____
Signature of Notary Public

(Notary Seal)

TRADE SECRET CERTIFICATION AFFIDAVIT

State of _____

County of _____

I (affiants name), _____, being first duly sworn upon oath, declare that the following statements are true:

1. I provide this Trade Secret Certification Affidavit as an addendum to the GENERAL AFFIDAVIT IN SUPPORT OF REQUEST FOR TRADE SECRET PROTECTION PURSUANT TO Mont. Code Ann. § 30-14-402(4) that I have concurrently filed with the Commissioner of Securities and Insurance (CSI).

2. I provide this affidavit to offer facts in support of my request that the following Exhibit submitted in SERFF # qualifies as a trade secret:

    _____.

3. All of the information in this Exhibit qualifies as information or computer software, including a formula, pattern, compilation, program, device, method, technique, or process, that:

    (a) derives independent economic value, actual or potential, from not being generally known to and not being readily ascertainable by proper means by other persons who can obtain economic value from its disclosure or use because

    (b) is the subject of efforts that are reasonable under the circumstances to maintain its secrecy because

Further Affiant Sayeth Not.

_____
[Name of Affiant]

SUBSCRIBED AND SWORN to before me this _____ day of _____, _____, by _____ .

_____
Signature of Notary Public

(Notary Seal)