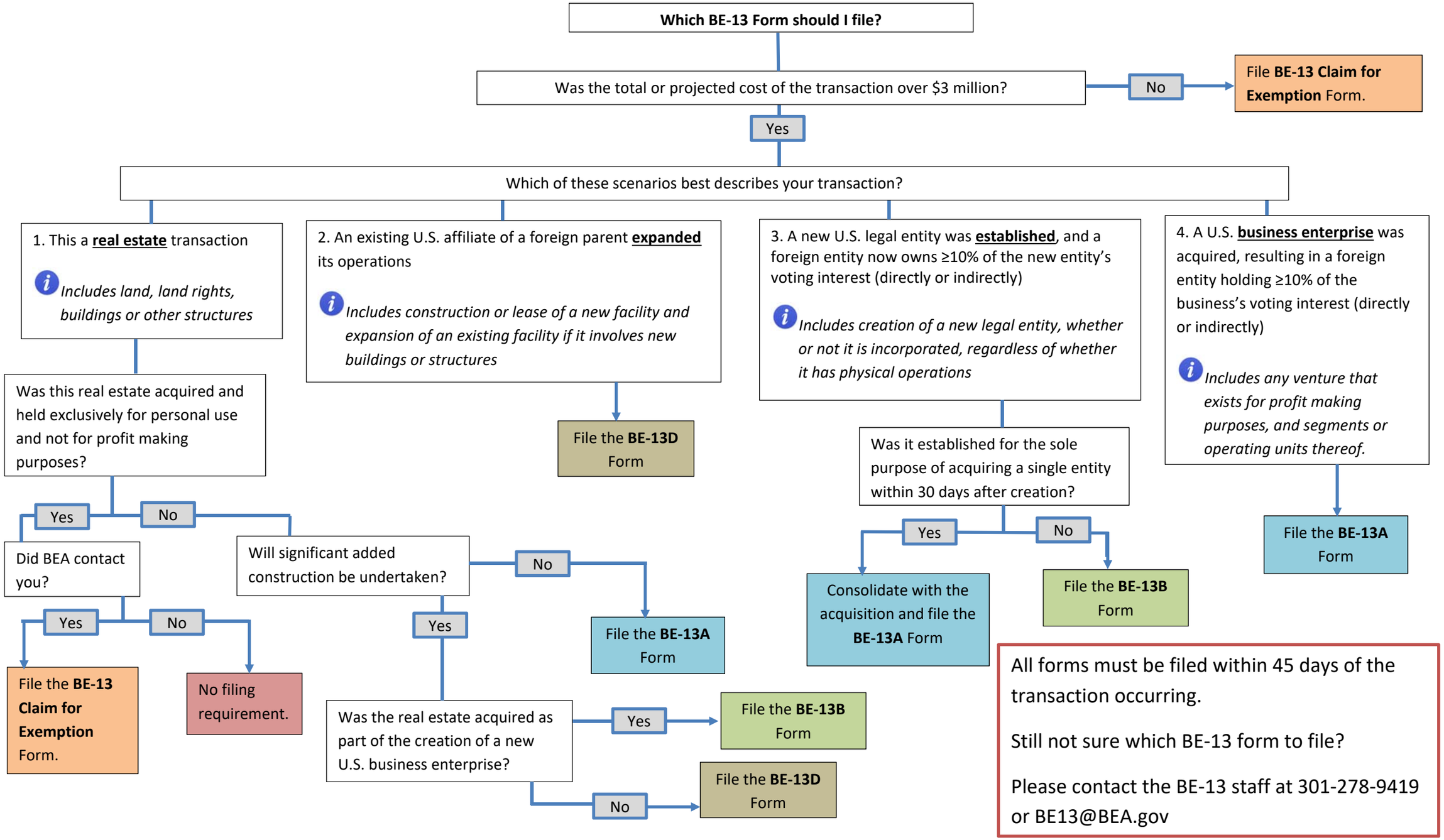
Which BE-13 Form should I file?
Was the total or projected cost of the transaction over $3 million?
No
File BE-13 Claim for Exemption Form.
Yes
Which of these scenarios best describes your transaction?
1. This a real estate transaction
Includes land, land rights, buildings or other structures
Was this real estate acquired and held exclusively for personal use and not for profit making purposes?
Yes
No
Did BEA contact you?
Yes
No
File the BE-13 Claim for Exemption Form.
No filing requirement.
Will significant added construction be undertaken?
No
File the BE-13A Form
Yes
Was the real estate acquired as part of the creation of a new U.S. business enterprise?
Yes
File the BE-13B Form
No
File the BE-13D Form
2. An existing U.S. affiliate of a foreign parent expanded its operations
Includes construction or lease of a new facility and expansion of an existing facility if it involves new buildings or structures
File the BE-13D Form
3. A new U.S. legal entity was established, and a foreign entity now owns ≥10% of the new entity's voting interest (directly or indirectly)
Includes creation of a new legal entity, whether or not it is incorporated, regardless of whether it has physical operations
Was it established for the sole purpose of acquiring a single entity within 30 days after creation?
Yes
Consolidate with the acquisition and file the BE-13A Form
No
File the BE-13B Form
4. A U.S. business enterprise was acquired, resulting in a foreign entity holding ≥10% of the business's voting interest (directly or indirectly)
Includes any venture that exists for profit making purposes, and segments or operating units thereof.
File the BE-13A Form
All forms must be filed within 45 days of the transaction occurring.
Still not sure which BE-13 form to file?
Please contact the BE-13 staff at 301-278-9419 or BE13@BEA.gov