

FDIC Post-Government Employment Certification

The applicable law on post-employment restrictions can be found at 18 U.S.C. § 207. The post-employment law limits the type of activities a former employee can engage in following termination of his or her Government employment. Specifically, section 207 imposes a:

- Lifetime prohibition on the representation of any party other than on behalf of the United States on particular matters involving specific parties in which an employee participated personally and substantially.
- Two-year prohibition on appearing before or communicating with the United States on behalf of another party involving matters that were actually pending under the employee's official responsibility during the one-year period prior to his departure from Federal service.
- A one-year "cooling-off" period after termination of employment, restricting a former senior employee from knowingly acting as an agent or attorney for, or otherwise representing any other person, except the United States, in any formal or informal appearance before, or with the intent to influence, making any oral or written communication on behalf of any other person other than the United States to the FDIC or any of its officers or employees, in connection with any particular government matter pending before the FDIC, or in which the FDIC has a direct and substantial interest.

These prohibitions are designed to bar those activities of former employees which may reasonably give the appearance of making unfair use of prior Government employment and affiliations.

As a former employee of the Federal Deposit Insurance Corporation, I certify under penalty of law, that I have not been identified as a "senior employee" subject to the one-year "cooling-off period". I further certify that the work I am being asked to perform on behalf of

[name of contractor] _____,

for [solicitation or contract number] _____

does not involve my representation of any party, other than the United States, on any matter in which I participated personally and substantially, or which was actually pending under my official authority prior to my termination of employment with FDIC or the Resolution Trust Corporation (RTC).

Name of former FDIC or RTC Employee: _____

Signature

Date