





#### STATE OF IDAHO

Office of the secretary of state, Phil McGrane

# FOREIGN REGISTRATION STATEMENT (BUSINESS CORPORATION)

Idaho Secretary of State PO Box 83720 Boise, ID 83720-0080 (208) 334-2301 Filing Fee: \$100.00

For Office Use Only

-FILED-

File #: 0005344382

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Filing Fee

Selected Service Type: Expedited (+\$40; filing fee \$140)

1. The name this business corporation will use in Idaho is:

Type of Corporation

Foreign Bank

Entity name

**BMO Harris Bank National Association** 

The name of the business corporation in its home jurisdiction as shown on the attached certificate of existence/good standing: **BMO Harris Bank National Association** 

Upload or Mail a one page PDF of a Certificate of

Existence/Good Standing from the home jurisdiction dated

within 90 days of today.

Profession

Regulated Word Upload

2. Home Jurisdiction

The jurisdiction of formation is:

**United States** 

3. The street address of its domestic principal office (if required by the laws of the jurisdiction of formation) is:

Street Address None

4. The mailing address of its domestic principal office (if required by the laws of the jurisdiction of formation) is:

Mailing Address None

5. The complete street address of the principal office is:

Principal Office Address 320 S. CANAL STREET CHICAGO, IL 60606

6. The mailing address of the principal office is:

C/O CINDY SALAZAR Mailing Address 320 S CANAL STREET

CHICAGO, IL 60606

7. Registered Agent Name and Address

C T CORPORATION SYSTEM Registered Agent Commercial Registered Agent

Physical Address

1555 W SHORELINE DR

**STE 100** 

BOISE, ID 83702 Mailing Address

1555 W SHORELINE DR

STE 100

BOISE, ID 83702

☑ I affirm that the registered agent appointed has consented to serve as registered agent for this entity.

#### 8. Governors

| Name         | Title | Address                                  |
|--------------|-------|--|
| Mark Shulman |       | 320 S. CANAL STREET<br>CHICAGO, IL 60606 |



Signature of individual authorized by the entity to sign:

Mark Shulman 08/03/2023

Sign Here Date

Job Title: Head, Consumer Lending & Chief Community Reinvestment Officer & Senior Vice President

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BRAD LITTLE Governor

PATRICIA R. PERKINS Director

May 25, 2023

Ann Schneider, Paralegal Seyfarth Shaw LLP 233 S. Wacker Drive, Suite 8000 Chicago, IL 60606-6448

Transmitted via email to: amschneider@seyfarth.com

RE: Use of the Word "Bank" in Company Name in Idaho

Dear Ms. Schneider:

The Idaho Department of Finance (Department) received your email requesting approval from the Department for your firm's client, BMO Harris Bank National Association (BMO), to register its name with the Idaho Secretary of State, as well as file a certificate of assumed business name to conduct business in Idaho as "Bank of the West." We understand that BMO, which is a nationally chartered bank, merged with Bank of the West in February 2023.

Idaho Code § 26-1202 of the Idaho Bank Act provides that "no person may advertise or transact business in this state under a name or title that contains the word 'bank,' 'banker,' 'bancorp,' 'savings bank,' 'trust company,' or a word or words of similar import, unless the person has been granted a charter to engage in banking or trust business in this state by the director, or unless the director has granted the person a waiver from this prohibition as set forth in this section."

However, Idaho Code § 26-1202(2) states that the "prohibition shall not apply to a national bank, federal thrift or federal savings bank, bank holding company, or a state-chartered bank or trust company located in another state that has obtained all approvals that may be required under the law as a prerequisite to doing business in this state." Since the statute does not apply to a national bank otherwise qualified, there is no need for the Director of the Department to grant a waiver to a nationally chartered financial institution to use the word "bank" in its name in Idaho. Under these circumstances, the Department offers "no objection" to BMO's use of the word "bank" in its own name or in its assumed business name "Bank of the West" and to registering to do business in Idaho.

## FINANCIAL INSTITUTIONS BUREAU

Bureau Chief - Salvador Cruz 11341 W. Chinden Blvd., Ste. A300, Boise, ID 83714 Mail To: P.O. Box 83720, Boise ID 83720-0031 Phone: (208) 332-8031 Fax: (208) 332-8099 Ann Schneider May 25, 2023 Page 2

If any of the facts I have recited above are incorrect or if the facts you have given us change, this agency's position on the matter could change.

If you have any other questions, please do not hesitate to contact me.

Sincerely,

Salvador Cruz

Financial Institutions Bureau Chief

Washington, DC 20219

### CERTIFICATE OF CORPORATE EXISTENCE

- I, Michael J. Hsu, Acting Comptroller of the Currency, do hereby certify that:
- 1. The Comptroller of the Currency, pursuant to Revised Statutes 324, et seq, as amended, and 12 USC 1, et seq, as amended, has possession, custody, and control of all records pertaining to the chartering, regulation, and supervision of all national banking associations.
- 2. "BMO Harris Bank National Association," Chicago, Illinois (Charter No. 14583), is a national banking association formed under the laws of the United States and is authorized thereunder to transact the business of banking on the date of this certificate.

IN TESTIMONY WHEREOF, today, May 16, 2023, I have hereunto subscribed my name and caused my seal of office to be affixed to these presents at the U.S. Department of the Treasury, in the City of Washington, District of Columbia

Acting Comptroller of the Currency



2023-00750-C