



BUSINESS OVERDRAFT PRIVILEGE SERVICE

There are times when mistakes happen or you have unforeseen problems that leave you with too little cash in your Small Business Checking Account. At First Bank, we do not encourage overdrafts. As always, we encourage you to manage your finances responsibly. However, we are providing the Business Overdraft Privilege Service to you to save you the embarrassment and inconvenience of a returned item, as well as additional fees normally charged to you by merchants for items returned to them.

WHAT IS BUSINESS OVERDRAFT PRIVILEGE?

First Bank's Business Overdraft Privilege Service is a non-contractual, discretionary overdraft service under which First Bank will pay certain items or transactions up to an assigned Business Overdraft Privilege Limit. The Business Overdraft Privilege Service is a service, not a line of credit. Your Business Overdraft Privilege Limit may be available for checks and other transactions made using your checking account number, automatic bill payments, recurring debit card payments; we may also authorize and pay ATM transactions and everyday debit card transactions.

HOW DOES THE BUSINESS OVERDRAFT PRIVILEGE SERVICE WORK?

First Bank is not obligated to pay any items presented for payment if your account does not contain sufficient available funds, which means that you do not have enough of an Available Balance in your account to pay the withdrawals you are attempting from that account. An overdraft means that a transaction has caused the Available Balance on your account to become a negative number or a transaction has occurred while the Available Balance on your account is negative. However, as long as you maintain the eligibility of your account, we may approve your overdraft items within your current available Business Overdraft Privilege Limit as a non-contractual courtesy.

For Business Overdraft Privilege Service consideration, your Small Business Checking Account will maintain its eligibility if you make a deposit at least every 32 days, you do not originate a First Bank business loan, you do not open more than four (4) Small Business Checking Accounts, and we do not receive a notice of bankruptcy, levy, lien, or garnishment related to your account. First Bank will have the discretion of authorizing and paying transactions that cause your Available Balance to be negative or occur while the Available Balance on the account is negative (up to your Business Overdraft Privilege Limit). Please note that the amount of the overdraft plus our Overdraft Fee of \$35 for each paid item will be deducted from your Business Overdraft Privilege Limit.

Payment of overdrafts by First Bank is a discretionary courtesy and not a right of the client or an obligation of First Bank. Any discretionary payment of an overdraft does not obligate us to pay future overdrafts or to provide prior notice of our decision to refuse to pay such items; nor does it create an agreement or course of dealing on our part to allow overdrafts on any occasion. First Bank, in its sole and absolute discretion, can withdraw this Business Overdraft Privilege Service and cease paying overdrafts at any time, without prior notice of a reason or cause.

WHAT IS MY BUSINESS OVERDRAFT PRIVILEGE LIMIT?

Once your Small Business Checking Account is determined to be eligible, you will have a \$1,000 Business Overdraft Privilege Limit on your account.

WHAT IF I GO BEYOND MY BUSINESS OVERDRAFT PRIVILEGE LIMIT?

Overdrafts above and beyond your established Business Overdraft Privilege Limit may result in checks or other items being returned to the payee. The NSF Return Item Fee of \$35 will be charged per item and assessed to your account. In addition, since First Bank may authorize and pay overdrafts on ATM and everyday debit card transactions under our Standard Overdraft Coverage, if your negative Available Balance exceeds your Business Overdraft Privilege Limit, your ATM or everyday debit card transaction will be declined, and you will not be charged a fee.

HOW QUICKLY MUST I REPAY MY BUSINESS OVERDRAFT PRIVILEGE?

The total of the Business Overdraft Privilege is your negative Available Balance (including any Overdraft Fees, NSF Return Item Fees, and any other fees and charges), and you should make every attempt to bring your account to a positive Available Balance as soon as possible. A deposit must be made every 32 days. This amount is due and payable upon demand, and you will continue to be liable for all such amounts, with a maximum repayment period of 60 days.

WHAT DOES BUSINESS OVERDRAFT PRIVILEGE COST?

There is no additional cost associated with this privilege unless you use it. Utilizing your Business Overdraft Privilege Limit, you may be charged as follows under our Standard Overdraft Coverage (for all type of transactions and items, including ATM and everyday debit card transactions):

- We may charge you an Overdraft Fee of \$35 for each item or transaction we pay that causes the Available Balance to become negative or occurs while the Available Balance on the account is negative.
- If we return an item, we may charge you an NSF Return Item Fee of \$35.
- If your Available Balance at the end of the business day is negative \$1.01 or more, we may charge you an Overdraft Fee for each paid item that causes the Available Balance to become negative or occurs while the Available Balance on the account is negative. In other words, if your Available Balance at the end of the business day is negative \$1.00 or less, we will not charge you an Overdraft Fee for any item.
- There is a daily limit of fifteen (15) combined Overdraft Fees and NSF Return Items Fees, or a total of \$525.

If you do not want the Business Overdraft Privilege Service to authorize and pay overdrafts on ATM and everyday debit card transactions under our Standard Overdraft Coverage, you will need to “opt-out” by informing us when you open your account or by calling 1-800-760-BANK (2265). You can also use this number to change your decision at any time regarding ATM and everyday debit card transactions. If you “opt-out”, when these types of transactions exceed your Available Balance, they will be declined at the ATM or point-of-sale terminal.

Recurring debit card transactions are subject to an Overdraft Fee, which is similar to the checks you write. The “opt-out” decision does not apply to recurring debit card transactions you have established with another party, for example, setting up your debit card for a monthly debit of your insurance premium or a club membership. Debit items may not be processed in the order in which they occur, and the order in which transactions are received and processed by First Bank may affect the total Overdraft Fees you incur. Please see the Deposit Account Agreement for specific details regarding our posting order of transactions.

WHAT ARE SOME OF THE WAYS I MAY HAVE ACCESS TO THE BUSINESS OVERDRAFT PRIVILEGE SERVICE?

Utilizing your Business Overdraft Privilege Limit, under First Bank’s Standard Overdraft Coverage, we may authorize and pay overdrafts for these types of transactions at our discretion:

- Checks and other transactions (including electronic fund transfer) using your checking account number;
- Automatic bill payments;
- Recurring debit card transactions (for example, setting up your debit card to pay your monthly insurance premium or club membership);
- ATM transactions; and
- Everyday debit card transactions.

HOW SOON CAN I USE MY BUSINESS OVERDRAFT PRIVILEGE SERVICE?

After your Small Business Checking Account has been open for 30 days, you will be eligible for the Business Overdraft Privilege Service if you have made a deposit in the last 32 days, you do not have a First Bank business loan relationship, and you do not have more than four (4) Small Business Checking Accounts. You will be automatically enrolled in the Business Overdraft Privilege Service (including the coverage of ATM and everyday debit card transactions, unless you previously told us you wanted to “opt-out” of these transactions).

WHAT ARE ALTERNATIVES TO USING THE BUSINESS OVERDRAFT PRIVILEGE SERVICE AT FIRST BANK?

The best way to avoid overdrafts and fees is to keep track of your account by entering all checks, debit card purchases, ATM and other withdrawals in your check register, reconcile your account regularly and manage your finances responsibly. First Bank offers additional ways to cover overdrafts in addition to the Business Overdraft Privilege Service, and these options generally cost less. For information on Overdraft Transfer Service and overdraft lines of credit (Business Preferred Credit Loan), please see the Deposit Account Agreement or contact your local branch.

WHAT IF I DO NOT WANT THE BUSINESS OVERDRAFT PRIVILEGE SERVICE ON MY CHECKING ACCOUNT?

If you would like to have the Business Overdraft Privilege Service removed from your account, please contact a First Bank branch or call the Overdraft Client Service Department at (314) 592-8055 or 1-800-864-6504, Monday through Friday, between the hours of 8:00 A.M. and 5:00 P.M. (CST).