

SUBCONTRACTOR'S ASSIGNMENT OF REFUNDS, REBATES AND CREDITS

Pursuant to the terms of Subcontract Number _____ (Fund Number _____ and in consideration of the reimbursement of costs and payment of fee, as provided in the said subcontract and any assignment thereunder, The Board of Trustees of the _____ University, _____ hereinafter called the Subcontractor), does hereby:

1. Assign, transfer, set over and release to the United States of America (hereinafter called the Government) all right, title and interest to all refunds, rebates, credits or other amounts (including any interest thereon) arising out of the performance of the said subcontract, together with all the rights of action accrued or which may hereafter accrue thereunder.
2. Agree to take whatever action may be necessary to effect prompt collection of all refunds, rebates, credits or other amounts (including any interest thereon) due or which may become due, and to promptly forward to the Subcontracting Officer checks (made payable to the Treasurer of the United States) for any proceeds as collected. The reasonable costs of any such action to effect collection shall constitute allowable costs when approved by the Subcontracting Officer as stated in the said grant and may be applied to reduce any amounts otherwise payable to the Government under the terms thereof.
3. Agree to cooperate fully with the Government as to any claim or suit in connection with refunds, rebates, credits or other amounts due (including any interest thereon); to execute any protest, pleading, application, power of attorney or other papers in connection therewith; and, to permit the Government to represent it at any hearing, trial or to hear proceeding arising out of such claim of suit.
4. In the event the Subcontractor obtains or receives any refund or rebate of, or credit for, taxes paid to the _____ or any political subdivision thereof; in connection with the performance of this grant and for which the grantor was paid or reimbursed by the Government, the Subcontractor agrees to pay over to the Government an amount equal to such refund or credit. In the event the Subcontractor receives any benefit in lieu of or in addition to such refund or credit, the Subcontractor agrees to pay over to the Government an amount equal to such benefit.

THE BOARD OF TRUSTEES OF THE

UNIVERSITY

BY _____

DATE _____