(501)682-1619 (501)682-2823 FAX



Questions? Send an email to ascc.new.claims@arkansas.go

101 EAST CAPITOL AVENUE, SUITE 410 LITTLE ROCK, ARKANSAS 72201-3823

CLAIM FORM

1. Claimant. If a claim involves more than one claimant, additional pages may be attached with the other claimant name(s) and contact information.

Barclays Bank PLC (title last name/compan first name (email) 745 7th Avenue (address) New York NY 10019-(city) (zip) (primary phone) (state) 2. Claimant's Legal Counsel. An individual claimant may act as his or her own attorney (which is known as proceeding pro se). Please review Ark. Code Ann. § 19-10-222 for information about when a business entity may file a pro se claim. If a claimant is proceeding pro se, this section may be left blank. (title) (last name) (first name) (email) (address) AR bar number (primary phone) (city) (state) (zip) 3. State Agency Involved. The Commission can only receive claims against agencies of the State of Arkansas. Please review the Commission's jurisdictional statutes, including Ark. Code Ann. § 19-10-204 and Ark. Code Ann. § 21-5-701, for more information. This information is required for any claim filed at the Commission. Arkansas Department of Finance and Administration 4. Incident Date 3/6/2023 5. Location of Incident 6. CHECK HERE if this claim involves damage to a motor vehicle. \square 7. CHECK HERE if this claim involves damage to property other than a motor vehicle. \square

8. Explanation of Incident Please provide an explanation of your claim, including why you believe the above-listed state agency is liable for your damages under Arkansas law. You may attach additional pages to this form.

This claim is being filed for the reissuance of warrant **# 1000 and the experimental and the experiment of the experiment of and experiment of and and experiment of the exper**

Warrant or necessary papers for reissuing lost warrant(s)/check(s) is/are attached to and made a part of this complaint.

Completed paperwork for reissuance of this warrant was received in this office on August 8, 2024.

9. Insurance Coverage. For a claim involving damage to a vehicle or other property, you must submit a copy of your insurance declarations in effect at the time of the incident. This is not the same as an insurance card. You can obtain a copy of your insurance declarations from your insurer or insurance agent. Please review Ark. Code Ann. § 19-10-302 for more information.

**If you did NOT have insurance covering the damaged property or motor vehicle at the time of incident, CHECK HERE

10. Additional Required Documents for Property Damage Claim

You must submit (1) invoice(s) documenting the repair costs, (2) three estimates for repair, OR (3) an explanation why this documentation cannot be provided.

11. If a state vehicle was involved, please provide the following information

(type of state vehicle involved)	(license number)	(driver)
12. If your claim involves perso	nal injuries, please CHECK HER	E 🗌
13. Health insurance coverage.		ire a copy of your health insurance ne of the incident. Please review Ark. pre information.
**If you did NOT have healt	h insurance on the date of the	incident, CLICK HERE
14. Amount of Damages, if know	wn: \$447,267.00	

IMPORTANT!

A claim filed at the Commission is a lawsuit against a state agency. The Commission is the courthouse for these lawsuits. Please note that Commission staff can answer general questions about the claim process but cannot give legal advice. The Commission rules and a non-exhaustive list of statutes that relate to the Commission can be found on the Commission website (arclaimscommission.arkansas.gov). The Arkansas Rules of Civil Procedure can be found online (arcourts.gov) under "Info Resources."

STOP!

This signature page must be completed in the presence of a Notary Public. Do not sign until you are directed to do so by the Notary Public. If there is more than one claimant involved in this claim, each claimant must complete a separate signature page.

If you are an ARKANSAS-LICENSED ATTORNEY submitting a claim on behalf of your client, there is a different signature page that must be used. Please call (501)682-1619 and ask for an attorney signature page.

If a BUSINESS OR CORPORATE ENTITY is filing a claim without an attorney (and meets the requirements of Ark. Code Ann. § 19-10-222 for doing so), there is a different signature page that must be used. Please call (501)682-1619 and ask for a corporate signature page.

The undersigned certifies that to the best of my knowledge, information, and belief, this claim is not being presented for any improper purpose; this claim is warranted by existing law or by a non-frivolous argument for extending, modifying, or reversing existing law or for establishing new law; and the factual contentions have evidentiary support of, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery.

Claimant Signature

ACKNOWLEDGEMENT

County of

On this the __ day of ______, 20___, before me, the undersigned notary, personally appeared ______ known to me (or satisfactorily proven) to be the person whose name is subscribed to this instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness whereof I hereunto set my hand and official seal.

Signature of Notary Public

[seal of office]

My Commission Expires:

C.2

			Arkansas State Claims Commissi
Part I The records of the	Phone #682-	TE CLAIMS COMMISSION -1619 – Fax #682-2823 OUTDATED WARRANT(S) Finance & Admin/ of Arkansas, Ph	AUG 0 8 2024 RECEIVED
		Agency om 2250, Little Rock, AR 72201	
Agency Address			
Reflect that	Barkclays Bank PLC	ayee/Payees	
745 7th Avenue		New York	
Payee's Ac New York	ldress	City 10019-6801	, was/were issued
State		Zip Code	-
State Warrant nun	nber	, dated 3/6/2023	
a the amount of \$_	447,267.00	, the same being in pa	yment
of Voucher No.	, Age	ency No	
		cter Code	
Fund Code	_, Social Secu	rity No.	_, or
f corporation-Fede	eral Tax ID No.		
Also, please furnish	h your current Busines	ss AreaFund Code	Cost Center
Group	& Fund Center		
	Tommy Bur Agency Disbur	ns sing Officer's Full Name (please print)
		m Burn	
	Agency Dig	sharsing Officer's Signature	
Part II		ENT OF FORGERY WARRANTS ONLY)	***
/We		, state that:	
1. I/we rece	ived and lost.		
	not receive, endorse nor	cash.	
		r person to sign my/our name(s) to	
the warr			
and shares		hereabouts of the warrant or of an	y other
		or endorsed the warrant.	
		he endorsement was a forgery.	
	in the same of the second of the		Revised 4/27/06

9

AFFIDAVIT OF FORGED WARRANT

	Agency		
BARCLAYS BANK PLC	was issu	ed Warrant number_	
Payee(s) Dated 03/2023 in the amount of \$ Fiscal Year W	447,267.00	, the same being in pay	/ment of
Invoice # Agency #	Fund Center	Commitment Item	Fund
	0.00 ross Pay	<u>\$0.00</u> Withholding	
Address- Payroll Only 501-682-4775 Daytime Telephone #		Disbursing Officer	Bun
I/We, Barclays Bank PLC		, state th	at:
1. I received and lost. 2. I did not receive, endorse, n			
X 2. I did not receive, endorse, n X 3. I have not authorized anothe X 4. I have no knowledge of the v person having received, cas X 5. If this warrant is presented f 6. The endorsement on same i Rame Payee Signature	er person to sig whereabouts of hed, or endors or payment, the is a forgery.	the warrant or of any ed the warrant.	v other
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X 2. I did not receive, endorse, n X 3. I have not authorized another person having received, cas X 5. If this warrant is presented f 6. The endorsement on same in the person having received, cas Payee Signature 745 7th Ave Address New York, NY 10019	er person to sig whereabouts of hed, or endors or payment, the is a forgery. P A C C	the warrant or of any ed the warrant. e endorsement is a fo ayee Signature ddress	v other rgery.

Warrant Number to be Reissued Amount \$447,267,000 Paying State Agency CORPORATE INCOME TAX Phone (501) 682-47 Agency Contact Jarett Lamb Phone (501) 682-47 Know by all men by these presents that we the undersigned, BARCLAYS BANK PLC as payee(s) and Hartford Fire Insurance Company as the surety are held and firmly bound unto the State of Arkansas in the sum of: \$894,534.00 (amount must be double the sum of the warrant) The condition of this obligation is that the said payee, BARCLAYS BANK PLC has (check one): lost x failed to receive stolen a certain Arkansas State Warrant number as listed below by the Paying State Agency Witness Our Hands on this 10th day of June 20 24 First Payee Name: Signature: Signature: Signature: Signature: Second Payee Name: Signature: Signature: Signature: Payee Payee Phone Number 212-320-6732 Surety	State Of	Arkans	45					50	nd for		
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STATE OF ARKANSAS Department of Finance and Administration Office Of Accounting Non-Payroll Warrant Cancellation Form (Prior and Current Year)

/arrant Number: Agency N		orporation Inc	come Tax
eason for Cancellation: Reported Lost			
oid Reason: 05 Printed inco		troyed/Unusable eliverable	10 Check voided after printing
the Warrant to be reissued?		f it is a MIRO docu	Mark "A" Hold for Pickup?
voice number provided will be u riginal AASIS Document Numb	ised to reverse the inve	pice, if the invoice	is reversed. Accounting Use Only:
this a multi-payee document?	Yes 🖌 No		
			Vendor:
und:	GL:		venuor.

Remit form to:

Office of Accounting, 1509 w 7th, Suite 200, Little Rock, AR 72201 Telephone: (501) 682-1675 | Fax: (501) 683-0823

*Must be original warrant or affidavit / bond

BARCLAYS

June 11, 2024

Via USPS Priority Express Mail: El 533 377 632 US

STATE OF ARKANSAS CORPORATE INCOME TAX SECTION Attn: Jarett Lamb, Revenue Division P.O. BOX 919 LITTLE ROCK, AR 72203-0919

Re: Barclays Bank PLC FEIN: Account ID: Letter ID: Reissue warrant (refund check) warrant #: Count of \$447,267.00

Dear Jarett Lamb,

Attached is the Affidavit of Forged Warrant & Bond for Reissuing Warrant. This is in regard to the attached letter dated May 24, 2024, with instructions for a replacement refund check (warrant) that Barclays Bank PLC never received.

Please let me know if there are any further questions.

Sincerely,

Barny ok

Barry J. O'Brien Director, Tax Barclays 745 Seventh Avenue – 14th floor New York, New York 10019 Barry.obrien@barclays.com Phone: (212) 320-6732 Fax: (646) 885-9213

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745 Seventh Avenue New York, NY 10019 United States

Tel 212-320-6732 Fax 646-885-9213

barclays.com

Konkola, Alec: Group Tax (NYK)

From: Sent: To: Subject: Attachments:

O'Brien, Barry J: Group Tax (NYK) Wednesday, June 5, 2024 11:09 AM Konkola, Alec: Group Tax (NYK) FW: Barclays Bank PLC - 2021 Tax Refund BARCLAYS BANK PLC.pdf

Barry J. O'Brien Director, Tax Barclays 745 Seventh Avenue New York, NY 10019 barry.obrien@barclays.com Phone (212) 320-6732 Fax (646) 885-9213

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From: Bawla, Sarim : Finance <sarim.bawla@barclays.com>
Sent: Tuesday, June 4, 2024 3:21 PM
To: O'Brien, Barry J: Group Tax (NYK) <barry.obrien@barclays.com>; Avilkin, Irina: Group Tax (NYK)
<irina.avilkin@barclays.com>
Cc: Veliu, Artan: Group Tax (NYK) <artan.veliu@barclays.com>
Subject: FW: Barclays Bank PLC - 2021 Tax Refund

Hello Barry and Irina,

I hope you both are well. I had reached out to the state of Arkansas earlier, in relation to a PY refund of about \$450k. The state mentioned that they sent the refund check in March of 2023, but it doesn't look like we ever got it. The states representative (see email below) sent me the attached form to fill out and send back to the state to process a replacement check.

The form looks fairly straightforward, however the last section related to the surety made me want to confirm with you guys if you've seen this before in this context. The information in relation to the surety can be found in page 5 of the attached PDF. It looks like from the email I received, that this has to be a third party? If that is the case, are you aware of anyone who usually acts as a surety for Barclays in situations like this?

Any thoughts/guidance welcome. Thank you, Sarim

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From: Jarett Lamb <<u>Jarett.Lamb@dfa.arkansas.gov</u>> Sent: Thursday, May 23, 2024 3:25 PM To: Bawla, Sarim : Finance <<u>sarim.bawla@barclays.com</u>> Subject: RE: Barclays Bank PLC - 2021 Tax Refund

CAUTION: This email originated from outside our organisation - Jarett.Lamb@dfa.arkansas.gov Do not click on links, open attachments, or respond unless you recognize the sender and can validate the content is safe.

Sarim Bawla,

In order to initiate a reissue, DFA Corporate Income Tax will/is sending two (2) sets of documents: (AFFIDAVIT OF FORGEGED WARRANT & BOND FOR REISSUING WARRANT) to be completed and notarized and returned to our office. (documents attached)

Once the documents are returned to DFA Corporate Income Tax, the Affidavit and Bond will be transferred to our Accounting Department for processing. (Please mail documents back – Attention Jarett Lamb) Please note of the following;

- 1. Please complete the documents thoroughly and have them notarized where directed.
- 2. Please return the original documents to the office. Accounting will not accept digital copies.

3. The Bond for Reissuing Warrant document requires a Surety. The Surety must be a person 18 years or older, and cannot be the same person as the payee or payee representative.

If you have any questions or concerns related, just let me know.



Jarett Lamb

Arkansas Department of Finance and Administration Revenue Division – Corporation Income Tax Administration Division Manager II Office: 501-682-4779 | Fax: 501-682-7114 Jarett.lamb@dfa.arkansas.gov https://www.dfa.arkansas.gov/

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From: <u>sarim.bawla@barclays.com</u> <<u>sarim.bawla@barclays.com</u>> Sent: Thursday, May 23, 2024 1:32 PM To: Jarett Lamb <<u>Jarett.Lamb@dfa.arkansas.gov</u>>

Cc: artan.veliu@barclays.com; barry.obrien@barclays.com; irina.avilkin@barclays.com; summer.tang@barclays.com Subject: Barclays Bank PLC - 2021 Tax Refund

This message originated outside DFA. Please use proper judgment and caution when opening attachments, clicking links, or responding to this email.

Hello Jarett,

I hope all is well on your end.

We reached out earlier to the Corporate Income Tax office of the Arkansas DFA (501-682-4775), in relation to an outstanding refund claim for the tax year 2021. The representative mentioned to us, that a refund check was mailed in March of 2023 for the amount of refund claimed on the return, however our records don't show us having received this check. The representative then mentioned that the check was never cashed, and advised that we should reach out to your office to have a replacement check sent to us as soon as possible.

All relevant related information can be found below, but please let us know if any further information is needed from our end.

Taxpayer Name – Barclays Bank PLC Federal EIN – Arkansas Form -Tax Period – 01/01/2021 to 12/31/2021 Refund Amount – \$ 447,267 Mailing Address – 745 7th Avenue 14th Floor New York, NY 10019

Thank you, Sarim Bawla Assistant Vice President – Tax Desk: (212) 526-7291 Mobile: (516) 974-1832 Email: sarim.bawla@barclays.com 745 7th Avenue, 14th Floor New York, NY 10019



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For more details about how we use personal information, see our privacy notice:

https://www.ib.barclays/disclosures/personal-information-use.html.



STATE OF ARKANSAS DEPARTMENT OF FINANCE AND ADMINISTRATION Corporation Income Tax Section 1816 W 7TH ST, # 2250, LITTLE ROCK, AR 72203-0000

May 24, 2024

Corporation Income Tax

BARCLAYS BANK PLC 745 7TH AVE NEW YORK NY 10019-6801

Letter ID: Account ID: Period Ending: December 31, 2023

RE: WARRANT REPLACEMENT

DEAR BARCLAYS BANK PLC:

Attached is the Affidavit of Forged Warrant. The form must be completed in order for DFA to reissue the warrant. Please provide a daytime telephone number, complete the bottom half of the form, and have it notarized. **Return the original notarized copy to**:

CORPORATE INCOME TAX SECTION P.O. BOX 919, LITTLE ROCK, AR 72203-0919

Also, you must complete the attached form, Bond for Reissuing Warrant. Please have it notarized as well and return it to the above address. Surety Information must be completed on the Bond. The surety can be provided by any person age 18 or older, who is not the payee on the check, and not the person notarizing the form.

If you have questions, please contact a customer service representative at (501) 682-4775. Provide your Account ID and Letter ID shown above when you call or write about this letter.

Sincerely,

Jarett Lamb DFA Division Manager I

www.dfa.arkansas.gov

ARKANSAS STATE CLAIMS COMMISSION Reissuance of Out-Dated Warrants

Date: 8/19/2024

Warrant:

Name of Payee: Barclays Bank PLC

Amount: \$447,267.00

Upon checking with <u>Hunter</u> of AOS/Data Processing Division, I was informed that this

warrant was voided, and no duplicate warrant had been issued. We also checked our

(Claims Commission) records to verify that there has been no reissuance by this office and there was none.

CM

ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619 FAX (501) 682-2823



KATHRYN IRBY DIRECTOR

101 EAST CAPITOL AVENUE SUITE 410 LITTLE ROCK, ARKANSAS 72201-3823

August 28, 2024

Barclays Bank PLC c/o Barry O'Brien 745 7th Avenue New York, New York 10019-6801

RE: Claim No. 250249 - Reissuance of Check No.

Dear Mr. O'Brien,

The Claims Commission received notification from the Arkansas Department of Finance and Administration that a check issued to you by the State of Arkansas was not deposited within 180 days of issuance. That check is now considered stale or out-of-date.

The Claims Commission processes the reissuance of out-of-date checks for the State of Arkansas.

To have the above-referenced check reissued, we need you to complete the enclosed form. Please review the enclosed form for correctness and, once you approve it, sign the complaint in the presence of a Notary Public and return it to our office to be processed.

It generally takes six to eight weeks for a new check to be reissued once we receive the enclosed form.

If you have any questions, please call and ask to speak with Caitlin McDaniel or me.

Sincerely,

Kathryn Irby

ES: cmcdaniel

Enclosure



Via USPS Priority Mail Express El 533 377 734 US

September 4, 2024

Arkansas State Claims Commission 101 East Capitol Avenue Suite 410 Little Rock, AR 72201-3823 Attn: Kathryn Irby/Caitlin McDaniel

Taxpayer:Barclays Bank PLCClaim No.250249Amount Sought:\$447,267.00Reissuance of Check No.Request for forms dated August 28, 2024

Dear Ms. Irby/Ms. McDaniel:

The taxpayer, Barclays Bank PLC, received the attached documents and has had them signed and notarized for your review.

Please let the taxpayer know if you require any further information before a replacement check can be issued for \$447,267. Thank you for your prompt assistance in this matter.

Sincerely,

Barry J. O'Brien Director, Tax Barclays 745 Seventh Avenue New York, NY 10019 <u>barry.obrien@barclays.com</u> Phone (212) 320-6732 Fax (646) 885-9213 745 Seventh Avenue New York, NY 10019, USA

barclays.com/ib

State Claims Commission SEP 0 7 2024

RECEIVED

ARKANSAS CLAIMS COMMISSION

(501)682-1619 (501)682-2823 FAX



arclaimscommission.arkansas.gov ascc.new.claims@arkansas.gov

101 EAST CAPITOL AVENUE, SUITE 410 LITTLE ROCK, ARKANSAS 72201-3823 Arkansas State Claims Commission

SEP 0 7 2024

RECEIVED

COMPLAINT

1. Claimant			
Barclays Bank PLC			
(title/last name/first name)	(email)		
745 7th Avenue			
(address)			
New York	NY	10019-	
(city)	(state)	(zip)	(primary phone)
2. State Agency Involved			
Arkansas Department of Finance ar	d Administration		
(state agency involved)			

3. Claim Type

Reissuance of Warrant

This claim is being filed for the reissuance of warrant # date 03-06-2023 payable to Barclays Bank PLC the amount of \$447,267.00 payable from the Arkansas Department of Finance and Administration. This warrant was not presented to the state treasurer for redemption during the legal redemption period.

Warrant or necessary papers for reissuing lost warrant(s)/check(s) is/are attached to and made a part of this complaint.

Completed paperwork for reissuance of this warrant was received in this office on August 8, 2024.

4. Amount Sought: \$447,267.00

STOP!

The following section MUST be completed in the presence of a Notary Public.

The undersigned certifies that to the best of my knowledge, information, and belief, I am authorized by Braccons Bank PLC (name of business entity) to file this claim on its behalf. The undersigned also certifies that this claim is not being presented for any improper purpose; this claim is warranted by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law or for establishing new law; and the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a resonable opportunity for further investigation or discovery.

> Director Name of Representative of iness Entity (must be printed legibly)

Barry J O'Brien

Signature of Representative

ACKNOWLEDGEMENT

New York State of County of New York

On this the <u>4</u> day of <u>September</u>, 20<u>24</u>, before me, the undersigned notary, personally appeared <u>Barry O'Brim</u> known to me (or satisfactorily proven) to be the person whose name is subscribed to this instrument and acknowledged that he/she executed the same for the purposes therein contained.

In witness whereof I hereunto set my hand and official seal.

Signature of Notary Public

My Commission Expires: 6/23/2026

[seal of office]





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BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

BARCLAYS BANK PLC

CLAIMANT

V.

CLAIM NO. 250249

ARKANSAS DEPARTMENT OF FINANCE AND ADMINISTRATION-CORPORATE INCOME TAX

RESPONDENT

<u>ORDER</u>

This claim was filed by Barclays Bank PLC (the "Claimant") requesting reissuance of outdated warrant no. (the "Warrant") in the amount of \$447,267.00 payable from Arkansas Department of Finance and Administration-Corporate Income Tax Division.

The Arkansas State Claims Commission unanimously allows this claim in the amount of \$447,267.00 and refers this claim to the General Assembly for review and placement on an appropriation bill pursuant to Ark. Code Ann. § 19-10-215(b).

IT IS SO ORDERED.

Jenica D Halcard

ARKANSAS STATE CLAIMS COMMISSION Dee Holcomb

MIGIN

ARKANSAS STATE CLAIMS COMMISSION Paul Morris, Chair

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ARKANSAS STATE CLAIMS COMMISSION Sylvester Smith

DATE: September 20, 2024

Notice(s) which may apply to your claim

- (1) A party has forty (40) days from transmission of this Order to file a Motion for Reconsideration or a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1). If a Motion for Reconsideration is denied, that party then has twenty (20) days from the transmission of the denial of the Motion for Reconsideration to file a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1)(B)(ii). A decision of the Claims Commission may only be appealed to the General Assembly. Ark. Code Ann. § 19-10-211(a)(3).
- (2) If a Claimant is awarded less than \$15,000.00 by the Claims Commission at hearing, that claim is held forty (40) days from the date of disposition before payment will be processed. *See* Ark. Code Ann. § 19-10-211(a). <u>Note</u>: This does not apply to agency admissions of liability and negotiated settlement agreements.
- (3) Awards or negotiated settlement agreements of \$15,000.00 or more are referred to the General Assembly for approval and authorization to pay. Ark. Code Ann. § 19-10-215(b).