

BOLT NAGI PC
ATTORNEYS AT LAW

MERCHANT'S FINANCIAL CENTER
4608 TUTU PARK MALL, SUITE 202
ST. THOMAS, U.S. VIRGIN ISLANDS 00802-1816

TELEPHONE (340) 774-2944
TELECOPIER (340) 776-1639
EMAIL info@vilaw.com
<http://www.vilaw.com>

TOM BOLT
PRESIDENT/CEO
tbolt@vilaw.com

April 4, 2023

VIA EMAIL – senatorfrancis@legvi.org

Honorable Novelle E. Francis
President
Thirty Fifth Legislature of the Virgin Islands
Capitol Building
St. Thomas, VI 00802

RE: 35th Legislature Special Session – April 5, 2023 – Gubernatorial GRT Line of Credit Proposal

Dear President Francis:

Our firm represents a number of the gross receipts tax (“GRT”) bondholders that may be impacted by the adoption of Governor Bryan’s proposal to establish a line of credit authorization to “create working capital to begin disaster projects, advance payment for negotiated settlement obligations on behalf of WAPA and meet any additional operating expenses of the Government for the next three (3) fiscal years” to be heard in the Special Session tomorrow, Wednesday, April 5, 2023.

While we understand that it is not the Governor’s intention to impact the current GRT bondholders, there are two (2) amendments that the bondholders would appreciate to clarify this concern:

1. Page 6, lines 3-6 be amended to read: “5) Not allow, permit, or suffer to exist any prior lien, attachment, or pledge, other than any liens and pledges authorized herein (including liens granted pursuant to the Gross Receipts Tax Indenture), for the benefit of the lenders or registered owners of the Series 2023 Notes, of Gross Receipts Tax Collections.”; and
2. Page 9 lines 7-9 be amended to read: “The statutory lien created on Gross Receipts Tax Collections by this subsection is, and must be at all times and for all purposes, subject and subordinate to the lien created by section 1(C) and 1(E) of Act No. 7951 (2016).”

On behalf of the current GRT bondholders, we appreciate your time and consideration in this important request for amendment and if we can provide any additional information or clarification, please do not hesitate to contact me.

Sincerely yours,
BoltNagi PC



TOM BOLT

TB:jo

cc: Members, 35th Legislature of the VI