UCRP Special Durable Power of Attorney

UNIVERSITY
OF
CALIFORNIA

This fact sheet offers general information about the UCRP Special Durable Power of Attorney which is a special designation of a Power of Attorney for benefits under the University of California Retirement Plan (UCRP or Plan) and UC retiree health benefits (for eligible UCRP members and Savings Choice participants). UC does not provide legal advice; this guide is informational only and is not intended to be construed as legal advice. For specific advice regarding your personal situation or for assistance in completing the UCRP Special Durable Power of Attorney form, consult an attorney.

UCRP is governed by the terms of the Plan and retiree health benefits are governed by the terms of the UC Annuitant Group Insurance Regulations (Annuitant GIRs). Any conflict between statements made in this fact sheet and provisions of the Plan and/or Annuitant GIRs, the Plan and Annuitant GIR terms prevail.

WHAT IS A POWER OF ATTORNEY?

A power of attorney is a legal instrument used to delegate legal authority to another. By executing a power of attorney, you give legal authority to a representative you designate (called an attorney-in-fact) to make property, financial, and other legal decisions on your behalf. A power of attorney will terminate upon your incapacity, unless you provide otherwise through the use of a durable clause.

WHAT IS THE UCRP SPECIAL DURABLE POWER OF ATTORNEY?

The UCRP Special Durable Power of Attorney is a legal document, executed by a member, which designates another person to act on the member's behalf with regard to retirement matters only, including retiree health care plan options. This can include such matters as making address changes, adjusting tax withholdings, filing applications, making benefit elections, designating beneficiaries, and changing direct deposit transactions. A member has the right to revoke or terminate this power of attorney at any time, as long as the member is competent. If the member does not revoke the document, it terminates when the member dies. It is important to have a current Special Durable Power of Attorney on file with UCRP, since the laws regarding powers of attorney change from time to time. The UCRP Special Durable Power of Attorney cannot be used for your general health care matters; it is limited to matters relating to UCRP and electing UC-administered retiree health care insurance plans and designating health care dependents under those plans.

WHO APPROVES THE UCRP SPECIAL DURABLE POWER OF ATTORNEY?

The UCRP Special Durable Power of Attorney is received, reviewed and approved in writing to the Principal by the Retirement Administration Service Center (RASC) who administers benefits under the terms of UCRP and the Annuitant GIRs.

THE UCRP SPECIAL DURABLE POWER OF ATTORNEY HAS SOME DISTINGUISHING FEATURES:

- It is specifically designed to help manage UCRP retirement and UC retiree health issues and to show your intent to allow your attorney-in-fact to conduct your retirement business with the RASC on your behalf.
- It allows you to designate an attorney-in-fact to handle specific retirement affairs such as selecting benefit options, designating or changing your beneficiaries, submitting change of address forms, and designating bank accounts to receive electronic transfers of retirement funds.
- It contains a durable clause, which allows the attorney-in-fact to manage retirement matters on your behalf in the event you become incapacitated or otherwise unable to handle your own affairs. Having a UCRP Special Durable Power of Attorney approved by the RASC ensures that your retirement benefits will be managed without interruption and, in accordance with your wishes, should you become unable to handle your own affairs. In cases where a member without a durable power of attorney becomes incapacitated or unable to handle his or her own affairs, UCRP or retiree health benefits may be withheld until a court-appointed conservator or guardian is named.

While we prefer that our members use the UCRP Special Durable Power of Attorney because of its distinguishing features, we will accept a general power of attorney even without a durable clause. However, use of such a form may result in a longer review and approval time.

If you are using a power of attorney form other than the UCRP Special Durable Power of Attorney, there are some important points to keep in mind:

- **Authority granted.** The authority granted to your attorney-in-fact under a non-UCRP power of attorney may be too general or it may fail to address certain retirement matters. Additionally, the law requires that authority over certain acts be expressly granted (eg. designating beneficiaries) in the power of attorney in order for your attorney-in-fact to perform those acts on your behalf. You should be sure to grant sufficient authority to your attorney-in-fact within your power of attorney so that he or she may act on your behalf in a manner consistent with your wishes regarding your retirement matters.
- **Multiple Attorneys-In-Fact.** If your non-UCRP power of attorney provides for multiple attorneys-in-fact, this could result in a delay in the processing of requests made by any or all of your attorneys-in-fact. Before any action may be taken, UCRP would need to verify each attorney-in-fact's ability to act and whether any prerequisites for acting have been met. Also, if there are conflicting requests made by multiple attorneys-in-fact, UCRP may be required to withhold the member's benefits until a court of law makes a specific determination regarding the conflict.
- **Questions about using a non-UCRP power of attorney.** If you have questions about using a non-UCRP power of attorney form, including what provisions to include and how many attorneys-in-fact you should choose, please consult an attorney.

Frequently Asked Questions

CHOOSING AN ATTORNEY-IN-FACT

Any person over the age of 18 who is willing and able to act in your best interest may be designated as your attorney-in-fact. This person may be related to you. Please be sure to choose carefully, as this person will likely make very significant decisions on your behalf relating to your UC retirement benefits. You also have the option of designating an alternate attorney-in-fact. If you choose to designate an alternate attorney-in-fact, he or she would only act on your behalf if the person you designate as your attorney-in-fact is unable or unwilling to act as your attorney-in-fact.

Please consult an attorney if you have any questions regarding the designation of an attorney-in-fact and/or alternate attorney-in-fact.

Important reminder: The authority granted by the UCRP Special Durable Power of Attorney is limited to matters relating to UCRP and UC retiree health benefits. Your attorney-in-fact will not have any authority over your other real or personal property nor any authority to act over matters related to UCPath or the UC Retirement Savings Program (i.e., UC 403(b), UC 457(b), UC Defined Contribution Plan).

WHAT IS THE DIFFERENCE BETWEEN A GENERAL POWER OF ATTORNEY AND A DURABLE POWER OF ATTORNEY?

A general power of attorney terminates upon a member becoming mentally incapacitated. A durable power of attorney remains in effect even if the member becomes mentally incapacitated. Both instruments terminate upon the member's death.

WHY IS UCRP'S POWER OF ATTORNEY CALLED A SPECIAL DURABLE POWER OF ATTORNEY?

"Special" refers to the fact it can only be used for UCRP and UC retiree health matters.

DOES UCRP ACCEPT POWER OF ATTORNEY DESIGNATIONS THAT ARE NOT ON THE UCRP FORM?

Yes. However, an advantage of executing the UCRP Special Durable Power of Attorney is that it contains the durable clause and it specifically shows your intent to have your attorney-in-fact conduct your retirement business with us. In addition, a non-UCRP power of attorney may not have the language necessary (as required by law) to authorize your attorney-in-fact to take certain actions regarding your UC retirement matters (i.e., designating a beneficiary). If you choose to use a non-UCRP power of attorney form, we highly recommend that you consult an attorney.

CAN I STILL HANDLE MY OWN RETIREMENT AFFAIRS WITH A POWER OF ATTORNEY ON FILE?

Yes. With any type of power of attorney form on file, you may still take care of your own retirement affairs. If you become too ill to handle your own affairs, your attorney-in-fact will be able to handle them for you if you have executed a durable power of attorney. However, the UCRP Special Durable Power of Attorney is effective immediately upon receipt and approval by the RASC, unless you have specified otherwise in the form. This means that your attorney-in-fact can also take actions related to your UCRP and UC retiree health benefits even when you are capable of handling your own affairs.

CAN I AUTHORIZE MY ATTORNEY-IN-FACT TO ACT FOR ME AFTER I AM INCAPACITATED?

Yes. Section E of the UCRP Special Durable Power of Attorney provides that the authority granted to your attorney-in-fact is "durable," which means that it is effective immediately and will continue in effect even if you should become mentally incapacitated or otherwise unable to handle your retirement affairs with UCRP.

DOES A POWER OF ATTORNEY AUTHORIZE MY ATTORNEY-IN-FACT TO CONDUCT BUSINESS AFTER MY DEATH?

No. Any power of attorney expires upon your death. You may wish to consult an attorney regarding an estate plan in order to authorize actions after your death.

Frequently Asked Questions

WHEN SHOULD I SUBMIT MY POWER OF ATTORNEY FORM TO UCRP?

You can submit your fully executed Power of Attorney form to the RASC at any time, or your attorney-in-fact can send it to us when the need first arises to transact business on your behalf. However, we encourage you to submit your power of attorney to us as soon as possible so that we can help ensure its completeness.

We recommend that you keep your completed power of attorney form where it is accessible to your attorney-in-fact. This can ease distress for you and your family if there comes a time when you are unable to handle your own retirement affairs. We recommend keeping a photocopy of the original form for your records.

CAN I USE THE UCRP SPECIAL DURABLE POWER OF ATTORNEY TO APPOINT AN ADMINISTRATOR OF MY ESTATE PRIOR TO MY DEATH?

No. You should consult an attorney regarding an estate plan if you wish to grant authority to an administrator of your estate after your death.

CAN I TERMINATE MY UCRP SPECIAL DURABLE POWER OF ATTORNEY?

Yes, as long as you are still competent and you submit written notification to UCRP directing the document to be revoked or terminated. Court order pursuant to a conservatorship may also affect the duration of a durable power of attorney.

CAN I EXECUTE THE UCRP SPECIAL DURABLE POWER OF ATTORNEY OUTSIDE OF CALIFORNIA?

Yes, as long as it is properly notarized or witnessed as required on the form.

WHY DOES THE UCRP SPECIAL DURABLE POWER OF ATTORNEY CONTAIN A WARNING STATEMENT?

California Probate Code section 4128 requires a warning statement to be included on all preprinted power of attorney forms that may extend authority to the attorney-in-fact beyond the time when an individual becomes disabled or incapacitated.

CAN I HAVE MORE THAN ONE POWER OF ATTORNEY ON FILE WITH UCRP?

No. Submitting a new power of attorney to UCRP immediately revokes all earlier dated forms on file. You can only have one valid power of attorney form on file with UCRP. If there is more than one, then the most recently executed form will control. However, you may specify more than one attorney-in-fact or designate and alternate attorney-in-fact in your UCRP Special Durable Power of Attorney.

IF I AM A SAVINGS CHOICE PARTICIPANT, CAN I FILE A POWER OF ATTORNEY WITH UCRP FOR MY RETIREMENT BENEFITS?

The UCRP Special Durable Power of Attorney can be used by a Savings Choice participant for designating a power of attorney over any UC retiree health benefits for which you are eligible under the Annuitant GIRs.

This document does not apply to any benefits under UC's Retirement Savings Program (including the Savings Choice DC Plan). Please contact Fidelity Retirement Services at (866) 682-7787 for more information on designating a power of attorney for any Retirement Savings Program balances.

IF I DESIGNATE AN ATTORNEY-IN-FACT AND I BECOME INCAPACITATED, WHAT ACTIONS IS MY ATTORNEY-IN-FACT PERMITTED TO TAKE ON MY BEHALF?

It depends on the authority that you have granted to the Attorney-In Fact under Section D. However, you may grant to your Attorney-In-Fact the authority to take the same actions as you would, including, but not limited to, the following:

- Elect any retirement payment on your behalf including monthly income or lump sum cashout (if eligible), or an alternate payment contingent annuitant option even if it may reduce your monthly income
- Designate or change any beneficiary(ies) on your behalf, including designating your Attorney-In-Fact and/or minor child(ren)
- Submit a change of address
- Make tax withholding elections
- Access information regarding your benefit payments
- File applications to retire
- Designate a bank account to receive an electronic transfer of your retirement benefit
- Elect retiree health insurance plans and designate health care dependents under those plans
- Withdraw your contributions and interest even if that forfeits future benefits under UCRP

WHAT HAPPENS IF MY ATTORNEY-IN-FACT PREDECEASES THE PRINCIPAL?

If your attorney-in-fact predeceases the principal and there is no alternate attorney-in-fact, the power of attorney is invalid. The principal will have to designate another attorney-in-fact, assuming the principal has the capacity to do so, otherwise a guardianship will be needed to make decisions on behalf of the incapacitated principal.

IF I REQUIRE ASSISTANCE WHILE PREPARING THE UCRP SPECIAL DURABLE POWER OF ATTORNEY, WHOM SHOULD I CONTACT?

If you have questions about the UCRP Special Durable Power of Attorney, please contact the Retirement Administration Service Center at 800-888-8267; or send a message through UCRAYS (retirementatyourservice.ucop.edu). Keep in mind, however, that we cannot provide legal advice. If you have legal questions such as who to appoint as your attorney-in-fact or which powers to grant to your attorney-in-fact, you will need to consult an attorney. If your questions are about preparing a non-UCRP power of attorney, you will also need to consult an attorney.

Instructions for Completing the UCRP Special Durable Power of Attorney Form

SECTION A. CREATION OF SPECIAL DURABLE POWER OF ATTORNEY FOR BENEFIT-RELATED DECISIONS

This section creates the Power of Attorney and sets forth that you are authorizing another to act on your behalf. For the purpose of this form, you are referred to as the "Principal," the person authorizing another to act on your behalf. The person you authorize to act is referred to as the "Attorney-In-Fact." Insert the necessary information for the Principal.

SECTION B. DESIGNATION OF YOUR ATTORNEY-IN-FACT

This section identifies and designates the person(s) who will serve as your Attorney-In-Fact, their relationship to you, and the Attorney-In-Fact's contact information. This section also allows the Principal to designate a Co-Attorney-In-Fact. You may designate more than one Attorney-in-Fact. If you chose to do so, you must indicate whether the Attorneys-in-Fact can act independently or must agree unanimously on decisions made on behalf of the Principal. The designation of more than one Attorney-in-Fact is not required.

SECTION C. DESIGNATION OF AN ALTERNATE ATTORNEY-IN-FACT

Designating an Alternate Attorney-In-Fact is entirely optional. It allows you to designate a person to serve as an Alternate Attorney-in-Fact should your primary Attorney-in-Fact be unable or unwilling to serve.

SECTION D. STATEMENT OF AUTHORITY GRANTED

This section grants authority to your Attorney-In-Fact to transact matters relating to your UCRP and/or UC retiree health benefits on your behalf. You must indicate whether you are granting specific authority to your Attorney-In-Fact for the particular options described. If you do not initial the option, your Attorney-In-Fact will not be granted this specific authority.

SECTION E. DURATION OF SPECIAL DURABLE POWER OF ATTORNEY

This section allows you to choose when you want your Power of Attorney to terminate.

Your Power of Attorney will be effective immediately upon approval by the RASC and will remain in effect based on the option you select.

You may:

1. Have your Power of Attorney remain effective even upon your incapacity (a Durable Power of Attorney), or
2. Have your Power of Attorney terminate upon your incapacity (a General Power of Attorney).

Note: If you select option 2 from the choices above, the determination of incapacity and/or the inability to handle one's own affairs shall be demonstrated through the submission of two medical doctor statements supported by documentation to the satisfaction of the Plan Administrator.

SECTION F. NOTICE TO PERSON EXECUTING SPECIAL DURABLE POWER OF ATTORNEY

This section provides the Warning Statement required by California Probate Code section 4128. It must be included on all preprinted Power of Attorney forms that may extend authority to the Attorney-In-Fact beyond the time in which an individual becomes incapacitated. You may notice that the language contained in the Warning Statement refers to broader authority than granted by the UCRP Special Durable Power of Attorney. If you have questions or concerns, please consult an attorney.

SECTION G. ACKNOWLEDGMENT AND SIGNATURE OF PRINCIPAL

This section is to be completed and signed by you, the Principal.

SECTION H. NOTICE TO PERSON(S) ACCEPTING THE APPOINTMENT AS ATTORNEY-IN-FACT

This section is to be completed and signed by your Attorney-In-Fact and, if appointed in Section C, your Alternate Attorney-In-Fact.

SECTION I. ACKNOWLEDGMENT OF NOTARY PUBLIC

This section must be completed by a Notary. If you are outside of California when completing the UCRP Special Durable Power of Attorney, the Notary Public of the state you are in must use the legal Notary Public Acknowledgment form for that state. This non-California form must be attached to the Power of Attorney. If not attached, your UCRP Special Durable Power of Attorney may be considered invalid.

Special Power of Attorney for University of California Retirement Plan Related Matters

A. CREATION OF SPECIAL DURABLE POWER OF ATTORNEY FOR BENEFIT-RELATED DECISIONS

This document allows you to appoint another person of your choice to act as your Attorney-In-Fact to transact matters relating to your University of California Retirement Plan (UCRP) benefits and/or benefits under the UC Annuitant Group Insurance Regulations (Annuitant GIRs). It authorizes the person(s) you designate (the "Attorney(s)-In-Fact") to handle such matters with the same rights and privileges that you (the "Principal") have, except as specifically limited in this document.

This document is effective immediately upon notice of acceptance by the Retirement Administration Service Center (RASC), unless you indicate otherwise in Section E. Acceptance is the receipt, review and approval by RASC, as confirmed in writing to the Principal. This document also creates a Special Durable Power of Attorney that continues if you, the Principal, become incapacitated or unable to handle your affairs, except as specifically limited. Before you complete the form, read the instructions in detail and review the form in full. If you have any questions, consult with an attorney.

Name (Principal)	Social Security Number		
Address	City	State	Zip
Telephone	Email		

By this document, I intend to and do create a Special Durable Power of Attorney by appointing the person named below to make retirement benefit, health directive, and medical benefit related decisions for me as allowed by the California Probate Code. This power is expressly limited to decisions relating to my benefits from UCRP and/or UC retiree health benefits and does not give my Attorney-In-Fact authority to act over matters related to UC PATH or the UC Retirement Savings Program (i.e., UC 403(b), UC 457(b), UC Defined Contribution Plan). Please contact UC Path or Fidelity Investments, respectively, for these matters. This document is not intended to create, and does not create, the authority in my Attorney-in-Fact to make life decisions.

B. APPOINTMENT OF ATTORNEY(S)-IN-FACT (REQUIRED)

Name of Attorney-in-Fact	Relationship to Principal		
Address	City	State	Zip
Telephone	Email		

APPOINTMENT OF CO-ATTORNEYS-IN-FACT (OPTIONAL)

You may designate more than one Attorney-in-Fact. If you chose to do so, you must indicate whether the Attorneys-in-Fact can act independently or must agree unanimously on decisions made on behalf of the Principal. The designation of more than one Attorney-in-Fact is not required.

Name of Co-Attorney-in-Fact	Relationship to Principal		
Address	City	State	Zip
Telephone	Email		

If more than two Attorneys-in-Fact are designated, please provide their names and contact information in addition to this form.

_____ Please initial here if the multiple Attorneys-in-fact can act independently of each other.

_____ Please initial here if the multiple Attorneys-in-Fact must agree to decisions made on behalf of the Principal.

C. APPOINTMENT OF ALTERNATIVE ATTORNEY-IN-FACT (OPTIONAL)

You have the option to appoint an Alternate Attorney-In-Fact. You do not have to fill out this section if you do not want an Alternate. Your Alternate will only be able to act if your Attorney(s)-In-Fact appointed in Section B is/are unwilling or unavailable due to absence, illness, or other temporary incapacity. If an Alternate is appointed, the Alternate will have the same powers granted to your Attorney-In-Fact upon demonstration in writing of the Attorney(s)-In-Fact inability or unwillingness to act.

Name of Alternate Attorney-in-Fact	Relationship to Principal		
Address	City	State	Zip
Telephone	Email		

D. STATEMENT OF AUTHORITY GRANTED

I hereby grant to my Attorney-In-Fact full power and authority to perform all the activities specifically elected below related to my UCRP and/or UC retiree health benefits, including all matters relating to retirement choices, and other benefits for which I may be eligible in accordance with UCRP and/or Annuitant GIR terms. I further grant to my Attorney-In-Fact full power and authority to perform every act necessary and proper in the furtherance of any such activities as I could do if personally present, with the understanding that this authority will be exercised only in a fiduciary capacity and used for my benefit. If authority for any of these options is not specifically granted below, the Attorney-In-Fact will not have authority for that option. By initialing next to any of the following options, it is my intention that the Attorney-In-Fact has the specific authority to carry out each such option, so long as such option is allowed under the UCRP plan terms:

1. Financial Authorizations

_____ I authorize my Attorney-In-Fact to perform the following financial transactions, which include the authority to:

- Change the Principal's home, mailing or temporary address.
- Start, stop or change direct deposit of UCRP income paid to the Principal.
- Start, stop or change tax withholding designations for the Principal's UCRP income.
- Receive copies of tax statements related to the Principal's UCRP accounts and income.
- Check on the status of UCRP payments and/or request a stop payment and reissue.

2. Retirement Plan Authorizations

_____ I authorize my Attorney-In-Fact to perform the following Retirement Plan transactions, which include the authority to:

- Change the Principal's home, mailing or temporary address.
- Initiate and/or elect UCRP income benefits (i.e., retirement, disability, survivor).
- Initiate a distribution from UCRP (i.e., refund of UCRP accumulations, CAP, minimum required distribution).

3. Beneficiary Designation Authorizations

With respect to the designation of beneficiaries for UCRP benefits only, the Principal must specifically authorize the Attorney-In-Fact to either designate beneficiaries, generally, or designate the Attorney-In-Fact as a beneficiary by initialing the following authorizations:

_____ I authorize my Attorney-In-Fact to designate or change my beneficiary, including designating himself or herself as my beneficiary.

4. Health Plan Authorizations

_____ I authorize my Attorney-In-Fact to perform the following Health Plan transactions, which include the authority to:

- Change the Principal's home, mailing or temporary address.
- Initiate and/or elect UC retiree health and welfare benefits
- Make changes to UC retiree health and welfare benefits, including the enrollment or disenrollment of eligible family members
- Start, stop or change an electronic funds transfer arrangement for payment of UC-sponsored retiree health and welfare premiums
- Complete Medicare coordination forms

E. DURATION OF POWER OF ATTORNEY

The duration of a Power of Attorney may vary, it can survive incapacity or terminate upon incapacity. Initial where needed to specify the duration of this Power of Attorney.

1. Durable Power of Attorney:

_____ This Durable Power of Attorney is effective immediately and will continue to remain in effect for my lifetime, even if I become incapacitated, or until I specifically revoke this Power of Attorney. INITIAL THIS PARAGRAPH IF YOU WANT THIS POWER OF ATTORNEY TO CONTINUE IF YOU BECOME INCAPACITATED.

2. General (Non-Durable)

_____ This general (non-durable) Power of Attorney is to terminate in its entirety if I become incapacitated. The determination that I am incapacitated and/or unable to handle my own affairs for the purpose of this instrument shall be demonstrated through the submission of two medical doctor statements supported by documentation to the satisfaction of the Plan Administrator. INITIAL THIS PARAGRAPH IF YOU DO NOT WANT THIS POWER OF ATTORNEY TO CONTINUE IF YOU BECOME INCAPACITATED.

F. NOTICE TO PERSON EXECUTING SPECIAL DURABLE POWER OF ATTORNEY

The authority granted by this UCRP Special Durable Power of Attorney is limited to matters relating to your benefits as a member of UCRP and/or benefits under the Annuitant GIRs, and other benefits for which you may be eligible. The person designated as your Attorney-In-Fact under this document does not have any authority over your other real or personal property. If you wish your Attorney-In-Fact to have authority over your real and/or personal property, it is recommended that you seek legal counsel. You may notice that the language contained in the following warning statement refers to broader authority than granted by this UCRP Special Durable Power of Attorney. This warning statement is required by Probate Code section 4128 and must be included in all preprinted Durable Power of Attorney forms, even though the UCRP Special Durable Power of Attorney does not authorize your Attorney-In-Fact to do many of the things mentioned in the following warning statement. If you are concerned about the warning statement or the extent of the authority being granted by the UCRP Special Durable Power of Attorney, please consult an attorney.

Warning Statement: Notice to Person Executing Durable Power of Attorney

A Durable Power of Attorney is an important legal document. By signing the Durable Power of Attorney, you are authorizing another person to act for you, the Principal. Before you sign this Durable Power of Attorney, you should know these important facts:

- Your Attorney-In-Fact has no duty to act unless you and your Attorney-In-Fact agree otherwise in writing.
- This document gives your Attorney-In-Fact the powers to manage, dispose of, sell, and convey your real and personal property, and to use your property as security if your Attorney-In-Fact borrows money on your behalf. This document does not give your Attorney-In-Fact the power to accept or receive any of your property, in trust or otherwise, as a gift, unless you specifically authorize the Attorney-In-Fact to accept or receive a gift.
- Your Attorney-In-Fact will have the right to receive reasonable payment for services provided under this Durable Power of Attorney unless you provide otherwise in this Power of Attorney.
- The powers you give your Attorney-In-Fact will continue to exist for your entire lifetime, unless you state that the Durable Power of Attorney will last for a shorter period of time or unless you otherwise terminate the Durable Power of Attorney. The powers you give your Attorney-In-Fact in this Durable Power of Attorney will continue to exist even if you can no longer make your own decisions respecting the management of your property.
- You can amend or change this Durable Power of Attorney only by executing a new Durable Power of Attorney or by executing an amendment through the same formalities as an original. You have the right to revoke or terminate this Durable Power of Attorney at any time, so long as you are competent.
- This Durable Power of Attorney must be dated and must be acknowledged before a Notary Public A Durable Power of Attorney that may affect real property should be acknowledged before a Notary Public so that it may easily be recorded.
- You should read this Durable Power of Attorney very carefully. When effective, this Durable Power of Attorney will give your Attorney-In-Fact the right to deal with property that you now have or might acquire in the future. The Durable Power of Attorney is important to you. If you do not understand the Durable Power of Attorney, or any provision of it, then you should obtain the assistance of an attorney or other qualified person.

G. ACKNOWLEDGEMENT AND SIGNATURE OF PRINCIPAL

I confirm that I have received, read, and understood the instructions provided with this Power of Attorney form. I further confirm that I have read and understood this entire Power of Attorney form. I am of sound mind and have consulted with an attorney or otherwise understand my elections. I am executing this legal document under my own free will. I agree that any third party who receives a copy of this document may act under it. Revocation of the Power of Attorney is not effective as to a third party until the third party has actual knowledge of the revocation.

Print Name	Date
Signature	

H. NOTICE TO PERSON ACCEPTING THE APPOINTMENT AS ATTORNEY-IN-FACT

By acting or agreeing to act as the Attorney-In-Fact or Alternate Attorney-In-Fact under this Power of Attorney, you assume the fiduciary and other legal responsibilities of an Attorney-In-Fact. These responsibilities include:

1. The legal duty to act solely in the interest of the Principal and to avoid conflicts of interest.
2. The legal duty to keep the Principal's property separate and distinct from any other property owned or controlled by you.

You may not transfer the Principal's property to yourself without full and adequate consideration or accept a gift of the Principal's property unless this Power of Attorney specifically authorizes you to transfer the Principal's property to yourself. If you transfer the Principal's property to yourself without specific authorization in the Power of Attorney, you may be prosecuted for fraud and/or embezzlement. If the Principal is 65 years of age or older at the time that the property is transferred to you without authority, you may also be prosecuted for elder abuse under Penal Code section 368. In addition to criminal prosecution, you may also be sued in civil court.

I have read the foregoing notice, and I understand and accept the legal and fiduciary duties that I assume by acting or agreeing to act as the Attorney-In-Fact or Alternate Attorney-In-Fact under the terms of this Power of Attorney.

Attorney-in-Fact (Required)

Print Name	Date
Signature	

Co-Attorney-in-Fact (Optional)

Print Name	Date
Signature	

Alternate Attorney-in-Fact (If appointed – Optional)

Print Name	Date
Signature	

I. ACKNOWLEDGEMENT OF NOTARY

For notaries outside of California, please attach the certificate for your state.

(A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy or the validity of that document.

Notary

State	County

On _____ before me _____, personally
Date (mm/dd/yyyy) Printed name of Notary Public

appeared _____,
Name of Principal

who proved to me on the basis of satisfactory evidence to be the person(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I certify under Penalty of Perjury under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal

Signature of Notary	Seal
Print Name	

By authority of the Regents, University of California Human Resources, located in Oakland, administers all benefit plans in accordance with applicable plan documents and regulations, custodial agreements, University of California Group Insurance Regulations, group insurance contracts, and state and federal laws. No person is authorized to provide benefits information not contained in these source documents, and information not contained in these source documents cannot be relied upon as having been authorized by the Regents. Source documents are available for inspection upon request (800-888-8267). What is written here does not constitute a guarantee of plan coverage or benefits—particular rules and eligibility requirements must be met before benefits can be received. The University of California intends to continue the benefits described here indefinitely; however, the benefits of all employees, retirees, and plan beneficiaries are subject to change or termination at the time of contract renewal or at any other time by the University or other governing authorities. The University also reserves the right to determine new premiums, employer contributions and monthly costs at any time. Health and welfare benefits are not accrued or vested benefit entitlements. UC's contribution toward the monthly cost of the coverage is determined by UC and may change or stop altogether, and may be affected by the state of California's annual budget appropriation. If you belong to an exclusively represented bargaining unit, some of your benefits may differ from the ones described here. For more information, employees should contact their Human Resources Office and retirees should call the UC Retirement Administration Service Center (800-888-8267).

In conformance with applicable law and University policy, the University is an equal opportunity employer. Please send inquiries regarding the University's equal opportunity policies for staff to the Office of Systemwide Employee Relations, University of California, Office of the President, 1111 Franklin Street, CA 94607, and for faculty to the Office of Systemwide Academic Personnel, University of California, Office of the President, 1111 Franklin Street, Oakland, CA 94607.