

MEMORANDUM FOR USFK Assistant Chief of Staff for Acquisition Management (FKAQ)

SUBJECT: Invited Contractor Certification of Ordinary Residence in accordance with the U.S.-ROK Status of Forces Agreement (SOFA)

1. I affirm that I am ordinarily resident in the U.S., as defined in Paragraph 4, in order to support a request for SOFA designation in Korea as an Invited Contractor.
2. Sponsorship in Korea. I affirm that (select one):
 - I am my own sponsor, and am in Korea due to my employment as an Invited Contractor.
 - I am a dependent of my sponsor and am NOT in Korea due to my employment as an Invited Contractor. My sponsor's DEROS is: _____
3. The U.S.-ROK SOFA, implemented by USFK Reg. 700-19, extends privileges to Invited Contractors who are ordinarily resident in the U.S. An ordinary resident of the U.S. is a person who normally lives in the U.S. To meet this definition, an individual must normally maintain a residence in the U.S., receive their mail there, and have their household goods at their U.S. residence, etc. In other words, if I were not in Korea in support of USFK, I would be living in the U.S. (Note: "Ordinarily resident" is not identical to "legal residence," even though a person may be "ordinarily resident" at his place of "legal residence." The term "ordinarily resident" refers to the place where a person is actually living in other than a transient or temporary capacity at the time of hire. Where one is "ordinarily resident" is a question of fact and law. Normally, it is straightforward and can be determined by reference physical domicile at the time of hiring.)
4. I understand that wrongfully alleging ordinary resident status may have significant financial, employment and legal consequences, and may result in the withdrawal of SOFA status and authorized logistical support.

Typed/Printed Name of Contractor

Name of Contracting Company

Signature

Date