



III.

Facts

*[Include a clear and concise statement of the factual basis of the case. Include only the facts you believe are important to show why you claim that the SBA acted arbitrarily, capriciously, or contrary to law. You must include the facts which, if proven to be true, would warrant reversal or modification of the SBA determination you are appealing. Attach exhibits (letters, statements, documents, etc.) to establish these facts. Note: In most 8(a)BD appeals, the Judge generally may consider only evidence that the SBA had before it when it made its determination. You cannot introduce "new" evidence which is not already part of the SBA's file. See 13 C.F.R. sec. 134.407 for more information and exceptions to this prohibition.]*

IV.

Arguments

*[Include your reasons for believing the SBA acted arbitrarily, capriciously, or contrary to law. You may refer to any laws or regulations, particularly the Small Business Act and the regulations in 13 C.F.R. part 124 and to other 8(a) BD appeal decisions and judicial precedent to support your arguments of fact and law.]*

V.

Conclusion

*[In this section of your appeal petition, state your belief that the SBA acted arbitrarily, capriciously, or contrary to law in its determination that your company should be denied admission into the 8(a) BD program, or should be terminated or graduated early from the program. Also, state the relief being sought, e.g., that the Judge find the SBA acted arbitrarily, capriciously, or contrary to law in denying your company admission into, or terminating it or graduating it early from, the 8(a) BD program.]*

[Signature]

Name

Company Name

Address

Telephone Number

Facsimile Number