

U.S. Department of Justice

Washington, DC 20530

**Exhibit A to Registration Statement**

**Pursuant to the Foreign Agents Registration Act of 1938, as amended**

**INSTRUCTIONS.** Furnish this exhibit for EACH foreign principal listed in an initial statement and for EACH additional foreign principal acquired subsequently. The filing of this document requires the payment of a filing fee as set forth in Rule (d)(1), 28 C.F.R. § 5.5(d)(1). Compliance is accomplished by filing an electronic Exhibit A form at <https://www.fara.gov>.

**Privacy Act Statement.** The filing of this document is required by the Foreign Agents Registration Act of 1938, as amended, 22 U.S.C. § 611 *et seq.*, for the purposes of registration under the Act and public disclosure. Provision of the information requested is mandatory, and failure to provide this information is subject to the penalty and enforcement provisions established in Section 8 of the Act. Every registration statement, short form registration statement, supplemental statement, exhibit, amendment, copy of informational materials or other document or information filed with the Attorney General under this Act is a public record open to public examination, inspection and copying during the posted business hours of the Registration Unit in Washington, DC. Statements are also available online at the Registration Unit's webpage: <https://www.fara.gov>. One copy of every such document, other than informational materials, is automatically provided to the Secretary of State pursuant to Section 6(b) of the Act, and copies of any and all documents are routinely made available to other agencies, departments and Congress pursuant to Section 6(c) of the Act. The Attorney General also transmits a semi-annual report to Congress on the administration of the Act which lists the names of all agents registered under the Act and the foreign principals they represent. This report is available to the public in print and online at: <https://www.fara.gov>.

**Public Reporting Burden.** Public reporting burden for this collection of information is estimated to average .49 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to Chief, Registration Unit, Counterintelligence and Export Control Section, National Security Division, U.S. Department of Justice, Washington, DC 20530; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503.

|  |                                 |
|--|---------------------------------|
| 1. Name and Address of Registrant<br>BGR Government Affairs, LLC<br>601 13th St, NW, 11th Floor South<br>Washington DC 20005 | 2. Registration No.<br><br>5430 |
|--|---------------------------------|

|   |  |
|---|--|
| 3. Name of Foreign Principal<br>China-United States Exchange Foundation | 4. Principal Address of Foreign Principal<br>20/F, Yardley Commercial Building<br>No.3 Connaught Road West, Sheung Wan,<br>Hong Kong China |
|---|--|

5. Indicate whether your foreign principal is one of the following:

Government of a foreign country<sup>1</sup>

Foreign political party

Foreign or domestic organization: If either, check one of the following:

|   |  |
|---|--|
| <input type="checkbox"/> Partnership            | <input type="checkbox"/> Committee                                     |
| <input checked="" type="checkbox"/> Corporation | <input type="checkbox"/> Voluntary group                               |
| <input type="checkbox"/> Association            | <input type="checkbox"/> Other (specify) <u>Non-profit foundation.</u> |

Individual-State nationality \_\_\_\_\_

6. If the foreign principal is a foreign government, state:

a) Branch or agency represented by the registrant  
 N/A

b) Name and title of official with whom registrant deals  
 N/A

7. If the foreign principal is a foreign political party, state:

a) Principal address  
 N/A

b) Name and title of official with whom registrant deals N/A

c) Principal aim N/A

<sup>1</sup>"Government of a foreign country," as defined in Section 1(e) of the Act, includes any person or group of persons exercising sovereign de facto or de jure political jurisdiction over any country, other than the United States, or over any part of such country, and includes any subdivision of any such group and any group or agency to which such sovereign de facto or de jure authority or functions are directly or indirectly delegated. Such term shall include any faction or body of insurgents within a country assuming to exercise governmental authority whether such faction or body of insurgents has or has not been recognized by the United States.

8. If the foreign principal is not a foreign government or a foreign political party:

a) State the nature of the business or activity of this foreign principal.

The China-United States Exchange Foundation is an independent, non-profit and non-governmental foundation that's mission is to promote understanding and strengthen the relationship between the U.S. and China by promoting economic and cultural exchanges between the two nations.

b) Is this foreign principal:

- Supervised by a foreign government, foreign political party, or other foreign principal Yes  No
- Owned by a foreign government, foreign political party, or other foreign principal Yes  No
- Directed by a foreign government, foreign political party, or other foreign principal Yes  No
- Controlled by a foreign government, foreign political party, or other foreign principal Yes  No
- Financed by a foreign government, foreign political party, or other foreign principal Yes  No
- Subsidized in part by a foreign government, foreign political party, or other foreign principal Yes  No

9. Explain fully all items answered "Yes" in Item 8(b). (If additional space is needed, a full insert page must be used.)

The China-United States Exchange Foundation is controlled by a board of directors, under the chairmanship of Tung Chee Hwa. In addition to his chairmanship of CUSEF, he serves as Vice Chair of the Chinese People's Political Consultative Conference. To the best of the Registrant's knowledge the funding for CUSEF is through donations from U.S. and foreign individuals, businesses and government entities.

10. If the foreign principal is an organization and is not owned or controlled by a foreign government, foreign political party or other foreign principal, state who owns and controls it.

The China-United States Exchange Foundation is controlled by a board of directors, under the chairmanship of Tung Chee Hwa. In addition to his chairmanship of CUSEF, he serves as Vice Chair of the Chinese People's Political Consultative Conference.

**EXECUTION**

In accordance with 28 U.S.C. § 1746, the undersigned swears or affirms under penalty of perjury that he/she has read the information set forth in this Exhibit A to the registration statement and that he/she is familiar with the contents thereof and that such contents are in their entirety true and accurate to the best of his/her knowledge and belief.

| Date of Exhibit A | Name and Title                  | Signature                     |
|-------------------|---------------------------------|-------------------------------|
| March 01, 2019    | Danny McNamara, General Counsel | /s/ Danny McNamara<br>eSigned |

U.S. Department of Justice

Washington, DC 20530

**Exhibit B to Registration Statement  
Pursuant to the Foreign Agents Registration Act of  
1938, as amended**

**INSTRUCTIONS.** A registrant must furnish as an Exhibit B copies of each written agreement and the terms and conditions of each oral agreement with his foreign principal, including all modifications of such agreements, or, where no contract exists, a full statement of all the circumstances by reason of which the registrant is acting as an agent of a foreign principal. Compliance is accomplished by filing an electronic Exhibit B form at <https://www.fara.gov>.

**Privacy Act Statement.** The filing of this document is required for the Foreign Agents Registration Act of 1938, as amended, 22 U.S.C. § 611 *et seq.* for the purposes of registration under the Act and public disclosure. Provision of the information requested is mandatory, and failure to provide the information is subject to the penalty and enforcement provisions established in Section 8 of the Act. Every registration statement, short form registration statement, supplemental statement, exhibit, amendment, copy of informational materials or other document or information filed with the Attorney General under this Act is a public record open to public examination, inspection and copying during the posted business hours of the Registration Unit in Washington, DC. Statements are also available online at the Registration Unit's webpage: <https://www.fara.gov>. One copy of every such document, other than informational materials, is automatically provided to the Secretary of State pursuant to Section 6(b) of the Act, and copies of any and all documents are routinely made available to other agencies, departments and Congress pursuant to Section 6(c) of the Act. The Attorney General also transmits a semi-annual report to Congress on the administration of the Act which lists the names of all agents registered under the Act and the foreign principals they represent. This report is available to the public in print and online at: <https://www.fara.gov>.

**Public Reporting Burden.** Public reporting burden for this collection of information is estimated to average .33 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to Chief, Registration Unit, Counterintelligence and Export Control Section, National Security Division, U.S. Department of Justice, Washington, DC 20530; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503.

|  |                                 |
|--|---------------------------------|
| 1. Name of Registrant<br><br>BGR Government Affairs, LLC | 2. Registration No.<br><br>5430 |
|--|---------------------------------|

3. Name of Foreign Principal  
  
China-United States Exchange Foundation

Check Appropriate Box:

4.  The agreement between the registrant and the above-named foreign principal is a formal written contract. If this box is checked, attach a copy of the contract to this exhibit.
5.  There is no formal written contract between the registrant and the foreign principal. The agreement with the above-named foreign principal has resulted from an exchange of correspondence. If this box is checked, attach a copy of all pertinent correspondence, including a copy of any initial proposal which has been adopted by reference in such correspondence.
6.  The agreement or understanding between the registrant and the foreign principal is the result of neither a formal written contract nor an exchange of correspondence between the parties. If this box is checked, give a complete description below of the terms and conditions of the oral agreement or understanding, its duration, the fees and expenses, if any, to be received.
7. Describe fully the nature and method of performance of the above indicated agreement or understanding.

.Provide strategic advice and counsel on issues of concern to the Foreign Principal; Advise Foreign Principal on US policies and developments in U.S politics that could impact Foreign Principal; and maintain contact, as necessary with members of Congress and their staff and executive branch officials

8. Describe fully the activities the registrant engages in or proposes to engage in on behalf of the above foreign principal.

Serve as a liaison for CUSEF in the United States and provide strategic advice and government relations assistance with respect to US-China relations

9. Will the activities on behalf of the above foreign principal include political activities as defined in Section 1(o) of the Act and in the footnote below? Yes  No

If yes, describe all such political activities indicating, among other things, the relations, interests or policies to be influenced together with the means to be employed to achieve this purpose.

The Registrant's Work will include strategic guidance and counsel with regard to government affairs activity within the U.S. This may include relevant outreach to US government officials, non-governmental organizations, members of the media and other individuals within the US.

**EXECUTION**

In accordance with 28 U.S.C. § 1746, the undersigned swears or affirms under penalty of perjury that he/she has read the information set forth in this Exhibit B to the registration statement and that he/she is familiar with the contents thereof and that such contents are in their entirety true and accurate to the best of his/her knowledge and belief.

| Date of Exhibit B | Name and Title                  | Signature                     |
|-------------------|---------------------------------|-------------------------------|
| March 01, 2019    | Danny McNamara, General Counsel | /s/ Danny McNamara<br>eSigned |

Footnote: "Political activity," as defined in Section 1(o) of the Act, means any activity which the person engaging in believes will, or that the person intends to, in any way influence any agency or official of the Government of the United States or any section of the public within the United States with reference to formulating, adopting, or changing the domestic or foreign policies of the United States or with reference to the political or public interests, policies, or relations of a government of a foreign country or a foreign political party.



WASHINGTON • LONDON

February 21, 2019

The Honorable CH Tung, Chairman  
China-United States Exchange Foundation  
20/F, Yardley Commercial Building  
No.3 Connaught Road West, Sheung Wan,  
Hong Kong

Dear Mr. Tung:

We are delighted that the China-United States Exchange Foundation ("CUSEF") has agreed to retain BGR Government Affairs, LLC ("BGR"). Please accept this letter of agreement ("Agreement") to work on its behalf.

**Scope of Work:** BGR will serve as a liaison for CUSEF in Washington D.C. and provide strategic advice and government relations assistance with respect to US-China relations

**Fees & Term:** In consideration for the services provided by BGR, CUSEF agrees to pay BGR an annual professional fee of USD\$400,000.00. The fee will be paid in monthly payments. Additionally, CUSEF agrees to reimburse BGR for ordinary and out-of-pocket expenses, including items such international and domestic airfare, lodging, non-local transportation, meals and other incidental expenses; however, these will be authorized by CUSEF in advance.

**Invoicing:** Professional fees and expenses are invoiced separately:

1. **Professional Fees:** An invoice for BGR's first quarterly professional fee installment is attached and due upon the execution. Hereafter, BGR will invoice CUSEF on first day of each quarter beginning May 1, 2019.

2. **Expenses:** BGR will invoice CUSEF on the last day of each month for expenses incurred during the month prior, starting February 28, 2019.

**Legal Compliance:** CUSEF understands that BGR will comply with all registration, reporting and disclosure requirements required under:

- (a) the Foreign Agents Registration Act, 22 U.S.C. § 611 et seq., including but not limited to: the requirements to disclose and/or file documentation regarding BGR's engagement, activities, income, and expenses with the Department of Justice, and to properly label and file any disseminated materials with the Department of Justice; and
- (b) the Lobbying Disclosure Act of 1995, as amended 2 U.S.C. § 1601 et seq., including but not limited to: the requirements to disclose and/or file documentation regarding BGR's and its

BGR GOVERNMENT AFFAIRS  
BGR PUBLIC RELATIONS  
BGR BUSINESS ADVISORS

The Homer Building • Eleventh Floor South • 601 Thirteenth Street, NW • Washington, DC 20005  
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www.bgrdc.com

lobbyists' activities, income, and political contributions with the Office of the Clerk of the U.S. House of Representatives and the Office of the Secretary of the Senate

**Termination & Cancellation:** Either BGR or CUSEF may terminate the Agreement for any reason upon ninety (90) days written notice, with no further obligation, other than to pay such fees that have accrued up to and through the 90-day notice period.

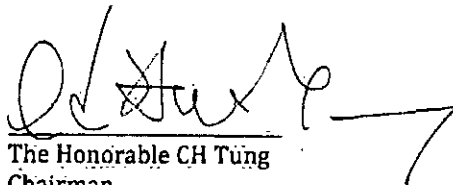
**Confidentiality:** BGR recognizes that in the course of our representation, we could become aware of information, practices or policies, which you wish to be kept confidential. BGR agrees to maintain that confidentiality and will not disclose to any outside party the information either during the period of a contract or afterwards, to the extent permitted by law.

**Entire Understanding:** This Agreement contains the entire understanding between the Parties. Amendment, modification or waiver of this Agreement may be accomplished with a written instrument signed by both Parties.

Please sign and return a copy of this Agreement to us. We look to working on behalf of The China-United States Exchange Foundation

**BGR Government Affairs, LLC**

**China-United States Exchange Foundation**



Ed Rogers  
Founding Partner

The Honorable CH Tung  
Chairman

Date: February 21, 2019

Date: 25 February 2019

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