

Heli-Ski U.S. Association, Inc.

Policy on Payment For Helicopter Services

Preamble: HeliSki U.S. Association, Inc. (“Association”) recognizes the helicopter skiing industry’s dependence upon Federal Aviation Regulation Part 135 helicopter operators (“Part 135 Operators”) as essential service providers in operation of Member businesses. The Association further recognizes the relative scarcity of Part 135 Operators and that loss of services to the industry from one or more Operators could have a substantial adverse effect on the Association’s Members.

General: It is the policy of the Association that except where a bona fide dispute exists between a Member and a Part 135 Operator, Members are expected to pay bills for helicopter services in accordance with the terms of their services agreement with the Part 135 Operator.

Enforcement:

- Where a Member fails to pay a valid helicopter services bill and is not servicing that debt on terms reasonably satisfactory to the Part 135 Operator, the Member’s membership in the Association shall be terminated and the Member shall not be eligible to re-apply for membership until the unpaid bill is resolved with the Part 135 Operator.
- Where a Member has a valid helicopter bill discharged in bankruptcy, the Member’s membership in the Association shall be terminated and the Member shall not be permitted to re-apply for membership for five (5) years from the date of initial suspension or bankruptcy discharge, whichever comes later.
- Where a Member firm is dissolved in bankruptcy or otherwise abandoned, this policy shall apply to any successor firm that has 51% or more common ownership with the dissolved/abandoned Member firm. For purposes of this policy, ownership interests held by a trust or family member shall be deemed to be held by any person that held an interest in the dissolved/abandoned entity
- This Policy on Payment for Helicopter Services shall also apply to Prospective Members.