

ATTACHMENT C

FINANCIAL TEST

The financial test is to establish whether there was damage due to the Oil Spill.

- First, 2010 is divided into two parts – pre-Oil Spill and post-Oil Spill.
 - The pre-Oil Spill period is January through April
 - The post-Oil Spill period is May through December of that year
- Second, the January through April financial performance in 2010 is compared to the average financial performance in the January through April period from prior years (for example January through April for 2008/2009) – pre-Oil Spill Financial Performance
- Third, the May through December end of year financial performance in 2010 is compared to the average financial performance in May through December from prior years (for example May through December for 2008/2009) – post-Oil Spill Financial Performance.

To qualify for compensation, the financial performance test must show:

- #1: A decline in revenue from the average revenue earned May through December in 2008/2009. In effect, the business must show there is a decline in post-Oil Spill financial performance relative to earlier years.
- #2: The percent decline in 2010 post-Oil Spill revenue from #1 above must exceed the percent decline in 2010 pre-Oil Spill revenue.