



**Arbor Day
Foundation™**

211 N. 12th St.
Lincoln, NE 68508
arborday.org

GREG HIGGINBOTHAM
MADISON COUNTY, MISSISSIPPI
125 W. NORTH ST
CANTON, MS 39046

Re: Termination Notice for Subaward agreement between Madison County, Mississippi and the National Arbor Day Foundation d/b/a Arbor Day Foundation under Cooperative Agreement No. 24-CA-11132544-015

Dear Greg Higginbotham:

This letter serves as formal notice that the USDA Forest Service has terminated Federal Financial Assistance Award of Cooperative Agreement 24-CA-11132544-015 between the USDA Forest Service and the National Arbor Day Foundation. The USDA Forest Service's termination was made in accordance with 2 CFR §200.340(a)(4) and the terms and conditions of the award agreement. The USDA Forest Service determined that award 24-CA-11132544-015 no longer effectuates agency priorities regarding diversity, equity, and inclusion programs and activities.

In response to the termination notice received from the USDA Forest Service and pursuant to 2 CFR § 200.341, this letter serves as written notification that the subject agreement between the National Arbor Day Foundation and Madison County, Mississippi (Subrecipient) is terminated as of the date of this notice, in accordance with 2 CFR § 200.340(a)(4) and the terms and conditions of the subaward, including section L (Force Majeure) of the Subaward Agreement with an effective date of 3/18/2024. As set forth above, the USDA Forest Service has determined award 24-CA-11132544-015, the originating source of funding, no longer effectuates agency priorities regarding diversity, equity, and inclusion programs and activities.

A final report and a final payment request must be submitted no later than thirty (30) calendar days after the date of this notice. We will seek reimbursement for any work performed up to the date of this notice. Refer to 2 CFR § 200.343, Effects of suspension or termination, regarding allowable costs for final payment. Any open balance remaining thirty (30) days after the date of this notice will be unavailable for payment to the Subrecipient.

If you do not submit all reports in accordance with the terms and conditions of the subaward within thirty (30) days of the effective termination date, the Arbor Day Foundation must proceed to close out the award with the information available. In these circumstances, in accordance with 2 CFR § 200.344, the Arbor Day Foundation or the USDA Forest Service may report the Subrecipient's material failure to comply with the terms and conditions of the award in SAM.gov using the Contractor Performance Assessment Reporting System (CPARS). In this way, failure to submit timely and accurate final reports may affect future funding to the Subrecipient.

Subrecipients are required by Federal regulation to retain all Federal award records consistent with 2 CFR § 200.334. Termination of the agreement does not affect a Federal agency's or our right to disallow costs and recover funds based on a later audit or other review. In addition, termination does not affect the subrecipient's obligation to return any funds due as a result of later refunds, corrections, or other transactions, including final indirect cost rate adjustments (refer to 2 CFR § 200.345).




211 N. 12th St.
Lincoln, NE 68508
arborday.org

Pursuant to the terms of the Cooperative Agreement between the National Arbor Day Foundation and the USDA Forest Service, we are planning to take steps to dispute the USDA Forest Service's decision to terminate Cooperative Agreement 24-CA-11132544-015. If our efforts are successful, and we have the proper authority, we will work toward reinstating the affected Subaward Agreements.

If you have questions, please contact us at grants@arborday.org.

Sincerely,

DocuSigned by:

D0792FAA6E2140F...
Dan Lambe

Chief Executive Officer

National Arbor Day Foundation