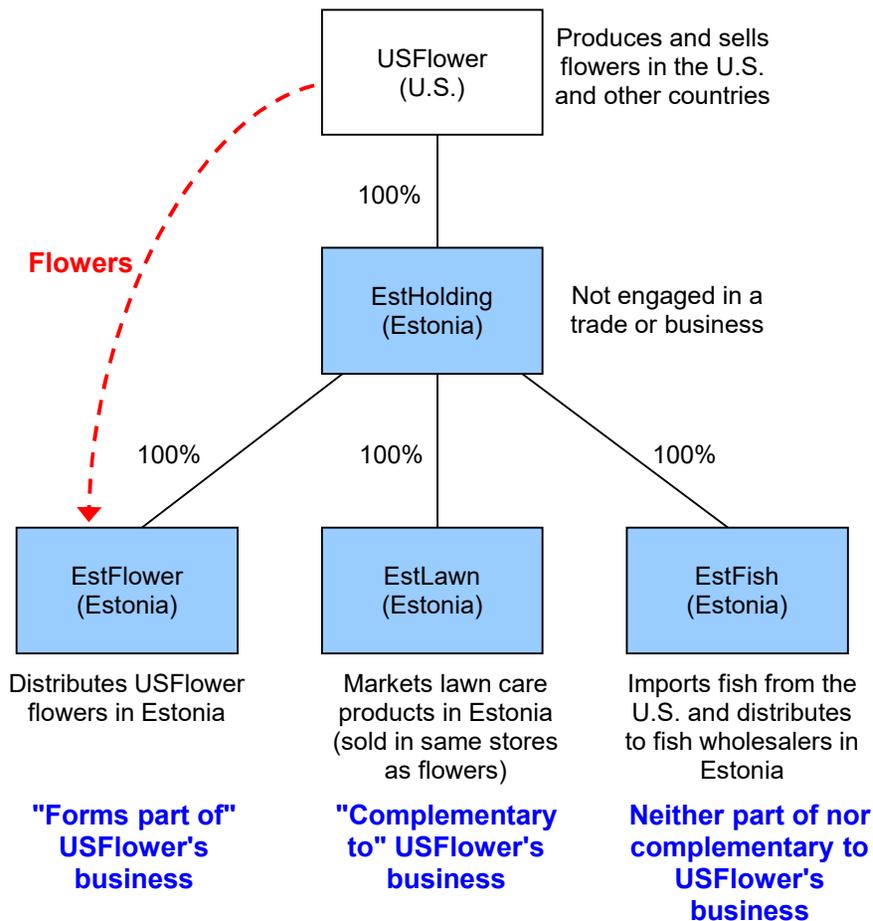


**Estonia Treaty (1998)  
Treasury Tech. Explan.,  
Article 22, Paragraph 3,  
Example 5**

**Flower (Part of),  
Lawn (Complem. to),  
& Fish (Neither)**

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USFlower is a corporation resident in the United States. USFlower produces and sells flowers in the United States and other countries. USFlower owns all the shares of EstHolding, a corporation resident in Estonia. EstHolding is a holding company that is not engaged in a trade or business. EstHolding owns all the shares of three corporations that are resident in Estonia: EstFlower, EstLawn, and EstFish. EstFlower distributes USFlower flowers under the USFlower trademark in the other State. EstLawn markets a line of lawn care products in the other State under the USFlower trademark. In addition to being sold under the same trademark, EstLawn and EstFlower products are sold in the same stores and sales of each company's products tend to generate increased sales of the other's products. EstFish imports fish from the United States and distributes it to fish wholesalers in Estonia. For purposes of paragraph 3, the business of EstFlower forms a part of the business of USFlower, the business of EstLawn is complementary to the business of USFlower, and the business of EstFish is neither part of nor complementary to that of USFlower.



**Limitation on benefits:**  
**Active trade or business test ("derived in connection with")**