

□ The Guardian Insurance & Annuity Company, Inc. (GIAC) company □ The Guardian Life Insurance Company of America (GLIC)

# Income Tax Withholding Election -**Annuitized Payments**

Regular Mail – Send To:	Express Mail – Send To:	Questions / Customer Service
The Guardian Insurance & Annuity Company, Inc.	The Guardian Insurance & Annuity Company, Inc.	Call 1-888-GUARDIAN
Individual Markets, Annuities	Individual Markets, Annuities	(1-888-482-7342)
P. O. Box 981592	5951 Luckett Ct, Bldg A	Visit www.guardianlife.com
El Paso, TX 79998-1592	El Paso, TX 79932	Fax (610) 807-6083 <i>or</i> (610) 807-7841

Choose

name

Use this form to elect, change or revoke your federal and state income tax withholding election applicable to your annuitized payments from a non-qualified annuity or Individual Retirement Annuity (IRA) contract issued by The Guardian Insurance & Annuity Company, Inc. (GIAC) or The Guardian Life Insurance Company of America (GLIC) (hereafter collectively referred to as "The Company"). This Income Tax Withholding Election form should be completed by US citizens or US residents only. If you are a non-resident alien or foreign person, you must provide an IRS Form W-8 appropriate for your status and note that 30% withholding may apply to your distribution in certain instances.

#### 1. Contract/Owner Information

Owner's name	Owner's Social Security/Tax ID # Contract number
Joint Owner's name	Joint Owner's Social Security/Tax ID # (if applicable)

## 2. Income Tax Withholding Election & Important Tax Notification

Federal income tax law requires that GIAC report taxable payments and apply income tax withholding to the portion of your annuity payment included in income unless you elect not to have federal income tax withholding apply. Federal income tax law requires GIAC to apply wage withholding to the taxable portion of your annuity payments. If no withholding election is affirmatively made below, GIAC will apply the default wage withholding rate of married with three withholding allowances to the taxable portion of your annuity payments. Any election you make will remain in effect until you change or revoke it by returning a signed and dated copy of this form with the applicable box checked below. If you evoke your election without making another withholding election, we will withhold federal income tax at the default wage withholding rate.

If you elect not to have withholding apply to the taxable portion of your annuity payments or if you do not have enough federal income tax withheld from these payments, you may be responsible for the payment of estimated tax and/or be subject to estimated tax penalties. A taxable distribution taken before age 59½ may also be subject to a 10% federal penalty tax.

In addition to federal income tax withholding requirements, state income tax, if required, will be withheld from the taxable portion of your payments. State income tax withholding rules vary and are applied based on your state of primary residence. Please consult with a professional tax advisor to discuss your personal tax situation before making, changing or revoking an election.

The primary owner should check the appropriate box(es) below to make their federal and state income tax withholding election. If the contract is jointly owned and you wish to make separate withholding elections, each owner must complete a separate copy of this election form.

## Federal Income Tax Withholding

Check this box if you wish to change or revoke your previous election. Please note that if you check this box but do not make another withholding election below, GIAC will apply the default wage withholding rate

- A. I elect to have no federal income tax withheld from my annuity payments (do not complete B or C). If an election is made to have no federal income tax withholding, no state withholding will apply unless you are entitled to voluntarily elect it or it is required by the
- □ B. I elect to withhold the default wage withholding amount as prescribed by the IRS.
- C. I will provide a federal tax withholding election by sending a completed IRS Form W-4P, Withholding Certificate for Periodic Pension or Annuity Payments, located at IRS.gov. If you do not provide a valid IRS Form W-4P, GIAC will withhold the default wage withholding amount prescribed by the IRS from your annuity payments.

#### State Income Tax Withholding

For more information on GIAC's standard wage withholding guidelines, contact Customer Service at 1-888-Guardian (1-888-482-7342). If you have specific questions about your personal tax situation, please consult your tax advisor or refer to your state's department of revenue website.

- Do not withhold state income tax from each annuity payment unless required by my state.
- Uithhold state income tax from each annuity payment. Enter dollar amount or percentage to be withheld \_
- Base my withholding on the number of allowances and marital status as follows:
  - Marital status: Single Married Married, but withhold at a higher single rate

Number of allowances: \_\_\_\_\_\_and I wish to have an additional amount withheld\_

## Under penalties of perjury, I certify that

### A. As a U.S. citizen or U.S. resident contract owner

- (1) The number shown on this form is my correct social security number or taxpayer identification number,
- (2) I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding,
- (3) I am a U.S. citizen or U.S. resident for tax purposes; and,
- (4) I am exempt from Foreign Account Tax Compliance Act (FATCA) reporting.\*

Note: Cross out item (2) above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest or dividends on your tax return.

\* For GIAC, FATCA reporting is only required for certain non-U.S. payees that receive Foreign Account Tax Compliance Act (FATCA) withholdable payments. You are not required to provide a FATCA exemption code.

The Internal Revenue Service does not require your consent to any provision of this document other than the certifications required to avoid backup withholding.

U.S. citizen or U.S. resident contract owner signature	Date
U.S. citizen or U.S. resident contract joint owner signature (if any)	Date

# B. As a non-resident alien contract owner

By signing below as a non-resident alien or on behalf of a foreign entity, I am not attesting to the certifications above in items 1 through 4. My signature below is authorization and consent for the remaining items within this section.

Non U.S. resident alien contract owner signature	Date
Non-resident alien contract joint owner signature (if any)	Date