# New York Life IndexFlex Variable Annuity - FP Series

Application Kit - Compact States

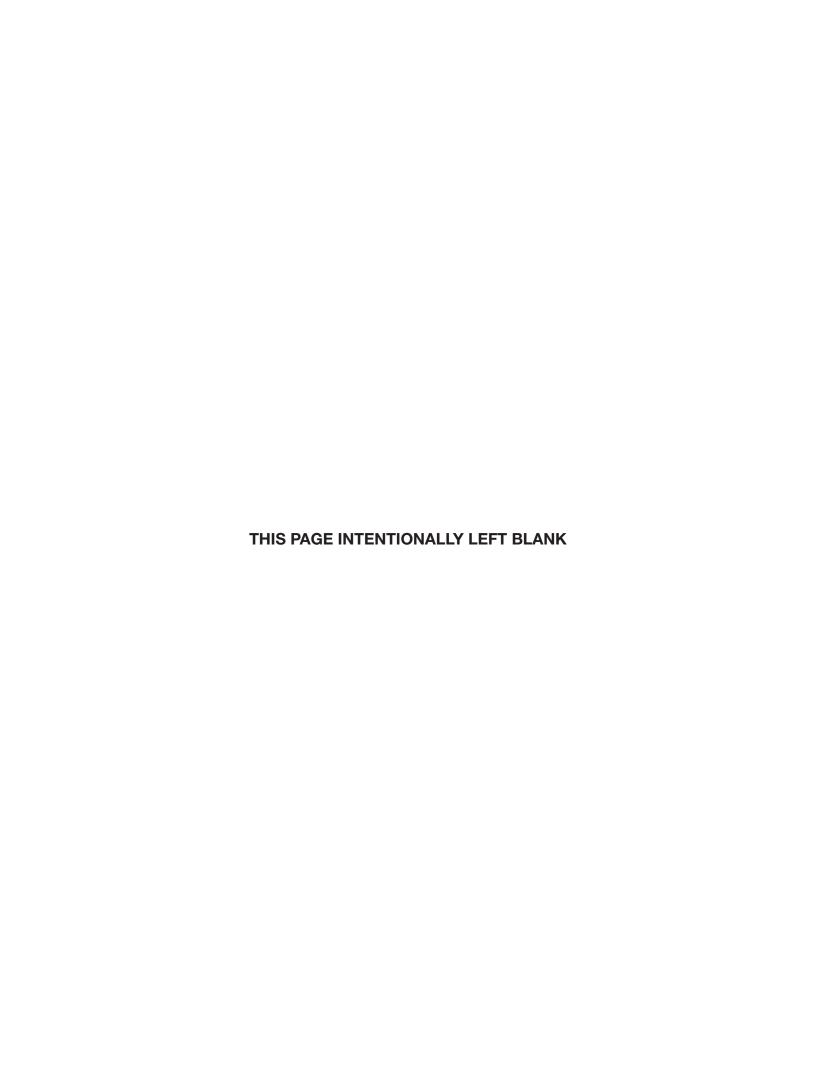
IF-APP-524



Annuities are issued by New York Life Insurance and Annuity Corporation ("NYLIAC"), a Delaware Corporation.

NYLIAC is a wholly owned subsidiary of New York Life Insurance Company.

Variable Annuities offered through properly licensed registered representatives of a third party registered broker dealer.



#### **INSTRUCTIONS**

#### 1. ANNUITY POLICY TYPE

Choose **ONE** Policy Type and complete the appropriate selection and, if applicable, the transfer/exchange form.

- If this is for a Non-Qualified Certificate of Deposit Transfer or Mutual Fund Redemption or Transfer, complete form number ANN43036F.
- If this is for a 1035 Exchange, complete form number ANN43263F.
- If this is for a Traditional IRA, Roth IRA, or SEP IRA Transfer/ Direct Rollover, complete form number ANN43009FNS.
- If this is for an Inherited IRA transfer, complete form number ANN18752.
- If this is for an Inherited Non-Qualified exchange, complete form number ANN19091.

#### 2. SURRENDER CHARGE PERIOD

Choose one surrender charge period.

#### 3-6. OWNER, JOINT OWNER, ANNUITANT and JOINT ANNUITANT

For Qualified and Inherited Non-Qualified policies, Joint Owners are not allowed. For Non-Qualified policies, any two persons (spouses or non-spouse) can be named as Joint Owners.

A non-living entity cannot be an Annuitant or a Joint Annuitant. For Qualified policies, the Annuitant must be the Owner. For Inherited Non Qualified, Inherited IRA, and Inherited Roth IRA policies, Joint Annuitants are not allowed. For Non-Qualified policies, any person can be the Annuitant unless the non-living entity Owner is a Grantor Trust, then the Annuitant must be the first named Grantor. If a non-living entity is the Owner, then a Joint Annuitant is not allowed.

If the Annuitant and Owner are different, and the Annuitant dies before the Annuity Commencement Date, the Owner will become the new Annuitant of the policy provided that the Owner is an individual. If the Owner is a Grantor Trust and the Grantor is an individual, the policy will be treated as owned by an individual. In such a case, upon the death of the Annuitant, the first named living Grantor will become the new Annuitant.

Under the IRS's aggregation rule, all non-qualified cash value deferred annuity contracts issued by NYLIAC (or its affiliates) to the same owner in the same calendar year are treated as one contract for purposes of determining the taxable portion of a partial withdrawal or surrender. This means that if a distribution is taken, we are required to take into account the gains (or losses) in all contracts that are subject to aggregation and more of the distribution may be taxable.

Use the below chart to select the correct Tax Certification form. Tax Certification forms are required to be submitted prior to the contract being issued.

#### NOTE FOR TRUST OR ENTITY OWNED POLICIES:

The W-9 form must be completed and returned with the application.

Owner Type	W-9	W-8BEN	W-8BEN-E	Other W-8 Forms
US Citizen	Yes	N/A	N/A	N/A
Individual Owner				
Non US Citizen w/	Yes	N/A	N/A	N/A
Resident Alien US				
Tax Status (e.g.				
Green Card)				
Non US Citizen w/o	N/A	Yes	N/A	Yes
Resident Alien US				
Tax Status				
US Entity	Yes	N/a	N/A	N/A

#### Other W-8 Forms:

Individual Owners (Non US Citizen and does not have a Resident Alien US Tax Status e.g. Green Card):- use W-8BEN Form except in the following circumstances:

Form W-8ECI – The Owner is claiming that income is effectively connected with the conduct of trade or business within the US (other than personal services).

Form 8233 or Form W-4 – The Owner is a beneficial owner that is receiving compensation for personal services performed in the US.

Form W-8IMY – The Owner is acting as an intermediary.

**Entity Owner (Non US Entity)** – use W-8BEN-E form except in the following circumstances:

Form W-8ECI – The Owner is claiming that income is effectively connected with the conduct of trade or business within the US (other than personal services).

Form 8233 or Form W-4 – The Owner is a beneficial owner that is receiving compensation for personal services performed in the US.

Form W-8IMY – The Owner is acting as an intermediary.

Form W-8EXP – if the entity is a foreign government, international organization, foreign central bank of issue, foreign tax-exempt organization, foreign private foundation, or government of a US possession receiving a withhold-able payment or receiving a payment subject to chapter 3 withholding.

#### 7. BENEFICIARY DESIGNATION

Provide name, relationship to Owner, Date of Birth, Social Security or Tax I.D Number, address, telephone number, and percentage to be paid to each Beneficiary listed. Primary and Contingent designations must each total 100%. If the Ownership is under UGMA/UTMA, the Primary Beneficiary must be the estate of the minor. If the Owner is a Trust, it is recommended that the Primary Beneficiary be the trust.

Unless the box under declining to designate surviving spouse as the sole Primary Beneficiary is checked, your spouse will be the sole Primary Beneficiary.

If multiple Primary Beneficiaries are named and one or more of those Beneficiaries does not survive the Owner(s), that Beneficiary's interest is terminated and his/her percentage will be divided proportionately among the remaining Primary Beneficiaries. The same holds true for Contingent Beneficiaries. To avoid this you can designate "Per Stirpes" next to each applicable Beneficiary's name. Per Stirpes allows for each Beneficiary's heirs to receive his/her percentage of any remaining death benefit.

#### 8. ANNUITY PREMIUM PAYMENT AMOUNT

The minimum initial premium payment is \$10,000.

For policies of \$1 million or more – complete form number ANN18824 which must be approved by an officer of NYLIAC prior to submitting the application.

#### 9. ADDITIONAL INFORMATION

Use this space to provide additional information. Remember to refer back to the original section number.

#### 10. FRAUD AND DISCLOSURE STATEMENTS

This is for disclosure purposes. Please read this section carefully.

#### 11. REPLACEMENT INFORMATION

Check the appropriate box to indicate if you have an existing life insurance or annuity policy, or if you are replacing a life insurance or annuity policy. **Both questions must be answered**. Follow state replacement regulations and attach any required replacement forms.

#### 12. SIGNATURES, ACKNOWLEDGEMENTS AND TAX CERTIFICATION

The Owner, Joint Owner (if applicable), and Annuitant (if other than Owner or Joint Owner) must sign and date this section.

Owner Tax Certification: If the Owner is subject to backup withholding, be sure to check the box in this section.

#### PRODUCER'S STATEMENT

The Representative/Agent must complete, sign and date this section. All questions, including both replacement questions, must be answered.

#### PREMIUM ALLOCATION FORM

You may allocate all or a portion of your Premium Payment to Section 1, the Fixed Account, Section 2, Investment Divisions, or Section 3, Initial Term Strategies. The Premium Allocation must total 100%.

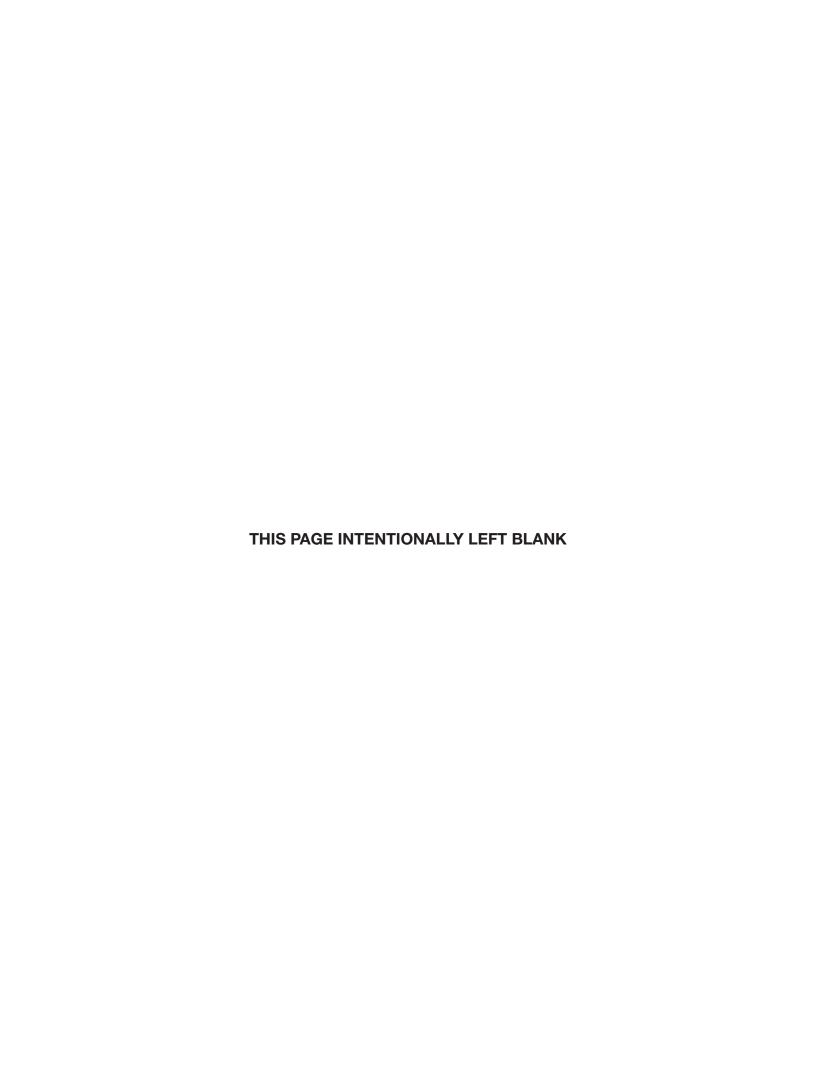
If you need assistance, please contact:

New York Life Annuities Sales Desk 1-888-474-7725

Web Site www.newyorklifeannuities.com

Regular Mail Address NYL Annuities - TPD Mail Code 7390 PO Box 7247 Philadelphia, PA 19170-7390

Overnight/Express Mail Address
NYL Annuities - TPD
400 White Clay Center Drive
Attn: LOCKBOX # 7390
Newark, DE 19711





Application For Individual Single Premium Variable Annuity with an Index-Linked Account New York Life IndexFlex Variable Annuity – FP Series

New York Life Insurance and Annuity Corporation (NYLIAC) (A Delaware Corporation)

Regular Mail Address: NYL Annuities – TPD, Mail Code 7390, PO Box 7247, Philadelphia, PA 19170-7390

Overnight/Express Mail Address: NYL Annuities – TPD, 400 White Clay Center Drive, Attn: LOCKBOX # 7390, Newark, DE 19711

#### **ANNUITY COMMENCEMENT DATE AT AGE 95**

Please print or type.						
	1. ANNUITY POLICY TYPE					
Choose <b>ONE</b> Policy Type and comple	ete the appropi	riate selection.				
☐ Non-Qualified	Is this a 1	Is this a 1035 Exchange? ☐ Yes ☐ No				
☐ Inherited Non-Qualified*	Exchange	Exchange Amount \$				
	*Not avail	lable for Joint L	ife policies.			
☐ Traditional IRA	☐ Transf	er \$				
☐ Roth IRA	☐ Rollov	er \$				
□ SEP IRA	☐ Contril	bution \$	Year			
☐ Inherited IRA*	Transfer /	Amount \$				
☐ Inherited Roth IRA*	*Not avai	ilable for Joint I	∟ife Policies.			
<b>Note:</b> If this is a Traditional IRA, Roth IRA, or SEP IRA transfer/rollover, submit Qualified Transfer/Direct Rollover Form. If this is an Inherited IRA or Inherited Roth IRA transfer, submit Inherited IRA Information/Transfer Form. If this is an Inherited Non-Qualified exchange, submit Inherited Non-Qualified Exchange Form.						
2. SURRENDER CHARGE PERIO	OD					
Choose ONE:						
☐ 5 Year Surrender Charge Period ☐ 6 Year Surrender Charge Period ☐ 7 Year Surrender Charge Period					Period	
If you elect an Initial Term Strategy on the Premium Allocation Form, the applicable Flat Rate or Cap Rate is guaranteed through the Surrender Charge Period you elect, as long as account value remains in the Initial Term Strategy.						
3. OWNER						
First Name or Trust/Corporation Nam	ne	Middle	Last Name	)		Suffix
Mailing Address						
Street or P.O. Box			City		State	Zip Code
Residence Address (if different fro	m mailing add	dress)				
Street		·	City		State	Zip Code
Date of Birth (mm/dd/yyyy)	Date of Trust		Social Security/Tax I.D. Nu	mber	☐ Male ☐ Female	
☐ U.S. ☐ Other, Country Name: you a U.S. Re		you a U.S. Res ☐ Yes		izenship, are	Relationship	o to Annuitant ∃ Spouse
Telephone Number ☐ Cell ☐ Hor	me 🗆 Busin	ess	Email Address			

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4. JOINT OWNER				
Available for Non-Qualified Policy Type ONLY	(but not Inherited No	on-Qualified).		
First Name	Middle	Last Name	Sı	uffix
Mailing Address				
Street or P.O. Box		City	State	Zip Code
Substitute Box		Sity Sity	Otato	p
Residence Address (if different from mailing	an addraga)			
Street	ig address)	City	State	Zip Code
Sueet		City	State	Zip Code
Date of Birth (mm/dd/yyyy)	Social Socurity/Toy	I.D. Number	☐ Male	
Date of Birth (min/dd/yyyy)	Social Security/Tax	I.D. Number	☐ Female	
0 1 1000	1		- I ciliale	
Country of Citizenship		Relationship to Owner		
U.S.		☐ Spouse		
Other, Country Name:	D. dans	□ Other:		
Telephone Number □ Cell □ Home □	Business	Email Address		
5. ANNUITANT				
Complete if the Annuitant is not the Owner or	Joint Owner. If same a	s Joint Owner, check here □.		
First Name	Middle	Last Name	Su	ıffix
Residence Address (Required)				
Street		City	State	Zip Code
		5.9		
Date of Birth (mm/dd/yyyy)		☐ Male	,	
Sale of Shar (minutary)		☐ Female		
Social Security Number		Country of Citizenship		
Coolar County Warnson		U.S.		
		☐ Other, Country Name:		
Telephone Number □ Cell □ Home □	Business	Email Address		
·				
6. JOINT ANNUITANT				
Complete for Joint Life policies ONLY. Not Av	vailable for Inherited	IRA Inherited Non-Qualified and Inherit	ad Roth IRA	Policy Types
If same as Owner, check here $\square$ . If same as			,u itotii iito i	oney Types.
First Name	Middle	Last Name	Sı	uffix
			-	
Residence Address (Required)				
Street		City	State	Zip Code
Olleet		City	State	Zip Code
Date of Birth (mm/dd/yyyy)		☐ Male		
□ Female				
Social Security Number		Country of Citizenship		
		□ U.S.		
	☐ Other, Country Name:			
Telephone Number □ Cell □ Home □	Business	Email Address		

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#### 7. BENEFICIARY DESIGNATION

Note: Primary and Contingent Beneficiary designations must each total 100%. If percentage(s) are not provided, the benefits will be divided equally. For a per stirpes Beneficiary designation, write "Per Stirpes" next to each applicable Beneficiary's name. Use Section 9 to enter additional Beneficiary information. Refer to the application instructions for further details.

For Traditional, Roth and SEP IRA Policy Types: Please note that available death benefit payout options differ depending on whether your designated Beneficiary is eligible or non-eligible (determined as of the date of your death) under the Internal Revenue Code ("IRC"). Eligible designated Beneficiaries are spouses, children under the age of majority, disabled or chronically ill individuals, as determined by the IRC, (including certain trusts for the disabled or chronically ill), or individuals who are not more than 10 years younger than you. All other individual Beneficiaries are non-eligible, and all proceeds must be distributed to them by the end of the 10th year following the year of your death (or the death of both you and the joint annuitant, if applicable).

For Inherited IRA and Inherited Roth IRA Policy Types: After your death, your Beneficiaries may be limited to a distribution period that does not exceed 10 years from the end of the year following the year of death of the original IRA owner or retirement plan participant.

#### **JOINT OWNERS WHO ARE SPOUSES:**

Unless you check the box below, your spouse will be the sole Primary Beneficiary of the Policy and no other primary beneficiary should be designated. This allows the surviving Owner/spouse to continue the Policy at the death of the other Owner before the Annuity Commencement Date.

#### ONE OWNER:

Unless you check the box below, your spouse will be the sole Primary Beneficiary of the Policy and no other primary beneficiary should be designated. This allows your spouse to continue the Policy if you die before the Annuity Commencement Date. If your spouse's information is not listed in the sections above, please provide his/her information below.

Regardless of your primary beneficiary designation, you may name contingent beneficiary(ies) below.				
DECLINING TO DESIGNATE SURVIVING SPOUSE AS THE SOLE PRIMARY BENEFICIARY:				
By checking this box, I am NOT naming my spouse as individual(s)/entity(ies) named below. As a result, the Commencement Date and NYLIAC will pay a death be	Policy will end at the			
JOINT OWNERS WHO ARE NOT SPOUSES:				
The surviving Owner is the sole Primary Beneficiary. No of	ther primary beneficia	ry should be designated how	vever, you may name	
contingent beneficiary(ies) below. The Policy will end at the d	leath of the other Owr	ner.		
☐ PRIMARY or ☐ CONTINGENT Beneficiary's Full Name/Entity Name	Date of Birth	Social Security/	Percentage	
Trainant of Continoent behendary of difficulty Name	(mm/dd/yyyy)	Tax I.D. Number	i ercentage	
	(11111/44/9999)	rax i.b. Namber	%	
Address: Street C	ity	State Z	ip Code	
Address. Sireet	лцу	State 2	ip code	
E. TAIL	I <del>-</del> 1	I pare and	1.0	
Email Address	Telephone Number	Relationship	o to Owner	
☐ PRIMARY or ☐ CONTINGENT Beneficiary's Full Name/Entity Name	Date of Birth	Social Security/	Percentage	
	(mm/dd/yyyy)	Tax I.D. Number	3 3 3 3	
	(,		%	
Address: Street (	City	State Z	ip Code	
	•			
Email Address	Telephone Number	Relationshi	n to Owner	
Email / Idai 666	Tolophono Hambol	T (Oldubrioni)	o to o wildi	
□ PRIMARY or □ CONTINGENT Beneficiary's Full Name/Entity Name	Date of Birth	Social Security/	Percentage	
	(mm/dd/yyyy)	Tax I.D. Number		
			%	
Address: Street C	City	State Z	lip Code	
Email Address	Telephone Number	Relationshi	to Owner	
	·			
DRIMARY CONTINOENT B. C. C. J. E. HALL /E. (*) AL	Data (D) II	0	Demonstrati	
☐ PRIMARY or ☐ CONTINGENT Beneficiary's Full Name/Entity Name	Date of Birth	Social Security/ Tax I.D. Number	Percentage	
	(mm/dd/yyyy)	rax i.d. Number	%	
Address: Street (	] >:L,	<u> </u>	lip Code	
Audiess. Stieet	City	Sidle Z	ih code	
	T =	r	_	
Email Address	Telephone Number	Relationship	to Owner	
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8. ANNUITY PREMIUM PAYMENT AMOUNT		
6. ANNOTIT PREMIUM PATMENT AMOUNT		
Premium Payment Amount \$	If paying by check directly to New York Indicate total estimated amount includir anticipated transfer/exchange amounts	ng cash with application and
9. ADDITIONAL INFORMATION		
Attach a separate sheet if additional space is needed.		
10. FRAUD AND DISCLOSURE STATEMENTS		
Please read the following carefully.  FRAUD WARNING		
Any person who knowingly presents a false statement in an approximately	onlication for insurance may be quilty	of a criminal offense and subject
to penalties under state law.	phoduon for modification may be guilty	or a drimmar offende and dabject
PARTIAL WITHDRAWALS		
For purposes of calculating the guaranteed amount provided by the	return of premium death benefit under the	ne Policy, Partial Withdrawals
(including required minimum distributions) reduce that guaranteed		
in the Index-Linked Account will not be included in the calculation of		t Maturity Date. Partial Withdrawals
can affect your eligibility for an Enhanced Cap or Flat Rate in the Ir PRODUCT INFORMATION	itial Term Index-Linked Strategies.	
I/We understand that at the end of the final Segment of an Initial Te	orm Index-Linked Account Strategy, the A	Illocation Ontions will be the
Recurring Term Index-Linked Account Strategies, the Investment D		
I/We understand that transfers to/from the Index-Linked Account Si		
occur at the end of a Segment.	3,(,	,
I/We understand that any amount remaining in a Segment of the In		
automatically be transferred into a Recurring Term Strategy Segme		
I/We understand if I/we do not want an amount to be automatically	transferred as described above, I/we mu	st request a transfer prior to the
end date of the Segment.	to allocated to the Investment Divisions	There will be no MOE shares
I/We understand M&E charges will be assessed only on the amour assessed to amounts allocated to the Index-Linked Account Strate		There will be no linke charge
	gy(103) of Fixed Account.	
11. REPLACEMENT INFORMATION		
If "Yes" to A or B, provide policy information below. Use Section 9	to include information if more than two po	1
<ul><li>A) Do you have any existing life insurance or annuity policies?</li><li>B) Is the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for intended to replace or change any life in the policy applied for the policy and the policy applied for the policy applied fo</li></ul>	nsurance or annuity policy?	☐ Yes ☐ No ☐ Yes ☐ No
Company Name — Policy Number — Estimated Cash Value — C		1035 Exchange:
Estimated Oddi Value - C	(10. 1101) Qualified (101000)	☐ Yes ☐ No

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Company Name - Policy Number - Estimated Cash Value - Cost Basis (for Non-Qualified Policies)

1035 Exchange:
☐ Yes ☐ No

#### 12. SIGNATURES. ACKNOWLEDGEMENTS AND TAX CERTIFICATION

Read statements and sign below.

By signing below, I/We acknowledge and agree that: (1) All of the answers to questions and statements made in this application, which includes the Premium Allocation Form, are true to the best of my/our knowledge and belief. (2) This Policy will not become effective unless it is issued while the Owner(s) and Annuitant(s) are living. (3) Under penalties of perjury, the Social Security/Taxpayer Identification Numbers provided on this application are certified to be correct. (4) No Agent/Registered Representative is authorized to accept risks, make or change this application or change any policy issued by NYLIAC, or give up any of the Owner's rights or requirements. (5) I/We understand that this Policy is not backed or guaranteed by any bank or insured by the FDIC. Benefits Based on the Performance of the Separate Account are Variable and are not Guaranteed as to a Fixed Dollar Amount.

The Owner's tax certification provided below does not apply if the Owner is not a U.S. person (including a U.S. resident alien) and has otherwise completed and executed an applicable IRS Form W-8.

#### Owner Tax Certification:

Under penalties of perjury, I (as Owner named) certify:

- (1) My Social Security Number or Tax ID Number shown on this application is my correct 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 IRS that I am subject to backup withholding as a result of a failure to report all interest or dividend income; or (c) the IRS has notified me that I am no longer subject to backup withholding,
- (3) I am a U.S. Person (includes a U.S. resident alien), and
- (4) The Foreign Account Tax Compliance Act (FATCA) code entered on this form (if any) indicating that I am exempt from FATCA reporting is correct. (Please note: if being submitted for a U.S. policy, this last certification (4) does not apply).

☐ Check this box or cross out item 2 above if the IRS has notified	d you that you are subject	to backup withholding
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If I am a U.S. entity, I am submitting a completed IRS Form W-9.

If I am not a U.S. citizen, U.S. resident alien or other U.S. person, I am submitting the applicable Form W-8 with this form to certify my foreign status and, if applicable, claim treaty benefits.

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

Signed at (City/State)	DATE SIGNED
SIGN HERE	SIGN HERE
▲ Applicant's Signature (Owner)	▲ Joint Owner's Signature (if applicable)
SIGN HERE	SIGN HERE
▲ Annuitant's Signature (if other than Owner or Joint Owner)	▲ Joint Annuitant's Signature (if other than Owner or Joint Owner)

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## For Representative/Agent use only. Signature Required The below is not part of the application, but it must be completed.

PRODUCER'S STATEMENT:				
1. Is Owner a U.S. Citizen?	☐ Yes ☐ No			
	If you have answered "No", check the appropriate box below:  ☐ Resident Alien ☐ Non-Resident Alien ☐ Other:			
2. Is Joint Owner a U.S. Citizen? (if applicable)	☐ Yes ☐ No			
3. Does the applicant have any existing life insurance or annuity policies?	☐ Yes ☐ No			
4. Is this intended to replace or change any life insurance or	☐ Yes ☐ No			
annuity policy?	If you have answered "Yes" to either question #3 or #4 of the Producer's			
	Statement, please follow state replacement regulations and attach any			
	required replacement forms.			
5. Is the Owner of the Policy a Trust?	☐ Yes ☐ No			
	If you have answered "Yes", please attach pages of the Trust Agreement, including a copy of the title page, signature page, and any applicable trustee designation pages and amendments to the Trust.			
All of the answers to questions and statements in the app	plication are true to the best of the knowledge and belief of those who			
made and recorded them. I have used only company-approved sales material in connection with this application, and copies of all				
sales material used were left with the applicant.				
IndexFlex Variable Annuity – FP Series Compensation Option				
SIGN HERE	DATE HERE			
▲ Representative's/Agent's Signature	▲ DATE SIGNED			
Representative's/Agent's Name	Telephone Number			
Representative's/Agent's Email Address				
State License Number	NYLIAC Code Number			
Firm/Agency Name	Firm/Agency Telephone Number			
Firm/Agency Address Street C	City State Zip Code			

(05/2021)



### NEW YORK LIFE INSURANCE AND ANNUITY CORPORATION (NYLIAC) (A Delaware Corporation)

#### Premium Allocation Form for New York Life IndexFlex Variable Annuity – FP Series

(This Form is a part of the Application.)

The Allocation Options for this product include Investment Divisions, Index-Linked Account Strategies, and a Guaranteed Interest Account.

All Investment Divisions involve risk, including the potential to lose some or all of your original investment. Benefits and values, when based on investment performance of the Investment Division(s) selected, are not guaranteed as to a fixed dollar amount. In this form, we have grouped the Investment Divisions by risk classifications based on the Morningstar assigned asset class category as of December 31, 2023. Morningstar Inc. is a widely used independent research firm, which ranks mutual funds and other investments by overall performance, investment objectives and assets.

The Index-Linked Account Strategies do not carry the same level of market risk as traditional Investment Divisions because you can't lose money with an Index-Linked Account Strategy. In exchange for that downside protection, any Index-Linked Credit you may receive based on Index Performance will be capped. With the Cap Rate Interest Crediting Method, you will receive an Index-Linked Credit equal to Index Performance, not to exceed the Cap Rate. With the Flat Rate Interest Crediting Method, you will receive an Index-Linked Credit equal to the Flat Rate if Index Performance is zero or greater. The actual performance of the Index selected may exceed the Cap Rate or Flat Rate applied. Index Performance is measured over a one-year term called a Segment, which begins on the date monies are allocated to an Index-Linked Strategy. We calculate the Index-Linked Credit on the last day of the Segment (the "Segment Maturity Date"). If an Index-Linked Credit is payable, we apply it on the Segment Maturity Date. If Index Performance is negative, the account will not be eligible for an Index-Linked Credit for that one-year Segment, but you cannot lose money. You should refer to the Policy Data Pages and Index-Linked Account Allocation Option riders for information about the applicable Cap Rates and Flat Rates. The product prospectus has more information about each available Index-Linked Account Strategy.

New York Life sets Index-Linked Cap and Flat Rates for new policies based on different factors including the percentage of your Premium Payment that is allocated to the Investment Divisions and the Fixed Account (Enhanced Rate Allocation Options). If at least 50% of your Premium Payment is allocated to the Enhanced Rate Allocation Options and maintained as of the Segment Maturity Date as described in your Initial Term Strategies Rider, a higher Cap and/or Flat Rate (Enhanced Rate) will apply to the calculation of the Index-Linked Credit, if any, for that Segment in lieu of the base rate (Standard Rate).

If the amount allocated to the Enhanced Rate Allocation Options falls below 50% of the total Premium Payment as a result of a transfer or non-pro-rata withdrawal, Index-Linked Credits will be based on the Standard Rate as of the Segment Maturity Date immediately following the date of such transfer or non-pro-rata withdrawal. Investment gains and losses on amounts invested in the Investment Divisions will not be counted in calculating whether you meet the 50% threshold. The Standard Cap and Flat Rates, and/or the Enhanced Cap and Flat Rates, are displayed on the data pages of your Policy and Initial Term Strategies Rider, if applicable. Enhanced Rates do not apply to the calculation of Index-Linked Credits under the Recurring Term Strategies Rider.

The Investment Divisions are subject to market risk, will fluctuate in value and can lose value. There is no assurance that any of the Investment Divisions will attain their stated objectives.

Please be sure your premium allocation matches your stated investment objective(s).

If you would like to set up Dollar Cost Averaging (DCA) on your contract, please refer to form ANN43043IF to set up this option.

Percentages in Sections 1, 2 and 3 must be in whole numbers and must total 100%.

#### 1. GUARANTEED INTEREST ACCOUNT

If you would like all or a portion of your Premium Payment to be allocated to the Fixed Account, please indicate the percentage below.

Allocation of Premit	Im Payment to Fixed Account:
Current income with safe	ty of principal:
Fixed Account	% 1-year interest rate guarantee (101)

There may be limits on premium allocations into, and transfers into and out of, the Fixed Account. Please see your product Prospectus for more information.

#### 2. INVESTMENT DIVISIONS

If you would like all or a portion of your Premium Payment to be allocated to the Investment Divisions, please indicate the percentage below.

Investment Grade Bond	Fidelity® VIP Bond Index Portfolio—Service Class 2 (232)	%
	Annarison Family 100 Occurds Family Olega 4 (407)	0/
Cap ty	American Funds IS® Growth Fund – Class 4 (187)	%
Large Cap Equity	American Funds IS Washington Mutual Investors Fund – Class 4 (188)	%
La	MainStay VP S&P 500 Index – Service Class (105)	%
	American Funds IS® Asset Allocation Fund – Class 4 (191)	%
	BlackRock® Global Allocation V.I. Fund – Class III Shares (157)	%
	Fidelity® VIP FundsManager® 60% Portfolio – Service Class (197)	%
lon	Franklin Templeton Aggressive Model Portfolio – Class II (231)	%
ocati	Franklin Templeton Conservative Model Portfolio – Class II (227)	%
Asset Allocation	Franklin Templeton Moderately Aggressive Model Portfolio – Class II (230)	%
Asse	Franklin Templeton Moderately Conservative Model Portfolio – Class II (228)	%
	Franklin Templeton Moderate Model Portfolio – Class II (229)	%
	MainStay VP Income Builder – Service Class (106)	%
	MainStay VP Janus Henderson Balanced – Service Class (165)	
International / Global Equity	Fidelity® VIP International Index Portfolio – Service Class 2 (198)	%
		0/_

#### 3. INDEX-LINKED ACCOUNT ALLOCATION OPTIONS – INITIAL TERM STRATEGIES

You may allocate all or a portion of your Premium Payment to one or more Initial Term Strategies described below. Each Initial Term Strategy is made up of a series of one-year Segments with the same Flat Rate or Cap Rate, as applicable, Interest Crediting Method, Index, and Crediting Floor. Interest, if any, is credited to a Segment on the Segment Maturity Date in the form of an Index-Linked Credit.

**Sub-Total of allocation to Investment Divisions** 

For each Initial Term Strategy, you must choose an Index and Interest Crediting Method.

<u>Cap Rate Interest Crediting Method</u>: This option will apply an Index-Linked Credit to a Segment equal to any positive performance of the S&P 500 Index or Russell 2000 Index, but not to exceed the Cap Rate, during the Segment. If Index performance is negative, you will not receive an Index-Linked Credit, but your Segment Value will not go down. **The Cap Rate is guaranteed through the Surrender Charge Period you elect on the Application, as long as account value remains in the Initial Term Strategy.** 

	Sub-Total of Cap Rate Interest Crediting Method	%
Index	Russell 2000 Index - Cap Rate	%
and Interest ing Method	S&P 500 Index - Cap Rate	%
est od		

Flat Rate Interest Crediting Method: This option will apply an Index-Linked Credit to a Segment equal to the Flat Rate if the performance of the S&P 500 Index or Russell 2000 Index is flat or positive during the Segment. If Index Performance is negative, you will not receive an Index-Linked Credit, but your Segment Value will not go down. The Flat Rate is guaranteed through the Surrender Charge Period you elect on the Application, as long as account value remains in the Initial Term Strategy.

Index and Interest Crediting Method	S&P 500 Index - Flat Rate	%
Index an Creditin	Russell 2000 Index - Flat Rate	%
	Sub-Total of Flat Rate Interest Crediting Method	%
	TOTAL of Sections 1, 2 and 3	100%

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