

FUNDS AVAILABILITY DISCLOSURE

In this disclosure, "BankUnited", "Bank", "we", "us", and "our" mean BankUnited, N.A. and "you" and "your" mean each and every owner of the account, and each and every other person with authority to withdraw or transfer funds from the account or otherwise transact on the account.

YOUR ABILITY TO WITHDRAW FUNDS

Our policy is to generally make funds from checks you deposit to your checking or money market account available to you on the second business day after the day we receive your deposit, with the first \$225 available on the first business day after the day of your deposit. It is also our policy to make funds from electronic direct deposits and incoming wire transfers available to you on the day of the deposit. Cash and some specified check deposits will also be available before the second business day, as detailed below. Once funds are available, you may withdraw the funds in cash, and we will use the funds to pay checks that you have written.

If you make a deposit in a branch before the close of business on a business day that we are open, we will consider that day to be the day of your deposit. If you make a deposit at one of our ATMs before 2:00 p.m. EST on a business day that we are open, we will consider the deposit to be made that day. If you make a deposit after these stated times, or on a day we are not open, we will consider the deposit to be made on the next business day that we are open. For purposes of determining the availability of your deposits, every day is a business day except Saturdays, Sundays and federal holidays.

Please remember that even after we have made deposited funds available to you and you have withdrawn the funds, you are still responsible for checks you deposit that are returned to us unpaid and for any other problems involving your deposit.

SAME-DAY AVAILABILITY

Funds from cash deposits, electronic payments (such as Social Security benefits) and incoming wire transfers to your account will be available on the day we receive the

deposit. If you make the deposit at an ATM that requires the use of an envelope, funds from these deposits will be available no later than the business day after the day we receive your deposit.

NEXT-DAY AVAILABILITY

Our policy is to make funds from the following deposits available to you on the first business day after the day of your deposit:

- U.S. Treasury checks that are payable to you
- Checks drawn on BankUnited

If you make the deposit in person to one of our employees, funds from the following deposits are also available no later than the first business day after the day of your deposit:

- State and local government checks that are payable to you if you use a special deposit slip that is available upon request from a teller
- Cashier's, certified, official, teller's and traveler's checks that are payable to you if you use a special deposit slip that is available upon request from a teller
- Federal Reserve Bank checks, Federal Home Loan Bankchecks, and U.S. Postal Service Money Orders, if these items are payable to you

If you do not make your deposit in person to one of our employees (for example, if you mail the deposit), funds from these deposits will be available no later than the second business day after the day we receive your deposit. However, we may place longer holds on certain items for other reasons, such as large deposits.

OTHER CHECK DEPOSITS SUBJECT TO SECOND-DAY AVAILABILITY

The first \$225 from a deposit of other checks will be available on the first business day after the day of your deposit. The remaining funds will be available on the second business day after the day of your deposit.

For example, if you deposit a check of \$700 on a Monday, \$225 of the deposit is available on Tuesday. The remaining \$475 will be available on Wednesday.

LONGER DELAYS MAY APPLY

In some instances, we will not make all of the funds that you deposit by check available to you on the second business day after the day of your deposit. The first \$225 of your deposits however, will be available no later than the first business day after the day of your deposit.

We may delay the availability of funds you deposit by check for a longer period under the following circumstances:

- We believe a check you are depositing will not be paid
- You deposit checks totaling more than \$5,525 on any one day to any account(s) you maintain with us
- You redeposit a check that has been returned unpaid
- You have overdrawn your account(s) repeatedly in the last six months
- There is an emergency, such as failure of communications or computer equipment or a natural disaster

If we are not going to make all of the funds from your deposit available on the second business day, we will notify you at the time you make your deposit. We will also tell you when the funds will be available. The funds will generally be available no later than the seventh business day after the day of your deposit. If you will need the funds from a deposit right away, you should ask us when the funds will be available. You should ask if you need to be sure when a particular deposit will be available for withdrawal. If your deposit is not made directly to one of our employees, or if we decide to take this action after you have left the premises, we will mail you the notice by the first business day after we receive your deposit.

SPECIAL RULES FOR NEW ACCOUNTS

If you are a new customer, the following special rules will apply during the first thirty (30) calendar days your account is open:

- Funds from incoming wire transfers and electronic deposits to your account will be available on the day we receive the deposit.
- Funds from deposits of cash and the first \$5,525 of a day's total deposits of cashier's, certified, official, teller's or traveler's checks, U.S. Treasury Checks, U.S. Postal Money Orders, Federal Reserve Bank Checks, Federal Home Loan Bank Checks, and state and local government checks will be available on the first business day after the day of your deposit if the deposit meets certain conditions. Checks must be payable to you and deposited in person to one of our employees (and you may have to use a special deposit slip). The funds in excess of \$5,525 will be available no later than the seventh business day after the day of your deposit. If your deposit of these checks (other than a U.S. Treasury Check) is not made in person to one of our employees, the first \$5,525 will not be available until the second business day after the day of deposit.
- Funds from all other check deposits will be generally available no later than the seventh business day after the day of your deposit.

HOLDS ON OTHER FUNDS CHECK CASHING

If we cash a check for you that is drawn on another bank, or if you receive cash back from a check you deposit that is drawn on another bank, we may withhold the availability of a corresponding amount of funds that are already in your account. These funds will be available at the time funds from the check we cashed would have been available if you had deposited it.

OTHER ACCOUNTS

If we accept for deposit a check that is drawn on another bank, we may make funds from the deposit available for withdrawal immediately but delay your availability to withdraw a corresponding amount of funds that you have on deposit in another account with us. The funds in the other account would then not be available for withdrawal until the time periods that are described elsewhere in this disclosure for the type of check that you deposited.

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Visit our website at www.bankunited.com