

TELEPHONIC SELLER SURETY BOND FORM A

(BUSINESS AND PROFESSIONS CODE SECTION 17511.12(a))



MAIL REGISTRATION FORM TO:
Attorney General's Office
300 S. Spring Street, Suite 1702
Los Angeles, CA 90013
ATTN: Consumer Law Section, Telemarketing Unit

BOND NUMBER: _____
PREMIUM: \$ _____
TERM: _____

KNOW ALL PERSONS BY THESE PRESENTS:

THAT: _____
(NAME OF PRINCIPAL)

AS PRINCIPAL, DOING BUSINESS UNDER THE NAME OF:

(NAME OF BUSINESS)

A TELEPHONIC SELLER, AND WHOSE ADDRESS FOR SERVICE IS:

STREET ADDRESS CITY STATE ZIP CODE

AND _____, A CORPORATION ADMITTED
(NAME OF SURETY)

TO TRANSACT A GENERAL SURETY BUSINESS IN THE STATE OF CALIFORNIA, AS SURETY, AND WHOSE ADDRESS FOR SERVICE IS:

STREET ADDRESS CITY STATE ZIP CODE

ARE HELD AND FIRMLY BOUND TO THE STATE OF CALIFORNIA IN THE PENAL SUM OF ONE HUNDRED THOUSAND DOLLARS (\$100,000), FOR THE PAYMENT OF WHICH, WE BIND OURSELVES, OUR HEIRS, EXECUTORS, SUCCESSORS AND ASSIGNS, JOINTLY AND SEVERALLY, FIRMLY BY THESE PRESENTS.

WHEREAS, THE PROVISIONS OF SECTION 17511.12(a) OF THE BUSINESS AND PROFESSIONS CODE REQUIRES THAT THE PRINCIPAL FILE OR HAVE ON FILE WITH THE CONSUMER LAW SECTION OF THE DEPARTMENT OF JUSTICE A BOND IN THE SUM OF ONE HUNDRED THOUSAND DOLLARS (\$100,000), THIS BOND IS EXECUTED AND TENDERED IN ACCORDANCE WITH SECTION 17511.12

NOW THEREFORE, THE CONDITIONS OF THE FOREGOING OBLIGATION ARE THAT IF THE PRINCIPAL COMPLIES WITH THE PROVISIONS OF ARTICLE 1.4 (COMMENCING WITH SECTION 17511) PART 3 OF DIVISION 7 OF THE BUSINESS AND PROFESSIONS CODE OF THE STATE OF CALIFORNIA AND IF NO PERSON SUFFERS PECUNIARY LOSS IN ANY TRANSACTION SUBJECT TO SAID ARTICLE AS THE RESULT OF ANY ACT OR OMISSION OF THE PRINCIPAL MENTIONED ABOVE, OR OF ITS REPRESENTATIVES, THEN THIS OBLIGATION IS TO BE VOID; OTHERWISE IT IS TO REMAIN IN FULL FORCE AND EFFECT.

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PROVIDED HOWEVER, THIS BOND IS ISSUED SUBJECT TO THE FOLLOWING EXPRESS CONDITIONS:

1. THIS BOND SHALL BE DEEMED CONTINUOUS IN FORM AND SHALL REMAIN IN FULL FORCE AND EFFECT FOR ALL LIABILITIES INCURRED BEFORE, AND FOR ACTS, OMISSIONS, OR CAUSES EXISTING OR WHICH AROSE BEFORE, THE CANCELLATION OR WITHDRAWAL OF THE SURETY FROM THE BOND.

2. THIS BOND IS EXECUTED BY THE SURETY TO COMPLY WITH, AND THE BOND SHALL BE SUBJECT TO, THE PROVISIONS OF ARTICLE 1.4 (COMMENCING WITH SECTION 17511), OF CHAPTER 1 OF PART 3 OF DIVISION 7 OF THE BUSINESS AND PROFESSIONS CODE AND, EXCEPT TO THE EXTENT OF ANY INCONSISTENCY WITH THAT ARTICLE 1.4, TO THE PROVISIONS OF CHAPTER 2 (COMMENCING WITH SECTION 995.010), OF TITLE 14 OF PART 2 OF THE CODE OF CIVIL PROCEDURE.

3. THE CONDITIONS OF THE BOND ARE SET FORTH IN SECTION 17511.12 OF THE BUSINESS AND PROFESSIONS CODE, AND ANY PERSON OR GOVERNMENTAL ENTITY CLAIMING AGAINST THE BOND MAY PROCEED AS PROVIDED IN SECTION 17511.12 OR AS OTHERWISE PROVIDED BY LAW.

4. THE AGGREGATE LIABILITY OF THE SURETY HEREUNDER ON ALL CLAIMS WHATSOEVER SHALL NOT EXCEED THE PENAL SUM OF THIS BOND IN ANY EVENT.

5. THIS BOND MAY BE CANCELED BY THE SURETY IN ACCORDANCE WITH THE PROVISIONS OF SECTIONS 996.310 ET SEQ. OF THE CODE OF CIVIL PROCEDURE.

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT I AM THE PRINCIPAL OR AN OFFICER OR AGENT OF THE PRINCIPAL WITH THE AUTHORITY TO EXECUTE THIS DOCUMENT ON BEHALF OF THE PRINCIPAL. EXECUTED AT _____

(CITY AND STATE)

DATE: _____ SIGNATURE: _____

PRINTED OR TYPED NAME: _____

CAPACITY: _____

(e.g., PRINCIPAL, PRESIDENT, ATTORNEY-IN-FACT)

ADDRESS: _____

CITY _____ STATE: _____ ZIP CODE: _____

NAME OF OFFICER OF BUSINESS: _____ NAME OF SURETY: _____

ADDRESS: _____ ADDRESS: _____

CITY _____ CITY _____

STATE: _____ ZIP CODE: _____ STATE: _____ ZIP CODE: _____

THIS BOND IS EXECUTED UNDER AN UNREVOKED APPOINTMENT OF POWER OF ATTORNEY.

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

DATE: _____ SIGNATURE OF ATTORNEY-IN-FACT FOR SURETY: _____

PRINTED OR TYPED NAME OF ATTORNEY-IN-FACT FOR SURETY: _____