

**Commonwealth of Kentucky
Office of the Attorney General
Transient Merchant Bond**

Bond No. _____

KNOW ALL PERSONS BY THIS DOCUMENT, that _____
(*Transient Merchant*)

of _____, as PRINCIPAL, and
(*Complete address including city, state, and zip code*)

_____, a corporation organized under the laws of the State of
(*Surety*)

_____ which is authorized to engage in business in the
Commonwealth of Kentucky, as SURETY, are held and firmly bound to the
COMMONWEALTH OF KENTUCKY in the penal sum of _____, money of the
United States of America, for the payment of which we bind ourselves, our heirs, executors,
administrators, legal representatives, successors and assigns, jointly and severally firmly by this
document.

WHEREAS, the above named Principal has applied or intends to apply for a license as a
Transient Merchant pursuant to KRS 365.650 to KRS 365.695 of the Kentucky Revised Statutes
for the following counties _____ (attach list if necessary) and is required
under the provisions of KRS 365.680 to furnish a bond.

Amount of Bond: Any merchant who will be selling goods, wares or merchandise during the
permit period which have an aggregate market value of one thousand five hundred dollars
(\$1,500) or more, shall secure and submit evidence of security, a cash bond or a surety bond in
the amount of one thousand dollars (\$1,000) or five percent (5%) of the retail value of any

goods, wares or merchandise to be offered for sale, which ever sum is greater. Please attach a list of locations and the retail value of the goods at each location.

Beneficiaries: The surety bond shall be in favor of the Commonwealth of Kentucky and shall assure the payment by the applicant of all taxes that may be due from the applicant to the state or any political subdivision of the state, the payment of any fines that may be assessed against the applicant or its agents or employees for violation of the provisions of KRS 365.650 to 365.695, and for the satisfaction of all judgments that may be rendered against the transient merchant or its agents or employees in any cause of action commenced by any purchaser of goods, wares or merchandise within one (1) year from the date of the sale by such transient merchant.

Duration of Bond: The bond shall be maintained so long as the transient merchant conducts business in the Commonwealth of Kentucky and for a period of one (1) year after the termination of such business and shall be released only when the transient merchant furnishes satisfactory proof to the Attorney General that is has satisfied all claims of purchasers of goods, wares or merchandise from such merchant, and that all state and local sales taxes and other taxes have been paid.

Right to Bring Action: If the Principal violates KRS 365.650 to KRS 365.695 of the Kentucky Revised Statutes or other legal obligations arising out of its conduct as a Transient Merchant, the Commonwealth of Kentucky, as well as any person damaged as a result of such violation shall have, in addition to all other legal remedies, a right of action upon this bond for loss sustained by the injured party in any court having jurisdiction of the amount claimed for the recovery of any loss sustained.

Aggregate Liability: Regardless of the number of claimants, the amount of the claims, or the number of years the bond remains in effect, the aggregate liability of the Surety on this bond shall be limited to the payment of the penal sum set forth above.

Modification: The Principal and the Surety agree that they shall not amend, modify or vary any items of this bond without prior written consent of the Kentucky Attorney General 's Office.

Warranties: The Surety hereby represents and warrants that it is in full compliance with the provisions of laws of the Commonwealth of Kentucky.

Signed, sealed and delivered this _____ day of _____, _____.

This instrument has been duly executed by the above-named Principal and Surety the day and year above written.

By _____, Principal

By _____, Attorney-in-Fact

Surety Complete Below:

Name of Surety

by Not Required
Kentucky Resident Agent

Address

Address

City, State, Zip

City, State, Zip

Telephone Number

Telephone Number