

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: _____

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TELEPHONIC SELLER

PRIVACY NOTICE

As Required by Civil Code §1798.17

Information Collection, Use and Access

Collection and Use of Personal Information: The Consumer Law Section of the California Department of Justice collects the information on this form as authorized by Government Code sections 11180, 11181, and 11182, and Business and Professions Code sections 17511 et seq. The Consumer Law Section uses this information in its review of your application to register as a Telephonic Seller (Business and Professions Code section 17511.3). We may also use this information to investigate alleged misconduct and in any law enforcement action based on that misconduct. In addition, any personal information collected by state agencies is subject to the limitations in the Information Practices and state policy. The Department of Justice's general privacy policy is available at <http://oag.ca.gov/privacy>.

Providing Personal Information is Required: All of the personal information requested in the form must be provided, including but not limited to all information required in Business and Professions Code section 17511.4 (including name, complete business and residential addresses and telephone numbers, driver's license number and state of issuance or equivalent personal identification such as Social Security number, and the date of birth of each owner, principal, manager and salesperson of the telephonic seller.). This form will not be processed if you fail to provide all personal information requested.

Access to Your Information: You may review the registration materials and forms that you submitted to the Consumer Law Section.

Possible Disclosure of Personal Information: In order to process your registration application, we may need to share the information you give us with other government agencies. This may include sharing any personal information you gave us. We may also need to share the information to further any investigation of any claim against you by any other government agency.

The information you provide may also be disclosed in the following circumstances:

- In response to a Public Records Act Request, as allowed by the Information Practices Act;
- To another government agency as required by state or federal law;
- In response to a court or administrative order, a subpoena, or a search warrant.

Contact Information: For questions about your registration, please contact the Telephonic Seller Program at Telephonic.Seller@doj.ca.gov or call (213) 897-2000.