

7361 North 7 Mile Road Lake City, Michigan 49651 Phone: 231-229-4247 Fax: 231-229-4615 info@bohning.com

# Wholesale Customer Application

All information will be kept confident and used only in determining the qualifications for establishing your company as a wholesale customer.

It is necessary to complete <u>ALL</u> pages and return this form <u>AND</u> include a copy of your state tax license or business license <u>BEFORE</u> any shipment will be made.

state tax license or business license <b><u>BEFORE</u></b> any shipment will be made.						
Type of account des	ired: 🗆	Credit (	Card	□ Prepaym	nent	□ C.O.D.
Company Name:				81		
Mailing Address:		Shipping Address:				
	- h - x					
Phone:			Fax:	Fax:		
Email:		60 m 100	Contac	Contact Name:		
Is your company known by any other name?:  Business Profile:  Retail Sales		Number of years in business:  Type of Ownership:  Corporation Partnership Other (Specify)  DNS #:  Tax ID #:				
Principle Owner(s)	Position		Home	e Address		Home Phone
		1	11			

Credit / Business References (Please list U.S. Manufacturers if possible) Phone & Fax Account # Company Address **Numbers** I/WE acknowledge receiving a copy of this application and declare my/our willingness to abide by THE BOHNING COMPANY terms of payment. It is also agreed the I/we will pay a late fee of 2% per month of the total amount past due, and should a default in payment occur, I/my company will pay all reasonable collection costs, attorney fees and court expenses. If a suit is instated due to nonpayment, it is understood that THE BOHNING COMPANY, LTD. will be recognized as having venue and jurisdiction. In consideration of THE BOHNING COMPANY, LTD, extending credit to my/our company, I/we as (an) officer(s), do personally guarantee and indemnify THE BOHNING COMPANY, LTD, against loss or indebtedness from my/our company. This guaranty shall be a continuing and irrevocable guaranty which shall be binding upon me and my/our legal representatives, and notice of default waived. Information provided on this form is given for the purpose of obtaining credit, and is warranted to be true. THE BOHNING COMPANY, LTD. is authorized to contact the references on this application and verify my/our credit/financial history and experiences. Signed: \_\_\_\_\_ Soc. Sec. #: \_\_\_\_ Date: \_\_\_\_ Signed: \_\_\_\_\_ Date: \_\_\_\_\_ Return this application along with a copy of business or state tax license to: The Bohning Company Fax: 231-229-4615 7361 North 7 Mile Road Lake City MI 49651 salesorders@bohning.com Office Use Only Date Received: ID # Given: Sales Rep: Account Type: Credit Manager: Comments:

# Would you like to be added to our Dealer Locator on our website?

## If yes, please fill out the necessary information below

*Physica	<b>Store</b>	Front	Inform	ation
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Business Name :
Address :
City:
State:
Postal/Zip Code :
Country :
Phone (optional) :
Website (optional) :

## UNIFORM SALES & USE TAX CERTIFICATE—MULTIJURISDICTION

The below-listed states have indicated that this form of certificate is acceptable, subject to the notes on pages 2-4. The issuer and the recipient have the responsibility of determining the proper use of this certificate under applicable laws in each state, as these may change from time to time.

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certify that:	is engaged	d as a registered
ame of Firm (Buyer):	Whole	
ddress:	Retaile	
	Manur	
	Seller (	(California)
	Lessor	(see notes on pages 2-4)
		Specify)
nolesale, resale, ingredients e business of wholesaling, r	ow listed states and cities within which your firm would deliver put or components of a new product or service <sup>1</sup> to be resold, leased, or etailing, manufacturing, leasing (renting) the following:	rented in the normal course of business. We a
escription of Business:		
meral description of tangibi	e property or taxable services to be purchased from the seller:	
		and the second s
State Stat	e Registration, Seller's Permit, or ID State State Regi	stration, Seller's Permit, or ID
	iber of Purchasor Number o MO <sup>16</sup>	f Purobaser
AD.	NO:17	
A 772	NW	
CA <sup>3</sup>	NI	
CO⁴	NM <sup>4,18</sup>	
CT <sup>3</sup>	NC <sup>19</sup>	No.
DC <sup>6</sup>	ND	
FL <sup>7</sup> GA <sup>8</sup>	OH <sup>20</sup>	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
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Yr 4.10	90	
TA	SD24	
KS	TN	
KY <sup>11</sup>	TX <sup>23</sup>	
ME <sup>12</sup> MD <sup>13</sup>		
3.4114	11 / A 20	
L 1 1 5		
rther certify that if any prop	perty or service so purchased tax free is used or consumed by the fi	rm as to make it subject to a Sales or use Tax v
I want the four date discount	the proper taxing authority when state law so provides or inform the way hereafter give to you, unless otherwise specified, and shall	ne setter for added tax billing. This certificate s
I pay the tax due directly to	to may norealter give to you, liniess officerwise specified, and shall	be valid until canceled by us in writing or revol
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I pay the tax due directly to	one operation and small	oo vana anin concered by as in witting of toyon
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t pay the tax due directly to a part of each order which w the city or state.	vear or affirm that the information on this form is true and correct a	ns to every material matter.

## INSTRUCTIONS REGARDING UNIFORM SALES & USE TAX CERTIFCATE

#### To Seller's Customers:

In order to comply with the majority of state and local sales tax law requirements, the seller must have in its files a properly executed exemption certificate from all of its customers who claim a sales tax exemption. If the seller does not have this certificate, it is obliged to collect the tax for the state in which the property or service is delivered.

If the buyer is entitled to sales tax exemption, the buyer should complete the certificate and send it to the seller at its earliest convenience. If the buyer purchases tax free for a reason for which this form does not provide, the buyer should send the seller its special certificate or statement.

## Caution to Seller:

In order for the certificate to be accepted in good faith by the seller, seller must exercise care that the property or service being sold is of a type normally sold wholesale, resold, leased, rented or incorporated as a ingredient or component part of a product manufactured by buyer and then resold in the usual course of its business. A seller failing to exercise due care could be held liable for the sales tax due in some states or cities. Misuse of this certificate by seller, lessee, or the representative thereof may be punishable by fine, imprisonment or loss of right to issue certificate in some states or cities.

#### Notes:

- 1. Alabama: Each retailer shall be responsible for determining the validity of a purchaser's claim for exemption.
- 2. Arizona: This certificate may be used only when making <u>purchases</u> of tangible personal property for resale in the ordinary course of business, and not for any other statutory deduction or exemption. It is valid as a resale certificate only if it contains the purchaser's name, address, signature, and Arizona transaction privilege tax (or other state sales tax) license number, as required by Arizona Revised Statutes § 42-5022, *Burden of proving sales not at retail*.
- 3. California: A. This certificate is not valid as an exemption certificate. Its use is limited to use as a resale certificate subject to the provisions of Title 18, California Code of Regulations, Section 1668 (Sales and Use Tax Regulation 1668, Resale Certificate).
  - B. By use of this certificate, the purchaser certifies that the property is purchased for resale in the regular course of business in the form of tangible personal property, which includes property incorporated as an ingredient or component part of an item manufactured for resale in the regular course of business.
  - C. When the applicable tax would be sales tax, it is the seller who owes that tax unless the seller takes a timely and valid resale certificate in good faith.
  - D. A valid resale certificate is effective until the issuer revokes the certificate.
- 4. The state of Colorado, Hawaii, Illinois, and New Mexico do not permit the use of this certificate to claim a resale exemption for the purchase of a taxable service for resale.
- Connecticut: This certificate is not valid as an exemption certificate. Its use is limited to use as a resale certificate subject to Conn. Gen. State §§12-410(5) and 12-411(14) and an regulations and administrative pronouncements pertaining to resale certificates.
- 6. District of Columbia: This certificate is not valid as an exemption certificate. It is not valid as a resale certificate unless it contains the purchaser's D.C. sales and use tax registration number.
- 7. Florida: The Department will allow purchasers to use the Multistate Tax Commission's Uniform Sales and Use Tax Certificate-Multijurisdiction. However, the use of this uniform certificate must be used in conjunction with the telephonic or electronic authorization number method described in paragraph (3)(b) or (c) of rule SUT FAC 12A-1.039..
- 8. Georgia: the purchaser's state of registration number will be accepted in lieu of Georgia's registration number when the purchaser is located outside Georgia, does not have nexus with Georgia, and the tangible personal property is delivered by drop shipment to the purchaser's customer located in Georgia.

- 9. Hawaii allows this certificate to be used by the seller to claim a lower general excise tax rate or no general excise tax, rather than the buyer claiming an exemption. The no tax situation occurs when the purchaser of imported goods certifies to the seller, who originally imported the goods into Hawaii, that the purchaser will resell the imported goods at wholesale. If the lower rate or no tax does not in fact apply to the sale, the purchaser is liable to pay the seller the additional tax imposed. See Hawaii Dept. of Taxation Tax Information Release No. 93-5, November 10, 1993, and Tax Information Release No. 98-8, October 30, 1998.
- 10. Use of this certificate in Illinois is subject to the provisions of 86 Ill. Adm. Code Ch.I, Sec. 130.1405. Illinois does not have an exemption on sales of property for subsequent ease or rental, nor does the use of this certificate for claiming resale purchases of services have any application in Illinois.

The registration number to be supplied next to Illinois on page 1 of this certificate must be the Illinois registration or resale number; no other state's registration number is acceptable.

"Good faith" is not the standard of care to be exercised by a retailer in Illinois. A retailer in Illinois is not required to determine if the purchaser actually intends to resell the item. Instead, a retailer must confirm that the purchaser has a valid registration or resale number at the time of purchase. If a purchaser fails to provide a certificate of resale at the time of sale in Illinois, the seller must charge the purchaser tax.

While there is no statutory requirement that blanket certificates of resale be renewed at certain intervals, blanket certificates should be updated periodically, and no less frequently than every three years.

- 11. Kentucky: 1. Kentucky does not permit the use of this certificate to claim a resale exclusion for the purchase of a taxable service.
  - 2. This certificate is not valid as an exemption certificate. Its use is limited to use as a resale certificate subject to the provisions of Kentucky Revised Statute 139.270 (Good Faith).
  - 3. The use of this certificate by the purchaser constitutes the issuance of a blanket certificate in accordance with Kentucky Administrative Regulation 103 KAR 31:111.
- 12. Maine does not have an exemption on sales of property for subsequent lease or rental.
- Maryland: This certificate is not valid as an exemption certificate. However, vendors may accept resale certificates that bear the exemption number issued to a religious organization. Exemption certifications issued to religious organizations consist of 8 digits, the first two of which are always "29". Maryland registration, exemption and direct pay numbers may be verified on the website of the Comptroller of the Treasury at <a href="https://www.marylandtaxes.com">www.marylandtaxes.com</a>.
- Michigan: Effective for a period of three years unless a lesser period is mutually agreed t and stated on this certificate. Covers all exempt transfers when accepted by the seller in "good faith" as defined by Michigan statute.
- 15. Minnesota:
- A. Does not allow a resale certificate for purchases of taxable services for resale in most situations.
- B. Allows an exemption for items used only once during production and not used again.
- 16. Missouri:
- A. Purchases who improperly purchase property or services sales tax free using this certificate may be required to pay the tax, interest, additions to tax or penalty.
- B. Even if property is delivered outside Missouri, facts and circumstances may subject it to Missouri tax, contrary to the second sentence of the first paragraph of the above instructions.
- 17. Nebraska: A blanket certificate is valid 3 years from the date of issuance.
- 18. New Mexico: For transactions occurring on or after July 1, 1998, New Mexico will accept this certificate in lieu of a New Mexico nontaxable transaction certificate and as evidence of the deductibility of a sale tangible personal property provided:
  - a) this certificate was not issued by the State of New Mexico;
  - b) the buyer is not required to be registered in New Mexico; and
  - c) the buyer is purchasing tangible personal property for resale or incorporations as an ingredient or component part into a manufactured product.

- 19. North Carolina: This certificate is not valid as an exemption certificate or if signed by a person such as a contractor who intends to use the property. Its use is subject to G.S. 105-164.28 and any administrative rules or directives pertaining to resale certificates.
- 20. Ohio: A. The buyer must specify which one of the reasons for exemption on the certificate applies. This may be done by eircling or underlining the appropriate reason or writing it on the form above the state registration section. Failure to specify the exemption reason will, on audit, result in disallowance of the certificate.
  - B. In order to be valid, the buyer must sign and deliver the certificate to the seller before or during the period for filing the return.
- 21. Oklahoma would allow this certificate in lieu of a copy of the purchaser's sales tax permit as one of the elements of "properly completed documents" which is one of the three requirements which must be met prior to the vendor being relieved of liability. The other tow requirements are that the vendor must have the certificate in his possession at the time the sale is made and must accept the documentation in good faith. The specific documentation required under OAC 710-:65-7-6 is:
  - A) Sales tax permit information may consist of:
    - (i) A copy of the purchaser's sales tax permit; or
    - (ii) In lieu of a copy of the permit, obtain the following:
      - (I) Sales tax permit number; and
      - (II) The name and address of the purchaser:
  - B) A statement that the purchaser is engaged in the business of reselling the articles purchased;
  - C) A statement that the articles purchased are purchased for resale;
  - D) The signature of the purchaser or a person authorized to legally bind the purchaser; and
  - E) Certification on the face of the invoice, bill or sales slip or on separate letter that said purchaser is engaged in reselling the articles purchased.

Absent strict compliance with these requirements, Oklahoma holds a seller liable for sales tax due on sales where the claimed exemption is found to be invalid, for whatever reason, unless the Tax Commission determines that purchaser should be pursued for collection of the tax resulting from improper presentation of a certificate.

- 22. Pennsylvania: This certificate is not valid as an exemption certificate. It is valid as a resale certificate only if it contains the purchaser's Pennsylvania Sales and Use Tax eight-digit license number, subject to the provisions of 61 PA Code §32.3.
- 23. Rhode Island allows this certificate to be used to claim a resale exemption only when the item will be resold in the same form. They do not permit this certificate to be used to claim any other type of exemption.
- 24. South Dakota: Services which are purchased by a service provider and delivered to a current customer in conjunction with the services contracted to be provided to the customer are claimed to be for resale. Receipts from the sale of a service for resale by the purchaser are not subject to sales tax if the purchaser furnishes a resale certificate which the seller accepts in good faith. In order for the transaction to be a sale for resale, the following conditions must be present:
  - (1) The service is purchased for or on behalf of a current customer;
  - (2) The purchaser of the service does not use the service in any manner; and
  - (3) The service is delivered or resold to the customer without any alteration or change,
- 25. Texas: Items purchased for resale must be for resale within the geographical limits of the United States, its territories and possessions.
- 26. Washington: Resale certificates will be replaced by reseller permits issued by Department of Revenue, effective January 1, 2010.
- 27. Wisconsin allows this certificate to be used to claim a resale exemption only. It does not permit this certificate to be used to claim any other type of exemption.