



STATE OF OKLAHOMA

Declaration of Tobacco Product Importer Accepting Joint and Several Liability with Non- Participating Manufacturer for Escrow Compliance in Oklahoma And Appointing Resident Agent for Service of Process

This Declaration must be executed by an officer of the Importer with authority to bind the Importer to the requirements of Oklahoma law as stated below. Execution of this Declaration is an assertion that all information provided is true and correct, and that the Importer accepts and agrees to all the terms specified below.

1. Tobacco Product Importer Identification

Company's Full Legal Name:

Type of Business Entity (check one):

- Sole Proprietorship
- General Partnership
- Limited Partnership
- Corporation
- Limited Liability Company
- Other (specify): _____

State/Country where Created, Incorporated or Registered: _____

Include with Declaration:

- **A copy of the current Articles of Incorporation, Certificate of Limited Partnership, Articles of Organization, or comparable applicable document, including any amendments, must be attached to the declaration.**
- **A copy of the Importer's current Tobacco Importer's Permit issued by the United States Alcohol and Tobacco Trade Bureau, with any amendments.**

Trading As (list all names ever used):

Federal Employers Identification Number:

Federal Tobacco Importer Permit Number:

Physical Address:

Mailing Address:

Company Phone:

Contact:

Title:

Phone: _____ Facsimile: _____

Email: _____ Website: _____

Name, Title and Dates of Service for all Current and Past Officers, Directors and/or Partners:

If the Tobacco Product Importer is represented by outside counsel for the purpose of compliance with 68 O.S. §360.5-1, provide the following information:

Firm:

Attorney:

Address:

Phone: _____ Facsimile: _____

Email: _____

2. Importing Contract Information

The Importer identified above imports into the United States cigarettes manufactured by:

Tobacco Product Manufacturer's Name: _____

The cigarette brands imported by the Importer for the Manufacturer identified above are as follows:

The Importer imports these cigarettes under (check one):

- Written contract commencing _____ and expiring _____.
- Oral contract or informal agreement.

3. Acceptance of Joint and Several Liability

In accordance with 68 O.S. §360.5-1 of the Oklahoma statutes for all sales of the brands of cigarettes identified above which occur in Oklahoma, the Importer hereby accepts joint and several liability with the Tobacco Product Manufacturer, identified above for deposit of all escrow due, payment of all penalties imposed, and all costs and attorneys fees imposed in accordance with Sections 600.21 through 600.23 of Title 37 of the Oklahoma Statutes. This liability shall apply to such sales in Oklahoma commencing January 1st, and continuing until ninety days after written revocation of this acceptance is received in the Oklahoma Attorney General’s Office.

4. Appointment of Resident Agent for Service of Process in Oklahoma

The Importer appoints the resident agent in the State of Oklahoma identified below as its agent for the service of process on whom all process, and any action or proceeding against it concerning or arising out of the enforcement of Title 37 O.S. §600.21 through 600.23 may be served in any manner authorized by law:

Agent:

Company:

Address:

Phone: _____ Facsimile: _____

Email: _____

A Notice of Appointment of Registered Agent and Registered Agent Statement (OAG-TOB6) Must be Attached to this Declaration.

5. Execution of Declaration

I hereby affirm that all the information stated in this declaration is true and correct, and I hereby commit the Importer identified above to all the terms of this declaration.

Signature

Print

Title

STATE OF _____)
COUNTY OF _____) ss.
COUNTRY OF _____)

On _____, 20____, before me personally appeared _____,
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name
is subscribed to the instrument herein and acknowledged to me that he/she executed the same in his/her
authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf
of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature: _____

My Commission Number: _____

My Commission Expires: _____