

STATE OF VERMONT

IMPORTER ACCEPTANCE OF JOINT AND SEVERAL LIABILITY

IMPORTER INFORMATION:	
Business Name:	Contact Person:
Address:	City:
State:	Zip Code:
Telephone:	E-mail:

IS THE COMPANY REPRESENTED BY COUNSEL?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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IDENTIFICATION OF COUNSEL:	
Firm Name:	Counsel's Name:
Address:	City:
State:	Zip Code:
Telephone:	E-mail:

FEDERAL TOBACCO IMPORTER PERMIT NUMBER:

A copy of the permit issued by the U.S. Department of Treasury, Tobacco Tax Bureau must be included with this form.

NON-PARTICIPATING MANUFACTURER FOR WHOM LIABILITY IS ACCEPTED:	
Business Name:	Contact Person:
Address:	City:
State:	Zip Code:
Telephone:	E-mail:

BRAND FAMILIES BEING IMPORTED FROM NON-PARTICIPATING MANUFACTURER:	

THESE RYO AND CIGARETTE BRAND FAMILIES ARE IMPORTED UNDER:	
<input type="checkbox"/> A written contract commencing on	and ending
<input type="checkbox"/> An oral contract or informal agreement	

If the cigarette brand families are imported under a written contract, a copy of that contract must be included with this form.

ACCEPTANCE OF JOINT AND SEVERAL LIABILITY:
In accordance with 33 V.S.A. § 1925, for all sales of brands of cigarettes (including roll-your-own tobacco) identified above occurring in the State of Vermont, the Importer hereby accepts joint and several liability with the Non-Participating Manufacturer (NPM) identified above for deposit of all escrow due, payment of all penalties imposed, and all costs and attorney's fees imposed for escrow liability under 33 V.S.A. § 1914. The Importer, by signing below, becomes individually liable for all obligations of the NPM identified above under 33 V.S.A. § 1914. This acceptance of joint and several liability shall remain in effect until the Importer withdraws from

this obligation by giving 60 days advance notice by registered mail to the Office of the Vermont Attorney General, provided such withdrawal shall not release said Importer from any liability existing hereunder at the time of the effective date of the said withdrawal and, further provided that said 60 days shall begin to run on the day following receipt of notice by the Office of the Vermont Attorney General. More particularly, all obligations existing on the effective date of the Importer's withdrawal, including but not limited to any escrow obligations, penalties, costs and attorney's fees, shall continue to be protected by this agreement, even though no cause of action has accrued at the time of the withdrawal, until the running of the statute of limitations on actions claiming against this obligation.

Signature of Importer:

CONSENT TO SUIT:

The above-named Importer does hereby consent that any action or proceeding against it pursuant to 33 V.S.A. §§ 1913–1925 by the State of Vermont may be commenced in any state court of competent jurisdiction within Vermont.

Signature of Importer:

ADDITIONAL REQUIRED DOCUMENTATION:

- ☐ Proof of Authority to accept joint and several liability for Non-Participating Manufacturer under 33 V.S.A. § 1925.
- ☐ Proof of Authority consent to suit on behalf of the Importer, *e.g.*, a resolution by the Importer specifically agreeing to the consent to suit provision, as well as any required approval by an applicable governmental agency, whether federal, state, county or tribal.
- ☐ Proof of authority given to the signing party to execute this agreement.

Under penalty of perjury, I certify and declare that all of the statements and information contained in this document, including any accompanying statements or attachments hereto, are true, correct, accurate and complete, and that I am an officer or director of the Importer making this certification and am a person authorized to bind the Importer either under the laws of the State of Vermont or the jurisdiction where the importer resides or is organized.

SIGNATURE:

Authorized Designee:	Title:
Designee Signature:	Date:

NOTARY:

Subscribed and sworn to before me on this date:
Signature of Notary Public:
City/County of:
My Commission Expires:

Seal of Notary must be included and should overlap the right-hand column of the above box.

IMPORTER'S AGENT FOR SERVICE OF PROCESS, PURSUANT TO 33 V.S.A. § 1920(a), IS THE VERMONT SECRETARY OF STATE.

EMAIL THE COMPLETED FORM TO: ago.tobaccoenforcement@vermont.gov

This form, including attachments, must be received on or before **April 30, 2024**.
This form will be returned and left unprocessed unless **all** fields are completed and **all** required attachments have been received.