



APPLICATION TO CONDUCT  
GOING OUT OF BUSINESS SALE  
PURSUANT TO NEW YORK STATE GENERAL  
BUSINESS LAW ARTICLE 29-F, SECTIONS 580 - 596

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Note: This application is required to be sworn to under oath. Any false swearing is punishable as provided in the Penal Law of the State of New York.

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1. NAME AND ADDRESS OF APPLICANT: Fill in the exact legal name and address of the person or entity to whom the license is proposed to be issued (the "Applicant"). (Attach additional sheets where necessary.)
  - (a) If the Applicant is a corporation, list its exact full name as it appears on its Certificate of Incorporation, any DBA it operates under, together with the date and state of incorporation, the names and addresses of all officers.
  - (b) If the Applicant is a partnership, joint venture or LLC with more than one (1) member, list its exact full name and address as it appears on the Partnership Agreement or LLC Certificate, any DBA it operates under, together with the full name and address of each partner or member, as the case may be.
  - (c) If the Applicant is an individual, sole proprietorship, or individual DBA, list the exact name and address of the Applicant.  

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  - (d) If the Applicant is a corporation, has a controlling interest in the corporation been transferred within the past six months? Yes \_\_\_\_\_ No \_\_\_\_\_  
  
If Yes, state the names and addresses of all persons from whom the controlling interest was purchased.  

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2. State the name, address and phone number of the person or persons who will be in charge of and conduct the sale.  

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3. State the exact address at which the proposed sale will be conducted.  

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4. State the length of time the Applicant has been in business at such location. \_\_\_\_\_

5. When will the proposed sale begin? \_\_\_\_\_ End? \_\_\_\_\_
6. Does the Applicant own or lease the sale location? Own \_\_\_\_\_ Lease \_\_\_\_\_
7. If leased, when does the lease terminate? \_\_\_\_\_
8. Is the Applicant the owner of the goods proposed to be sold? \_\_\_\_\_
9. Why must the goods be sold in an urgent manner? \_\_\_\_\_
10. State the name of the sale. (I.e. "Going Out of Business Sale", "Liquidation", "Fire Sale"):  
\_\_\_\_\_

11. If the application is for a "Going Out of Business" or similar type of sale, will the business be reopened at another location? Yes \_\_\_\_\_ No \_\_\_\_\_

If Yes, state the new location, whether such reopened business will be owned or operated by the Applicant and the name of such reopened business.

\_\_\_\_\_  
\_\_\_\_\_

12. Attach a complete, detailed and itemized inventory of the goods and merchandise to be offered at such sale, including; quantity, make, brand name, model, manufacturer's number and any other information required to clearly identify the goods.

The Applicant shall provide the total retail value of the inventory to be sold, said value being based upon the inventory used for the Applicant's most recent federal tax return, adjusted for subsequent purchases and sales.

The Applicant shall also list separately any inventory purchased and received within the ninety days prior to the date of this application.

13. By executing this Application, the Applicant hereby certifies as follows:
  - A. No goods, wares, or merchandise will be added to the inventory after the sale has begun,
  - B. All goods, wares and merchandise included in the attached inventory have been purchased by Applicant for resale on orders with no cancellation privileges and such inventory contains no goods, wares or merchandise purchased on consignment, and
  - C. No goods, wares or merchandise listed in the inventory have been the subject of a licensed sale conducted within one year prior to the date of this Application, unless they were damaged by fire, smoke or water while in the possession of the Applicant.

14. Items required for issuing the license:

- A certified check for \$425.00 check payable to the Town of Victor for a 30-day Going Out of Business sale must be deposited with the Town Clerk.

- Non-refundable certified check payable to the Town of Victor in the amount of \$75.00 must be deposited with the Town Clerk.

15. Items required for extending the sale for additional 30 days:

- Certified check for \$50.00 to extend the sale an additional 30 days. This check shall be provided together with an extension form requesting an extension and certifying the inventory as provided in the original Application has not changed since the filing of the original Application. The form and the check shall be presented to the Town Clerk a minimum of 10 days prior to the expiration of Original License.

16. Within thirty days of the termination of the sale, the Applicant shall submit to the Town Clerk a statement providing the retail value of the goods, wares or merchandise not disposed of during the sale and the ultimate disposition thereof and, if transferred, the name, address and business, if any, of the transferee.

**Note:** The \$425.00 certified check will be held by the Town Clerk until notified that the sale has ended at which time \$425.00 will be refunded to the Applicant if the Application has not otherwise been denied or revoked, the sale has concluded in compliance with NY Law, and the store is closed within 60 days of the issuance of the License.

The undersigned Applicant has read this completed application and knows the contents thereof and swears that the same is true to Deponent's knowledge.

Dated: \_\_\_\_\_

\_\_\_\_\_  
(Name of Applicant)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Printed Name and Title of Signer)

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Town Clerk or Notary Public

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**CLERK'S USE ONLY**

Date sale to begin \_\_\_\_\_

Date sale to end \_\_\_\_\_

Date license issued \_\_\_\_\_

License # \_\_\_\_\_ - 20\_\_\_\_

- Itemized inventory list.

Received by \_\_\_\_\_ Date \_\_\_\_\_

- Certified check for \$425.00 payable to the Town of Victor.

Received by \_\_\_\_\_ Check # \_\_\_\_\_ Date \_\_\_\_\_

Deposit Refunded \_\_\_\_\_ By \_\_\_\_\_

- Non-refundable certified check for \$75.00 payable to the Town of Victor,

Received by \_\_\_\_\_ Check # \_\_\_\_\_ Date \_\_\_\_\_

- Extending the sale for additional 30 days:  
Non-refundable certified check for \$50.00 and a form requesting extension within  
minimum of 10 days prior to the expiration of Original License.

Received by \_\_\_\_\_ Check # \_\_\_\_\_ Date \_\_\_\_\_

- Final statement of inventory.

Received by \_\_\_\_\_ Date \_\_\_\_\_