

**FORM SA**

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(To be left blank by all Applicants)

Name \_\_\_\_\_  
Location \_\_\_\_\_  
Classification \_\_\_\_\_

License No. \_\_\_\_\_  
Date Issued \_\_\_\_\_  
License Fee Received \_\_\_\_\_  
Investigation Fee Received \_\_\_\_\_

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(To be filled in by all Applicants)

**APPLICATION FOR LICENSE PURSUANT TO  
THE SALE OF CHECKS ACT**

To: Alabama Securities Commission  
PO BOX 304700  
Montgomery, AL 36130-4700

401 Adams Ave, Suite 280  
Montgomery, AL 36104

Date \_\_\_\_\_

The undersigned hereby makes application for a license under the provisions of the Sale of Checks Act. Ala. Code Section 8-7-1. et. al. to engage in the business of selling, issuing or otherwise dispensing checks, drafts, money orders or other instruments for the transmission or payment of money and/or the business of receiving money as agent for obligors for the purpose of paying such obligors' bills, invoices or accounts in the State of Alabama. For the purpose of such application, the undersigned submits the following information:

1. (a) The full name of the Applicant is \_\_\_\_\_
- (b) The Applicant is a \_\_\_\_\_  
(Proprietorship, Corporation, Individual, Partnership, Joint Stock Association, Limited Liability Corporation)
- (c) If the Applicant is a corporation, the state of incorporation is \_\_\_\_\_  
  
Is Corporation qualified to do business in the State of Alabama? YES \_\_\_\_\_ NO \_\_\_\_\_

2. The address of the Applicant's principal office in the State of Alabama is:

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(street) (city) (county) (state) (zip)

3. If the Applicant is a foreign corporation, the address of the principal office of the corporation is:

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(street) (city) (county) (state) (zip)

4. The trade name under which the Applicant proposes to operate, if any, is:

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5. If the Applicant is a corporation, state separately the full name and business address of each officer and director of the Applicant:

name	office	address

6. If the Applicant is a partnership or an association or limited liability corporation (other than a Joint Stock Association with fifty (50) or more members), state separately the full name and business address of each member:

name	office	address

7. If the Applicant is a Joint Stock Association having fifty (50) or more members, state the name and business address of the association and each officer and director thereof:

Name of Association	Business Address

  

Name	Office Held	Business Address

### GENERAL QUESTIONS

1. Are you now or have you ever been engaged in the business of selling, issuing or otherwise dispensing checks, drafts, money orders or other instruments for the transmission or payment of money in Alabama or any other state? YES \_\_\_\_\_ NO \_\_\_\_\_

2. If the answer to Question number (1) is yes, please identify every state in which you have ever engaged in the business. \_\_\_\_\_

3. Have you ever engaged in the business of selling, issuing or otherwise dispensing checks, drafts or money orders or other instruments for the transmission or payment of money in the State of Alabama prior to the filing of this application? YES \_\_\_\_\_ NO \_\_\_\_\_

If so, for how long? \_\_\_\_\_

4. Please provide in detail a description of your current business. \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Attach additional pages if needed.

5. Please provide in detail you prior business activities. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Attach additional pages if needed.

6. Are you now engaged in the business of receiving money as agent for obligors for the purpose of paying obligors' bills, invoices or accounts? YES \_\_\_\_\_ NO \_\_\_\_\_. If you answer yes, please provide details of this business: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

7. If the answer to either or both of the previous questions is yes, please provide detail concerning the experience of your officers, managing partners, principals, etc. in this type of business: (attach additional sheet of paper, marked Exhibit A, if necessary) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

8. Do you propose to carry on, or engage in, any other business? YES \_\_\_\_\_ NO \_\_\_\_\_. If the answer is "yes", describe other business, or businesses, in detail \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

9. Do you propose to operate at more than one location within the State of Alabama?  
YES \_\_\_\_\_ NO \_\_\_\_\_

Please state the number of additional locations. \_\_\_\_\_

10. If your answer is "yes", please list each of these locations, stating the business address of each location, and representatives by each location. This exhibit should be marked Exhibit B and attached to this application.

**DISCIPLINARY QUESTIONS**

**DEFINITIONS:**

"Applicant" shall mean and include an individual applicant as well as the officers, directors and controlling persons of any proprietorship, corporation, partnership, limited liability corporation or joint stock association applicant.

1. In the past ten years has the applicant been convicted of or pleaded guilty or noloc ontendre ("no contest") to:

- (a) A felony or misdemeanor involving:  
Investment or an investment-related business  
Fraud, false statement, or omission  
Wrongful taking of property or  
Bribery, forgery, counterfeiting, or extortion

YES \_\_\_\_\_ NO \_\_\_\_\_

- (b) Any other felony?

YES \_\_\_\_\_ NO \_\_\_\_\_

2. Has any other federal regulatory agency or any state regulatory agency:

- (a) Ever found the applicant to have made a false statement or omission or been dishonest, unfair, or unethical?

YES \_\_\_\_\_ NO \_\_\_\_\_

- (b) Ever found the applicant to have been a cause of a sales of check business having its authorization to do business denied, suspended, revoked, or restricted?

YES \_\_\_\_\_ NO \_\_\_\_\_

- (c) In the past ten years, entered an order against the applicant in connection with a sales of check business?

YES \_\_\_\_\_ NO \_\_\_\_\_

- (d) Ever denied, suspended, or revoked the applicant's registration or license, prevented it from associating with a sales of check business, or otherwise disciplined it by restricting its activities?

YES \_\_\_\_\_ NO \_\_\_\_\_

**THE APPLICANT, BY THE EXECUTION OF THIS APPLICATION, ACKNOWLEDGES AND AGREES TO BE BOUND BY THE FOLLOWING CONDITIONS AND WARRANTIES:**

1. Applicant agrees to operate the business in compliance with all orders, decisions or findings of the Alabama Securities Commission.

YES \_\_\_\_\_ NO \_\_\_\_\_

2. The Applicant agrees to maintain adequate records which disclose the true status of the Applicant's business, and will make such records available for examination, upon request, by representatives of the Alabama Securities Commission.

YES \_\_\_\_\_ NO \_\_\_\_\_

3. The Applicant agrees to maintain sufficient bank deposit balances at all times to cover the Applicant's liability on account of checks, drafts, money orders or other instruments for the transmission or payment of money and the receiving of money as agent for obligors.

YES \_\_\_\_\_ NO \_\_\_\_\_

4. The Applicant agrees to deliver to the Alabama Securities Commission the license issued by the Commission if the same is not renewed or if the license is revoked or voluntarily surrendered.

YES \_\_\_\_\_ NO \_\_\_\_\_

5. The Applicant agrees that, upon receiving a license under the Act, it will maintain a bank deposit account for the business for which this license application is being filed. Applicant will keep and maintain in this account, at all times, a minimum amount equal to all outstanding liabilities.

YES \_\_\_\_\_ NO \_\_\_\_\_

**OBLIGOR AGENT QUESTIONNAIRE**

The following information is to provide documentation that your business of receiving money as an agent for obligors will be conducted honestly, fairly, equitably, carefully, and efficiently. The answers should be detailed and complete.

1. (a) Describe the process whereby this company will receive obligors money, account for such receipt, safeguard such money, and transmit the money to the designated oblige.

(b) Do you maintain any form of general procedures manual? If so, please attach a copy to this application.

2. Describe the audit procedure used to verify the processing steps described in response to question 1(a). A statement from your accountant supporting this answer will be helpful and may be required.

3. Will a separate bank account be used for the deposit of the obligor's money and the transmittal of money to obligees?

Name and address of bank:

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

Account No: \_\_\_\_\_

**SIGNATURE OF APPLICANT**

For sole proprietor \_\_\_\_\_  
(Proprietor)

For Partnership \_\_\_\_\_  
(Name of partnership)

BY \_\_\_\_\_  
(General Partner)

(Seal of Corporation)

For Corporation, etc. \_\_\_\_\_  
\_\_\_\_\_  
(Name of Corporation)

BY \_\_\_\_\_  
(Name)

ITS: \_\_\_\_\_  
(Title)

For Limited Liability Corporation, Limited Liability Partnership \_\_\_\_\_

BY \_\_\_\_\_  
(Its Managing Member/Shareholder)

This application must be executed by a principal officer, partner or principal on behalf of the Applicant. Please complete the attached Reference form with your application.

STATE OF \_\_\_\_\_

SS.

COUNTY OF \_\_\_\_\_

The undersigned being duly sworn deposes and says that he has executed the foregoing application for and on behalf of the applicant named therein, that he is \_\_\_\_\_ of such applicant and is fully authorized to execute and file such application; that he is familiar with such application; and that to the best of his knowledge, information and belief, the statements made in such application and the statements made in the exhibits submitted therewith, are true.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
(Notary Public)

My commission expires: \_\_\_\_\_

## REFERENCES

The following are the names and address of five references submitted on behalf of the Applicant for a license issued pursuant to the Sale of Checks Act.

<u>Name</u>	<u>Address</u>	<u>State</u>
1	_____	_____
2	_____	_____
3	_____	_____
4	_____	_____
5	_____	_____