

Manufacturer Name:

Bond Number:

Surety Name:

Effective Date:

COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL
TOBACCO ENFORCEMENT SECTION
STRAWBERRY SQUARE, 15TH FLOOR
HARRISBURG, PA 17120

Phone: 717-783-1794

Email: PAVapeDirectory@attorneygeneral.gov

ENDS MANUFACTURER BOND

ENDS Manufacturer Information (Principal)

Principal Name:			
Street Address:			
City:		State/Territory:	
Zip Code:		Country:	
Phone Number:		Email Address:	
Contact Person:			
Contact Phone:		Contact Email:	

Corporate Surety Information (Surety)

Must be located within Pennsylvania and approved by Attorney General

Surety Name:			
Street Address:			
City:		State:	
Zip Code:		Country:	
Phone Number:		Email Address:	
Effective Date:		Bond Number:	
Attorney-in-Fact:			
Contact Person:			
Contact Phone:		Contact Email:	

Attach a certified copy of Power-of-Attorney nominating, constituting and appointing Attorney-in-Fact for Surety.

Manufacturer Name:

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Effective Date:

WHEREAS, pursuant to the Electronic Nicotine Delivery System Directory Law (72 P.S. § 206-I), for an ENDS manufacturer’s brand families to be listed and remain on the Pennsylvania ENDS Directory, the manufacturer must post a bond for the sole benefit of the Commonwealth of Pennsylvania,

AND WHEREAS, such bond shall be posted by a surety bond company located within the Commonwealth of Pennsylvania, approved by the Attorney General and conditioned on the ENDS manufacturer’s compliance with its duties and obligations pursuant to the Electronic Nicotine Delivery System Directory Law (72 P.S. § 206-I),

AND WHEREAS, pursuant to the Electronic Nicotine Delivery System Directory Law (72 P.S. § 206-I), such bond is subject to execution by the Commonwealth of Pennsylvania for the costs of destruction of the manufacturer’s product to the extent it exceeds the amounts recovered from the person from whom such product is confiscated or a surety for the person, and to recover civil penalties, costs and fees assessed against the manufacturer under 72 P.S. § 206-1,

AND WHEREAS, at the time of initial certification, and each annual certification thereafter, such bond must be posted pursuant to the Electronic Nicotine Delivery System Directory Law (72 P.S. § 206-I),

AND WHEREAS, the above ENDS manufacturer desires for its brand families to appear or remain on the Pennsylvania ENDS Directory and to execute this Bond as collateral toward performance of its duties and obligations pursuant to the Electronic Nicotine Delivery System Directory Law (72 P.S. § 206-I),

BE IT KNOWN, that the above-named ENDS manufacturer, as Principal, and the corporate surety listed above, as Surety, are held and firmly bound unto the Commonwealth of Pennsylvania, as Obligee, in the full and just sum of:

_____ DOLLARS (\$ _____),

lawful money of the United States of America, and we as Principal and Surety do hereby intend to legally bind ourselves, jointly and severally, our heirs, executors, administrators, successors and assigns firmly by these presents.

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NOW, THEREFORE, the condition of this obligation is such that if the above-named ENDS manufacturer, as Principal, and, if applicable, its importer, shall faithfully and truly fulfill all of its duties and obligations under the Electronic Nicotine Delivery System Directory Law (72 P.S. § 206-I) and the then this obligation shall be void; otherwise it shall remain in full force and effect.

PROVIDED, HOWEVER, this bond is issued subject to the following express conditions:

1. The aggregate accumulated liability of the Surety under this bond shall in no event exceed the sum stated herein, for any and all claims which may accrue during the term thereof.
2. Surety, by executing and issuing this bond, agrees that Surety is a corporate surety or insurance company located and authorized to do business within the Commonwealth and is not an affiliate of any tobacco product manufacturer or ENDS manufacturer.
3. This bond shall become effective on the effective date listed above and continue in effect until the Surety withdraws from this bond by giving at least 60 days advance written notice by registered mail to the Pennsylvania Office of Attorney General, Tobacco Enforcement Section, 15th Floor Strawberry Square, Harrisburg, Pennsylvania 17120, with copy sent via electronic mail to PAVapeDirectory@attorneygeneral.gov, provided that no such withdrawal may be made until at least one year after the effective date of this bond and that said 60 days advance notice shall begin to run on the day following receipt of notice by the Tobacco Enforcement Section.
4. All obligations existing on the date that Surety's withdrawal becomes effective, including but not limited to obligations to cover the costs of destruction and to recover civil penalties, costs and fees assessed against the manufacturer, shall continue to be secured by this bond, even though no cause of action has accrued at the time of the withdrawal,

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Surety Name:

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IN WITNESS WHEREOF, this bond is signed and sealed by the Principal and Surety listed above this ____ day of _____, 20__.

Principal (sign) (SEAL)

Surety (sign) (SEAL)

By (print name)

By (print name)

Title

Title

Street Address

Street Address

City, State, Zip Code

City, State, Zip Code

Subscribed and sworn to me on the ____ day of _____, 20__,
by Surety's agent, _____, personally known to
me or proved to me on the basis of satisfactory evidence to be the person(s)
who appeared before me. Witness by my hand and official seal.

Notary Public

My Commission Expires: _____