

Manufacturer Name:

Customs ID No.:

Importer Name:

Date of Declaration:

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 IMPORTER DECLARATION

Importer Information

Importer Name:			
Street Address:			
City:		Phone Number:	
State/Territory:		Email Address:	
Zip Code:		Contact Person:	
U.S. Customs ID No.:			
Required Attachments: <ul style="list-style-type: none"> ○ Any contracts related to importing the manufacturer’s ENDS products. ○ Proof of declarant’s authority to sign on behalf of the importer. ○ If importer is located outside of Pennsylvania, a letter from the importer’s resident agent for service of process confirming the agent’s appointment. 			
Identify all brand families that have been, are being, or will be imported from the manufacturer below during the current and prior calendar years:			

ENDS Manufacturer Information

Manufacturer Name:			
Address:			
City, Postal Code:			
Country:			
Phone Number:		Email Address:	
Contact Person:		Contact Phone Number:	

Manufacturer Name:

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Declarations

On behalf of myself and the importer listed above and based upon my personal knowledge, by initialing and signing below I make the following declarations **under penalty of perjury and subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.** I hereby declare:

(The declarant must initial each declaration below)

(i) The importer accepts joint and several liability with the ENDS manufacturer for payment of civil penalties, costs, expenses and attorney fees related to the ENDS manufacturer’s failure to comply with. 72 P.S. §206-I. _____
(Initial)

(ii) The importer consents to personal jurisdiction in this Commonwealth for the purposes of claims by the Commonwealth for any payment of all civil penalties, fees, costs, expenses and attorney fees due. _____
(Initial)

(iii) The importer has appointed an agent for service of process in this Commonwealth of Pennsylvania according to the same requirements under 72 P.S. §206-I(c). _____
(Initial)

(v) The importer agrees to provide any information required under the Electronic Nicotine Delivery System Directory, 72 P.S. §206-I to the Pennsylvania Office of Attorney General. _____
(Initial)

(vi) The declarations made and information contained in this Declaration and its attachment(s) are true, accurate, and complete. _____
(Initial)

(vii) I have read and understand this Declaration and the statutory requirements, included all information and attachments requested above, and provided a copy of this Declaration to the importer’s staff responsible for compliance with laws and regulations. _____
(Initial)

(viii) I am an officer or director of the importer and duly authorized under the laws of the Commonwealth of Pennsylvania or the jurisdiction where the importer resides or is organized to make this Declaration and to bind the importer by signing this Declaration. _____
(Initial)

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Statutory Obligations

Pursuant to the Electronic Nicotine Delivery System Directory, 72 P.S. §206-I, in the case of an ENDS manufacturer whose ENDS products are manufactured outside the United States:

- In order to have its brand families appear on the Pennsylvania ENDS Directory, an ENDS manufacturer must submit a Declaration on a form prescribed by the Attorney General and signed by each of its importers into the United States who sell ENDS into Pennsylvania. 72 P.S. §206-I(c).
- Such Declaration shall state that (i) the importer accepts joint and several liability with the ENDS manufacturer for payment of civil penalties, costs, expenses and attorney's fees related to the ENDS manufacturer's failure to comply with 72 P.S. §206-I as required, (ii) the importer consents to personal jurisdiction within the Commonwealth of Pennsylvania for the purposes of claims by the Commonwealth for payment of civil penalties, costs, expenses and attorney's fees related to the escrow obligations, (iii) the importer has appointed an agent for service of process in this Commonwealth according to the same requirements under 72 P.S. §206-I(c), and (v) the importer agrees to provide any information required under this section. 72 P.S. §206-I(c).
- Such Declaration must be on a form prescribed by the Attorney General and executed by an individual authorized by the importer to bind the importer to the requirements of Pennsylvania law, including, without limitation, the Electronic Nicotine Delivery System Directory, 72 P.S. §206-I.

Notwithstanding whether an importer Declaration is signed or submitted, each importer of any ENDS manufacturer's brand families that are sold in Pennsylvania shall bear joint and several liability for each obligation to deposit escrow and pay civil penalties, fees, costs and attorney fees due under the 72 P.S. §206-I(c).

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Customs ID No.:

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IN WITNESS WHEREOF, this Declaration is made and signed by the importer
this ____ day of _____, 20__.

Declarant Signature

Date of Declaration

Name (print)

Declarant's Phone No.

Title

Declarant's Email Address

Subscribed and sworn to me on the ____ day of _____, 20__,
by Declarant, _____, 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: _____