American Florist Supply, Inc., dba Bay State Farm Direct Flowers

One Progress Way
Wilmington, MA 01887
978-658-2400
sales@baystateflowers.com

Customer Account Application and Agreement

Legal Business Name: ____________________

___ Corporation ___ Sole Proprietorship ___ Partnership ___ Non-Profit

Owner: ____________________ Owners Title: __________

Address: ____________________ Date Established: __________

____________________ State of Incorp: __________

City: __________ State: ______ Zip Code: __________ Federal Tax ID#: __________

Phone: ____________________ Mobile Phone: ____________________

Email: ____________________

Home address if different from above: ____________________

____

Buying from which location? ___ Wilmington MA ___ Bedford NH ___ Cranston RI ___ East Patchogue NY

Payment is due at the time of transaction. Personal checks are not accepted within 90 days of application.

Preferred Payment Method: ___ Cash ___ Company Check ___ Credit Card ___ Debit Card

(Please read and sign disclosure below.)

By signing this customer agreement, the individual executing this application represents and warrants to Bay State that:

- The information provided in this application is accurate and complete;
- An accurately completed Resale Tax Certificate and copy of State Resale License are included if required;
- All purchases from Bay State are for commercial and/or resale purposes only;
- Payment is due at the time of transaction unless an officer of Bay State authorizes an exception;
- Consent is given to Bay State to receive advertising and marketing materials;
- All claims and/or credit requests must be made within 24 hours of receipt. If the product is not returned, photos detailing the issue must be provided within 24 hours and acknowledged by a salesperson or officer of Bay State;
- All NSF checks will incur a fee of $40.00 per incident and need to be repaid within 10 days of occurrence;
- All unpaid balances will incur an annual interest rate of no less than 1.5% per month and 18% per annum;
- In the case of non-payment, all finance charges, collection, and attorney fees will be paid by the customer;
- Customer agrees to submit to the personal jurisdiction and the laws of the state of Massachusetts as well as the personal jurisdiction of any state which Bay State is able to and chooses to initiate legal action;
- There is clear understanding and unconditional agreement without protest to all of the terms detailed above.

Applicant Signature: ____________________ Applicant Title: __________

Applicant Name (Print) ____________________ Date: __________

Please include a completed State Resale Tax Certificate and copy of your State Business License.

Rev. 8/16

Massachusetts Department of Revenue

Form ST-4
Sales Tax Resale Certificate

Name of purchaser | Account ID number or Federal ID number

Address

City/Town | State | Zip

Type of business in which purchaser is engaged:

Type of tangible personal property or service being purchased (be as specific as possible):

Name of vendor from whom tangible personal property or services are being purchased:

Address | City/Town | State | Zip

I hereby certify that I hold a valid Massachusetts Vendor's Registration, issued by the Commissioner of Revenue, pursuant to Massachusetts General Laws, Chapter 64H, section 7, and that I am in the business of selling the kind of tangible personal property or services being purchased under this certificate, and that I intend to sell such property or services in the regular course of my business.

Signed under the penalties of perjury.

Signature of purchaser | Title | Date

Check applicable box: ☐ Single purchase certificate ☐ Blanket certificate

Notice to Vendors

1. Massachusetts General Laws assume that all gross receipts of a vendor from the sale of tangible personal property and services are from sales subject to tax, unless the contrary is established. The burden of proving that a sale of tangible personal property or service by any vendor is not a retail sale is placed upon the vendor unless he/she accepts from the purchaser a certificate declaring that the property or service is purchased for resale.

2. A resale certificate relieves the vendor from the burden of proof only if it is taken in good faith from a purchaser who is engaged in the business of selling tangible property or services and who holds a valid Massachusetts sales tax registration.

3. The good faith of the vendor will be questioned if he/she has knowledge of facts which give rise to a reasonable inference that the purchaser does not intend to resell the property or services. For example, knowledge that a purchaser of particular merchandise is not engaged in the business of selling the kind of merchandise or service he/she is purchasing under this certificate would constitute grounds to question the good faith of the vendor.

4. The vendor must make sure that the certificate is filled out properly and signed before accepting it.

5. The vendor must retain this certificate as part of his/her permanent tax records.

If you have any questions about the acceptance or use of this certificate, please contact: **Massachusetts Department of Revenue, Customer Service Bureau, PO Box 7010, Boston, MA 02204, or call (617) 887-MDOR or toll-free, in-state 1-800-392-6089.**

Notice to Purchasers

1. This certificate is to be used when the purchaser intends to resell the tangible personal property or service in the regular course of business. Manufacturers claiming an exempt use of the materials, tools and fuel which will be used in the manufacture, processing or conversion of tangible personal property should use Form ST-12, Exempt Use Certificate. Tax-exempt organizations making purchases for other than resale are to use Form ST-5, Exempt Purchaser Certificate.

2. The purchaser must hold a valid Massachusetts vendor registration. If you need to apply for a registration, go to mass.gov/dor and click on MassTaxConnect to complete an online application for registration.

3. This certificate must be signed by and bear the name and address of the purchaser and his/her Account ID number or Federal Identification number. This certificate must also indicate the type of tangible personal property purchased and resold by the purchaser.

4. If a purchaser who gives a certificate makes any use of the property other than retention, demonstration or display while holding it for sale in the regular course of business, such property will be subject to the Massachusetts sales or use tax, as of the time the property is first used by him/her.

5. If you are engaged in a service activity, and are unsure as to the eligibility of the tangible personal property being purchased for resale, see the regulation on Service Enterprises, 830 CMR 64H.1.1.

6. For further information about the use of resale certificates, see the regulation on Resale and Exempt Use Certificates, 830 CMR 64H.8.1.

Warning: Willful misuse of this certificate may result in criminal tax evasion sanctions of up to one year in prison and $10,000 ($50,000 for corporations) in fines.