



Carolina Wine & Spirits Company Classic Wine Imports, LLC Commonwealth Wine & Spirits, LLC United Liquors, LLC

Credit Application and Personal Guaranty

500 John Hancock Road | Taunton, MA 02780-6958 Tel: 800-862-4585 | Fax: 781.380.6930 Attn: Credit & Collections Department E-mail: creditapps@martignetti.com

Please complete two (2) pages and include a copy of your Alcohol License and completed W-9

Legal Entity on License (hereinafter the "Licensee") D/B/A
Street Address (No P.O. Box) City/State/Zip
Phone Number Fax Number Manager Name A/P Contact Name A/P Email (for e-statements) Company Website

MONTHLY STATEMENT: YES or NO MONTHLY STATEMENT AVAILABLE BY E-MAIL ONLY
PAYMENT METHOD: ON-LINE PAYMENT COMPANY CHECK ACH TRANSFER
ON-LINE ACCOUNT/PAYMENT ACCESS: YES or NO IF YES, Email Address for User:

DOES YOUR COMPANY USE PURCHASE ORDER NUMBERS WHEN ORDERING: YES or NO
COMPANY PROFILE: (FEDERAL ID OR SOCIAL SECURITY NUMBER REQUIRED BY MASS DOR)
(Check one): Sole Proprietor Partnership Corporation S Corp. LLC

- Years of business under present ownership: Years in industry:
Does Licensee own another Liquor License? Yes No
If yes: Name(s) and location(s)
Federal ID Number (for Corporation, LLC, or Partnership):
OR Social Security Number (for Sole Proprietorship):

OFFICERS, PRINCIPALS AND BUYERS:
Name Title Residence Phone Number
Name Title Residence Phone Number
Buyer Name(s) Title E-mail Phone Number

LICENSE INFORMATION:
License Type: On-premise Off-premise All Alcoholic Beverage Wine/ Malt Only
Wine/Malt/Cordial Non-Alcoholic Seasonal All Alcoholic Seasonal Wine & Malt
Date Issued New Transfer - If transferred, from whom?

CREDIT/TRADE REFERENCES:
Name Street City/State/Zip Phone Number A/C Number
Name Street City/State/Zip Phone Number A/C Number

BANK REFERENCE:
Name Street City/State/Zip Phone Number A/C Number Bank Official

Special Delivery Instructions:

I hereby certify that all statements made in this Credit Application are true and correct, and made for the express purpose of obtaining credit. I understand that Martignetti Companies (Martignetti Grocery Co., LLC, Carolina Wine & Spirits Company, Classic Wine Imports, LLC, Commonwealth Wine & Spirits, LLC, and United Liquors, LLC, and its divisions Century, Connoisseur and Excel, collectively referred to hereinafter as "Martignetti Companies") will rely on the information and statements contained herein in evaluating Licensee's creditworthiness. I hereby authorize any parties named above to release credit information to Martignetti Companies for the purpose of conducting a credit check. In consideration of extending credit and selling to Licensee, Licensee agrees to the following:

- ◆ To promptly pay all invoices in full in accordance with the terms of sale.
- ◆ To pay a service charge for late payment, computed at an annual percentage rate of 18% (1.5% per month) on each invoice.
- ◆ To pay a service charge of \$75.00 for each payment returned by a bank for insufficient funds, stopped payment, or invalid account.
- ◆ To pay all costs of collection, including but not limited to, reasonable attorneys' fees, if Licensee's account is placed for collection.
- ◆ Licensee will be deemed in default of these terms if it becomes the subject of a bankruptcy, receivership, or insolvency proceedings.
- ◆ Licensee does hereby grant to Martignetti Companies a security interest in all goods sold by Martignetti Companies to Licensee, together with the proceeds and products therefrom, to secure payment of any obligations of Licensee to Martignetti Companies. Licensee consents to the execution of any documents necessary to effectuate the security interest granted hereby, including the execution of a UCC-1 financing statement.
- ◆ This credit agreement and all sales hereunder shall be governed by the internal laws of Massachusetts (without reference to conflict of laws rules). In the event of any court action involving this credit agreement or any transactions or extension of credit hereafter, Licensee and Martignetti Companies expressly agree that the venue of said action(s) shall be exclusively with the courts of competent jurisdiction in the Commonwealth of Massachusetts.

The undersigned represents and warrants that they are authorized to accept these terms and conditions on behalf of the Licensee.

Executed as a sealed instrument, this _____ day of _____, 20____

Name of Licensee _____ Name (please print) _____

Signature _____ Title _____

GUARANTY

In consideration of and as an inducement to Martignetti Companies to sell merchandise and extend credit to, or to continue to sell merchandise or to continue to extend credit to the Licensee, the undersigned personally, and not in a representative capacity, hereby guarantees the prompt and timely payment of any indebtedness and other financial obligations of Licensee, which may at any time, and from time to time, be incurred by said Licensee to Martignetti Companies. In the event of any default at any time by Licensee, Martignetti Companies shall be entitled to look to me, the undersigned, immediately for such payment and satisfaction of all indebtedness and financial obligations, without prior demand or notice.

If this guaranty is forwarded to an attorney for enforcement, the undersigned agrees to indemnify and pay to Martignetti Companies all of its costs of collection, including but not limited to, court costs and reasonable attorneys' fees. I hereby consent to the exclusive jurisdiction of the Courts of the Commonwealth of Massachusetts. I understand that notice of my acceptance or any reliance on this guaranty is waived. I also understand and agree that this is an absolute and continuing guaranty, and Martignetti Companies shall not be required to pursue any legal or equitable remedy against the Licensee before enforcing it against me, the undersigned.

Executed as a sealed instrument, this _____ day of _____, 20____

Name (Printed) _____ Guarantor's Signature _____

Residential Address _____
Street City State Zip Code

Social Security Number _____ - _____ - _____

**** MARTIGNETTI COMPANIES ("THE COMPANY") GENERALLY EXTENDS NET 60 PAYMENT TERMS WHEN THE GUARANTY IS SIGNED, OR NET 30 TERMS IF THE GUARANTY IS NOT SIGNED. HOWEVER, THE COMPANY, AT ITS SOLE DISCRETION, RESERVES THE RIGHT TO REDUCE PAYMENT TERMS AND RESTRICT OPEN CREDIT, REGARDLESS OF THE PRESENCE OF A GUARANTY**

For Office Use Only:

<u>Sales Representative Assignments</u>						
<u>Carolina</u>	<u>Heritage</u>	<u>Classic</u>	<u>Commonwealth</u>	<u>Century</u>	<u>United</u>	<u>Connoisseur</u>
<u>ABCC Number</u>		<u>Account Number</u>		<u>AR Specialist</u>		<u>Credit Terms</u>
		<u>Chain Code</u>		<u>Credit Limit</u>		<u>Approved By:</u>

Request for Taxpayer Identification Number and Certification

**Give Form to the
 requester. Do not
 send to the IRS.**

▶ Go to www.irs.gov/FormW9 for instructions and the latest information.

Print or type. See Specific Instructions on page 3.	1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.	
	2 Business name/disregarded entity name, if different from above	
	3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes. <input type="checkbox"/> Individual/sole proprietor or single-member LLC <input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____ Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner. <input type="checkbox"/> Other (see instructions) ▶ _____	4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3): Exempt payee code (if any) _____ Exemption from FATCA reporting code (if any) _____ <i>(Applies to accounts maintained outside the U.S.)</i>
	5 Address (number, street, and apt. or suite no.) See instructions.	Requester's name and address (optional)
	6 City, state, and ZIP code	
	7 List account number(s) here (optional)	

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Social security number																						
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Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
3. I am a U.S. citizen or other U.S. person (defined below); and
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here	Signature of U.S. person ▶ _____	Date ▶ _____
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General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)
 Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.