

James A. Kus
Fresno County Clerk
Mailing Address: 2221 Kern St, Fresno, CA 93721
In-person filing by appointment only. Book at www.fresnocountyclerk.com/
Physical Address: 2220 Tulare St - 1st Floor, Fresno, CA 93721

TYPE OR PRINT CLEARLY- MUST BE LEGIBLE. INSTRUCTIONS ON REVERSE SIDE

Fees \$35 for first business name and owner on statement Add \$7 for each additional owner or partner Add \$7 for each additional business name located at same address Attach separate page for additional names If paying by check/money order, make payable to Fresno County Clerk.		<input type="checkbox"/> New <input type="checkbox"/> Renewal (Not expired and No Change(s) from previous filing) File # _____	
FICTITIOUS BUSINESS NAME STATEMENT The following person (persons) is (are) doing business as:			
*	FICTITIOUS BUSINESS NAME(S)		
	(If more than 2 names, attach additional sheet)		
**	Street Address, City, State, Zip Code, County of Principal Place of Business (PO Box or Private Mailbox not allowed)		
	Phone Number (optional)		
***	Full Name of Registrant (IF REGISTRANT IS A CORPORATION, ENTER CORPORATION NAME)		Full Name of Registrant (IF REGISTRANT IS A CORPORATION, ENTER CORPORATION NAME)
	Business Mailing Address. If Corp/LLC, list address on file with Secretary of State		Business Mailing Address. If Corp/LLC, list address on file with Secretary of State
	City	State	Zip
	(If corporation or LLC, print number listed on Articles of Incorporation)		(If corporation or LLC, print number listed on Articles of Incorporation)
****	This Business is conducted by: (Check only one) <input type="checkbox"/> an individual <input type="checkbox"/> joint venture <input type="checkbox"/> a limited partnership <input type="checkbox"/> an unincorporated association other than a partnership <input type="checkbox"/> a married couple <input type="checkbox"/> a corporation <input type="checkbox"/> a general partnership <input type="checkbox"/> co-partners <input type="checkbox"/> limited liability company <input type="checkbox"/> a limited liability partnership <input type="checkbox"/> a trust <input type="checkbox"/> State or Local Registered Domestic Partners		
*****	The registrant commenced to transact business under the fictitious business name or names listed above on _____ (Insert N/A above if you haven't started to transact business)		

I declare that all information in this statement is true and correct. (A registrant who declares as true any material matter pursuant to Section 17913 of Business and Professions Code that the registrant knows to be false is guilty of a misdemeanor punishable by a fine not to exceed one thousand dollars (\$1,000).)

SIGNATURE OF REGISTRANT _____
(Original signature required. Digital/Electronic signature not accepted.)

Registrant's Name _____ Registrant's Title _____
(Please Print) (Please Print)

THIS STATEMENT WAS FILED WITH THE FRESNO COUNTY CLERK ON THE DATE INDICATED BY THE FILE STAMP IN THE UPPER RIGHT CORNER.

NOTICE – IN ACCORDANCE WITH SUBDIVISION (a) OF SECTION 17920, A FICTITIOUS NAME STATEMENT GENERALLY EXPIRES AT THE END OF FIVE YEARS FROM THE DATE ON WHICH IT WAS FILED IN THE OFFICE OF THE COUNTY CLERK. EXCEPT, AS PROVIDED IN SUBDIVISION (b) OF SECTION 17920, WHERE IT EXPIRES 40 DAYS AFTER ANY CHANGE IN THE FACTS SET FORTH IN THE STATEMENT PURSUANT TO SECTION 17913 OTHER THAN A CHANGE IN THE RESIDENCE ADDRESS OF A REGISTERED OWNER. A NEW FICTITIOUS BUSINESS NAME STATEMENT MUST BE FILED BEFORE THE EXPIRATION.

THE FILING OF THIS STATEMENT DOES NOT OF ITSELF AUTHORIZE THE USE IN THIS STATE OF A FICTITIOUS BUSINESS NAME IN VIOLATION OF THE RIGHTS OF ANOTHER UNDER FEDERAL, STATE, OR COMMON LAW (SEE SECTION 14411 ET SEQ., BUSINESS AND PROFESSIONS CODE).

I HEREBY CERTIFY THAT THIS COPY IS A CORRECT COPY OF THE ORIGINAL STATEMENT ON FILE IN MY OFFICE.

James A. Kus, County Clerk

By, _____, Deputy County Clerk

INSTRUCTIONS FOR COMPLETION OF STATEMENT

Business and Professions Code Section 17913:

* Where one asterisk appears in the form:

- (a) Insert the fictitious business name or names
- (b) Only those businesses operated at the same address and under the same ownership may be listed on one statement

** Where two asterisk appears in the form:

- (a) If the registrant has a place of business in this state, insert the **street address and county** of his or her **principal** place of business in this state
- (b) If the registrant has no place of business in this state, insert the **street address and county** of his or her **principal** place of business outside this state and file with the Clerk of Sacramento County (B&P 17915)
- (c) Mail Box and Post Office Box Numbers **are not acceptable** as a business address when used alone without a street address

*** Where three asterisk appears in the form:

- (a) If the registrant is an **individual**, insert his or her full name and business mailing address, if it differs from the business address.
- (b) If the registrants are a **married couple**, insert the full name and business mailing address of both the parties to the marriage if it differs from the business address.
- (c) If the registrant is a **general partnership, co-partnership, joint venture, limited liability partnership, or unincorporated association other than a partnership**, insert the full name and business mailing address of each general partner if it differs from the business address.
- (d) If the registrant is a **limited partnership**, insert the full name and business mailing address of each general partner
- (e) If the registrant is a **limited liability company**, insert the name and address of the limited liability company, as set out in its articles of organization on file with the CA Secretary of State, and the state of organization
- (f) If the registrant is a **trust**, insert the full name and business mailing address of each trustee
- (g) If the registrant is a **corporation**, insert the name and address of the corporation, as set out in its Articles of Incorporation on file with the CA Secretary of State, and the number listed on the Articles of Incorporation
- (h) If the registrants are **state or local registered domestic partners**, insert the full name and business mailing address of each domestic partner

**** Where four asterisk appears in the form:

- a) Check whichever of the terms listed on the front of the form that best describes the nature of the business. **Corporations and limited liability companies must include state filed Articles of Incorporation. State Articles also required when re-filing Fictitious Business Name Statement.**

***** Where five asterisk appears in the form:

- (a) Insert the date on which the registrant first commenced to transact business under the fictitious business name or names listed, if already transacting business under that name or names
- (b) Insert N/A if you have not yet commenced to transact business under the fictitious business name or names listed

Business and Professions Code Section 17914

The statement shall be signed as follows:

- (a) If the registrant is an individual, by the individual
- (b) If the registrants are a married couple, by either party to the marriage.
- (c) If the registrant is a general partnership, limited partnership, limited liability partnership, co-partnership, joint venture, or unincorporated association other than a partnership, by a general partner
- (d) If the registrant is a limited liability company, by a manager or officer
- (e) If the registrant is a trust, by a trustee
- (f) If the registrant is a corporation, by an officer
- (g) If the registrant is a state or local registered domestic partnership, by one of the domestic partners

Business and Professions Code Section 17915

The fictitious business name statement **shall** be filed with the clerk of the county in which the registrant has his or her **principal place** of business in this state or, if the registrant has no place of business in this state, with the Clerk of Sacramento County. Nothing in Chapter 5, Part 3 of Division 7 of the Business and Professions Code shall preclude a person from filing a fictitious business name statement in a county other than that where the principal place of business is located, as long as the requirements of this section are also met. **If your principal place of business is not in Fresno County, a proof of filing in the principal place of business is required. If your principal place of business is not in this state, a proof of filing with the Clerk of Sacramento County is required.**

Business and Professions Code Section 17917

Publication for Original, New Filings (renewal with change in facts from previous filing), or Refile

- (a) Within 45 days after a fictitious business name statement has been filed, the registrant shall cause it to be published in a newspaper of general circulation in the county where the fictitious business name statement was filed or, if there is no such newspaper in that county, in a newspaper of general circulation in an adjoining county. If the registrant does not have a place of business in this state, the notice shall be published in a newspaper of general circulation in Sacramento County. The publication must be once a week for four successive weeks and an affidavit of publication must be filed with the county clerk where the fictitious business name statement was filed within 45 days after the completion of the publication.
- (b) If a refiling is required because the prior statement has expired, the refiling need **not** be published, unless there has been a change in the information required in the expired statement, provided the refiling is filed **within** 40 days of the date the statement expired.

Business and Professions Code Section 17922

Abandonment of Fictitious Business Name

- (a) Upon ceasing to transact business in this state under a fictitious business name that was filed in the previous five years, a person who has filed a fictitious business name statement **shall** file a statement of abandonment of use of fictitious business name. The statement shall be executed and published in the same manner as a fictitious business name statement and **shall** be filed with the county clerk of the county in which the person has filed his or her fictitious business name statement.

Business and Professions Code Section 17930

Any person who executes, files, or publishes any statement under this chapter, knowing that such statement is false, in whole or in part, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed one thousand dollars (\$1,000).

Disclaimer

The office of the County Clerk assumes no responsibility for interpretation of statutes affecting the fictitious business name statement. See Chapter 5 (commencing with Section 17900), Part 3 of Division 7 of the Business and Professions Code.

“THIS BUSINESS IS CONDUCTED BY”
What to List in Section 4
of the Fresno County FBN Statement

In this section of the form, insert whichever of the following best describes the organizational structure of the person(s) filing the form:

List the following on the form	if you are	and attach
An individual	An individual	N/A
Married Couple	Married Couple	N/A
A corporation	A for-profit business which has filed formal articles of incorporation with the Secretary of State	Copy of articles of incorporation showing Sec. of State approval
A limited liability company	Two or more individuals and/or businesses who have filed articles of organization with the Secretary of State to be a limited liability company	Copy of articles of organization showing Sec. of State approval
A limited partnership	Two or more individuals and/or businesses who have obtained a certificate from the secretary of State to operate as a limited partnership	Copy of certificate issued by Sec. of State certifying status as limited partnership
A trust	A for-profit business organized in the form of a trust	Copy of trust
A general partnership	Two or more individuals and/or businesses who have associated together to carry on a business for profit as co-owners for an indefinite time	N/A
Copartners	Two or more individuals and/or businesses who have associated together to carry on a business for profit as co-owners, but not for the indefinite time applicable to a general partnership	N/A
A joint venture	Two or more individuals and/or businesses who have associated together to carry out a single transaction or series of transactions as co-owners of a business for profit	N/A
An unincorporated association other than a partnership	Two or more individuals and/or businesses who have associated together to carry on a business for profit <u>other</u> than as co-owners, but without filing formal paperwork with the Secretary of State (this category includes an unincorporated joint stock association)	N/A
Domestic Partnership	A nonmarital relationship between two persons of the same or opposite sex who live together as a couple for a significant period of time	N/A

B&P SECTION 17900: The purpose of this section is to protect those dealing with individuals or partnerships doing business under fictitious names, and is not intended to confer any right or advantage on individuals or firms that fail to comply with the law. The filing of a fictitious business name certificate is designed to make available to the public the identities of persons doing business under the fictitious name.

DEFINITIONS OF A FICTITIOUS BUSINESS NAME

For Individuals: A name that does not include the surname of the individual. A name that suggests existence of an additional owner (such as "Company," & Company" "Sons" "& Associates" "Brothers," but not the words that merely describe the business being conducted).

For Partnerships: or other associations of persons. A name that does not include the surname of each general partner or name that suggests existence of additional owners (such as "Company," "Brothers," etc.) in the case of an unincorporated association other than a partnership, a "Z" general partner" means a person whose liability in the business is substantially the same as a general partner.

For Corporations: A name not stated in its articles of incorporation.

Organizations Not Included: Non-profit corporations or associations such as churches, labor unions, fraternal and charitable organizations, etc., and real estate investment trusts with permits under Section 23002 of the Government Code which have statements on file designating agent for service of process.

PUBLICATION

Within 45 days after the statement is filed, the registrant will publish it in a newspaper of general circulation in the county and the business area in which the principal place of business is located. The newspaper will publish the Fictitious Name Statement once a week for four consecutive weeks. Within 45 days of the completion of the publication an affidavit must be filed with the Fresno County Clerk.

EXPIRATION

The fictitious Name Statement will expire five years after the date of filing the original application. In order to continue reserving the Business Name a new statement must be filed before the expiration date. The fee for renewing a Fictitious Name Statement is the same as for filing a new Fictitious Name Statement. Renewing a statement does not require publication if there are no changes in the facts from the previous application. A statement also expires when it is abandoned.

ABANDONMENTS

A person who has filed a statement shall, upon ceasing to transact business in this state under that Fictitious name, file a **STATEMENT OF ABANDONMENT**, publish same and file an affidavit of publication with the County Clerk. Forms are available at the County Clerk's office.

WITHDRAWAL OF GENERAL PARTNER

A general partner of a partnership having a statement on file may file a **STATEMENT OF WITHDRAWAL OF PARTNERSHIP**, publish and file an affidavit of publication with the County Clerk. This may be done as long as it does not change the status of the original filing. Publication is not required if dissolution of the partnership has been published pursuant to the Corporation Code. Forms are available at the County Clerk's office.

FEEES

The fee for filing a new Fictitious Name Statement or filing a Renewal is **\$35.00** for the first business name + one owner; **\$7.00** for each additional business name or partner. Filing a Statement of Abandonment or a Withdrawal of Partnership is **\$17.00**.

**MAKE CHECKS PAYABLE TO:
FRESNO COUNTY CLERK**

**IF YOU HAVE ANY QUESTIONS OR WOULD LIKE MORE INFORMATION, REFER TO:
CALIFORNIA BUSINESS & PROFESSIONS CODE
BEGINNING WITH SECTION 17900**