

TELEPHONE SOLICITATION BOND

BOND NUMBER: _____

KNOW ALL PERSONS BY THESE PRESENTS:

That, we _____

_____ as
Principal,

whose address is _____,

and _____, as Surety, and being

a surety company authorized to do business in the State of Texas, are held and firmly bound unto the State of Texas, in the sum of **TEN THOUSAND DOLLARS (\$10,000)**, lawful money of the United States of America, payable to the state for the use and benefit of the state or any injured party, by reason of the principal's failure to comply with the provisions of Tex. Bus. & Com. Code, Section 302.001 et seq., the payment of which well and truly to be made, we, and each of us, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

THE CONDITIONS OF THE ABOVE OBLIGATIONS ARE SUCH THAT:

Whereas, the above principal is engaged in the business of telephone solicitation in accordance with the provisions of Section 302.001 et seq.;

NOW, THEREFORE, if the principal shall conduct the business of said principal in accordance with the provisions of Section 302.001 et seq., and if said principal in the course and scope of the business of said principal shall not damage any person by any violation of the act, then this obligation shall be void, otherwise to remain in full force and effect.

THIS BOND IS SUBJECT TO THE FOLLOWING CONDITIONS:

- 1. This bond shall also be construed to be in favor of any person damaged by any violation of Section 302.001 et seq.**
- 2. That any person injured by a violation of this act may bring an action against principal and surety on this bond.**

3. That the aggregate liability of the surety for any claim arising under this bond shall not exceed the actual damages for principal's violation of this Act; in no event shall the aggregate liability of the surety for any and all claims which arise under this bond exceed the amount of the bond.

4. The bond shall not be subject to cancellation by either the principal or the surety unless written notice of intent to cancel is forwarded by the surety and/or the principal to the Secretary of State, Registrations Unit, P. O. Box 13550, Austin, TX 78711-3550; or delivered to the James Earl Rudder Office Building, 1019 Brazos, 5th Floor, Austin, Texas 78701, at least ninety (90) days prior to the effective date of the cancellation. If the cancellation is at the request of the surety, the surety shall also provide the principal with written notification at least ninety (90) days prior to the effective date of cancellation.

In witness whereof, said PRINCIPAL AND SURETY have executed this bond, this

_____ day of _____, _____.

SURETY BY: _____

(Signature)

(Printed Name)

Title: _____

Address: _____

PRINCIPAL: _____

(Signature)

(Printed Name & Title)