BOND NO. \_\_\_\_\_

## **FITNESS CENTER BOND**

KNOW ALL MEN BY THESE PRESENTS, that we,

(Owner), as Principal of
(Name of Fitness Center)
(Location of Fitness Center) and
(Bonding Company) with an office at
(Address of Bonding Company)
as Surety, are held and firmly bound unto the State of Wisconsin Department of Agriculture,
Trade and Consumer Protection, as Obligee for the benefit of any member who does not receive
a refund of prepayments made pursuant to a fitness center contract entered into and subject to
Wis. Stats. § 100.177, in the just sum of TWENTY-FIVE THOUSAND AND NO/100 DOLLARS
(\$25,000.00) for the payment of which well and truly to be made, we jointly and severally, bind
ourselves, our heirs, executors, administrators, assigns and successors firmly by these presents.

Signed, sealed and dated this

\_\_\_ day of \_

NOW, THEREFORE, a condition of this obligation is such that if the Principal shall comply with the provisions of Wis. Stats. § 100.177, pertaining to fitness center contracts, then this obligation is void, otherwise it shall be and remain in full force and effect.

PROVIDED, HOWEVER, and this bond is executed upon the following express conditions:

 This bond shall be for the benefit of any member who fails to receive a refund of prepayments due to the failure of the principal to provide the facilities and services for which the member contracted.

- Any member who suffers a loss under this bond must as a condition precedent to recovery of loss under the bond notify in writing the Wisconsin Department of Agriculture, Trade and Consumer Protection, which shall in turn notify the Surety, within three years (3) of an alleged default of the contract or within three years (3) of cancellation of the bond, whichever shall first occur.
- 3. That the aggregate liability of the Surety on this bond shall be limited in the event of the principal's default to the sum of \$25,000.00 for each fitness center location operated by the principal.
- 4. If the claims for which the Surety acknowledges liability exceed the sum of the bond, the Surety may discharge itself from all further liability by paying said sum to the Wisconsin Department of Agriculture, Trade and Consumer Protection for the benefit of the claimants.

This bond shall be continuous in form, but the Surety's liability shall not be cumulative from year to year and regardless of the number of years that this bond shall remain in force, the aggregate liability of the Surety shall not exceed the sum of this bond.

This bond may be cancelled by the Surety by sending thirty days' (30) notice in writing by certified mail to the Department of Agriculture, Trade and Consumer Protection of the State of Wisconsin provided, however, that in the event of cancellation, the Surety's liability shall cease only with respect to the breaches of condition occurring after the effective date of cancellation.

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PRINCIPAL (Print Name)		(Signature)	
	BY:		_
WITNESS		SURETY	
	BY:		
WITNESS		SURETY	-

12/05

## SURETY BOND APPLICATION

BUSINESS NAME:	
CURRENT OR EXPIRING QUOTE WE ARE LOOKING TO BEAT?     NAME OF PREVIOUS SURETY COMPANY WRITING THE BOND?     SECTION.J: BOND APPLIED FOR:     TYPE OF BOND:     BUSINESS     (DBLIGEE:     (DBLICE:	
CURRENT OR EXPIRING QUOTE WE ARE LOOKING TO BEAT?     NAME OF PREVIOUS SURETY COMPANY WRITING THE BOND?     SECTION.): BOND APPLIED FOR:     TYPE OF BOND:     DELIGEE:     CBUIGEE:     CBUIGE:	
NAME OF PREVIOUS SURETY COMPANY WRITING THE BOND?	(Zip)
SECTION I: BOND APPLIED FOR:	<u></u>
TYPE OF BOND:	
DBLIGEE:EFF.DATE:EXP.DATE:OBLIGEE ADDRESS:	
DeLIGEE ADDRESS:	
BUSINESS NAME:	
BUSINESS PHONE:BUSINESS FAX:Client E-mail BUSINESS ADDRESS:	(Zip)
SUSINESS ADDRESS:   (Street)   (Stree)	
(Street)   (Stree)   (Stre)   (Stre)   (Str	
TYPE OF COMPANY   CORP   LLC   DBA   PARTNERSHIP   HOW MANY OWNERS?     DATE BUSINESS ESTABLISHED:	
HAS ANY COMPANY REFUSED TO ISSUE   YES   NO   DO YOU HAVE ANY LIENS, CLAIMS, OR JUDGEMENTS Y AGAINST YOU?     JONDS FOR ANY PURPOSE?   HAS APPLICANT EVER FAILED IN BUSINESS? YES   NO   HAS APPLICANT EVER FILED BANKRUPTCY?   Y     JAS APPLICANT EVER FAILED IN BUSINESS? YES   NO   HAS APPLICANT EVER FILED BANKRUPTCY?   Y     SECTION LI: GENERAL INFORMATION   SPOUSE NAME	(Zip)
HAS ANY COMPANY REFUSED TO ISSUE   YES   NO   DO YOU HAVE ANY LIENS, CLAIMS, OR JUDGEMENTS Y AGAINST YOU?     JONDS FOR ANY PURPOSE?   HAS APPLICANT EVER FAILED IN BUSINESS? YES   NO   HAS APPLICANT EVER FILED BANKRUPTCY?   Y     JAS APPLICANT EVER FAILED IN BUSINESS? YES   NO   HAS APPLICANT EVER FILED BANKRUPTCY?   Y     SECTION II: GENERAL INFORMATION   SPOUSE NAME	
BONDS FOR ANY PURPOSE?   AGAINST YOU?     HAS APPLICANT EVER FAILED IN BUSINESS? YES   NO   HAS APPLICANT EVER FILED BANKRUPTCY?   No     SECTION LI: GENERAL INFORMATION   SPOUSE NAME	
HAS APPLICANT EVER FAILED IN BUSINESS? YES   NO   HAS APPLICANT EVER FILED BANKRUPTCY?     SECTION II: GENERAL INFORMATION   SPOUSE NAME	
SECTION II: GENERAL INFORMATION     DWNER'S NAME:	
DWNER'S NAME:	
DWNER'S NAME:	
SS#:	
(Street)   (City)   (State)     ADDITIONAL OWNERS / PARTNERS   SPOUSE NAME	
(Street)   (City)   (State)     ADDITIONAL OWNERS / PARTNERS   SPOUSE NAME	
DWNER'S NAME:	(Zip)
RESIDENTIAL ADDRESS:   (Street)   (City)   (Street)     PERSONAL FINANCIALSTATEMENT OF ASSETS & LIABILITIES AS OF     ASSETS   LIABILITIES     CASH IN BANK   \$   ILABILITIES     CASH IN BANK   \$   NOTES PAYABLE TO BANKS   \$     CASH ON HAND   \$   NOTES PAYABLE TO OTHERS   \$     CASH ON HAND   \$   NOTES PAYABLE TO OTHERS   \$     STOCKS & BONDS   \$   ACCOUNTS PAYABLE   \$     STOCKS & BONDS   \$   ACCOUNTS PAYABLE   \$     STOCKS & BONDS   \$   ACCOUNTS PAYABLE   \$     STOCKS & BONDS   \$     ACCOUNTS RECEIVABLE   \$   FEDERAL & STATE INCOME TAX DUE   \$     NOTES RECEIVABLE   \$   ACCOUNTS PAYABLE   \$     INVENTORY   \$   ACCRUALS, PA	
RESIDENTIAL ADDRESS:   (City) (Sitee)     DERSONAL FINANCIALSTATEMENT OF ASSETS & LIABILITIES AS OF     ASSETS   LIABILITIES     CASH IN BANK   \$   NOTES PAYABLE TO BANKS   \$     CASH IN BANK   \$   NOTES PAYABLE TO BANKS   \$     CASH ON HAND   \$   NOTES PAYABLE TO OTHERS   \$     CASH ON HAND   \$   NOTES PAYABLE TO OTHERS   \$     CASH ON HAND   \$   NOTES PAYABLE TO OTHERS   \$     STOCKS & BONDS   \$   NOTES PAYABLE TO OTHERS   \$     STOCKS & BONDS   \$   ACCOUNTS PAYABLE   \$     NOTES RECEIVABLE   \$   FEDERAL & STATE INCOME TAX DUE   \$     NOTES RECEIVABLE   \$   ACCOUNTS RECEIVABLE   \$     NOTES RECEIVABLE   \$   ACCRUALS, PAYROLLS, ETC.   \$     INVENTO	
(City)   (State)     PERSONAL FINANCIALSTATEMENT OF ASSETS & LIABILITIES AS OF     ASSETS   LIABILITIES     CASH IN BANK   \$     CASH IN BANK   \$     CASH IN BANK   \$     CASH IN BANK   \$     CASH ON HAND   \$   NOTES PAYABLE TO BANKS   \$     CASH ON HAND   \$   NOTES PAYABLE TO OTHERS   \$     CASH ON HAND   \$   NOTES PAYABLE TO OTHERS   \$     STOCKS & BONDS   \$   NOTES PAYABLE TO OTHERS   \$     STOCKS & BONDS   \$   NOTES PAYABLE   \$     STOCKS & BONDS   \$   ACCOUNTS PAYABLE   \$     NOTES RECEIVABLE   \$   \$     NOTES RECEIVABLE   \$   CACRUALS, PAYROLLS, ETC.   \$     INVENTORY   \$   DUE ON REAL	
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ACCOUNTS RECEIVABLE   \$   FEDERAL & STATE INCOME TAX DUE   \$     NOTES RECEIVABLE   \$   ALL OTHER TAXES   \$     INVENTORY   \$   ACCRUALS, PAYROLLS, ETC.   \$     CASH VALUE OF LIFE INSURANCE   \$   DUE ON EQUIPMENT   \$     EQUIPMENT   \$   DUE ON REAL ESTATE   \$     REAL ESTATE   \$   OTHER LIABILITIES   \$     OTHER ASSETS   \$   CAPITAL STOCK (IF A CORPORATION)   \$     TOTAL ASSETS   \$   TOTAL LIABILITIES   \$	
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INVENTORY   \$   ACCRUALS, PAYROLLS, ETC.   \$     CASH VALUE OF LIFE INSURANCE   \$   DUE ON EQUIPMENT   \$     EQUIPMENT   \$   DUE ON REAL ESTATE   \$     REAL ESTATE   \$   OTHER LIABILITIES   \$     OTHER ASSETS   \$   CAPITAL STOCK (IF A CORPORATION)   \$     TOTAL ASSETS   \$   TOTAL LIABILITIES   \$	
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EQUIPMENT   \$   DUE ON REAL ESTATE   \$     REAL ESTATE   \$   OTHER LIABILITIES   \$     OTHER ASSETS   \$   CAPITAL STOCK (IF A CORPORATION)   \$     SURPLUS & UNDIVIDED PROFITS   \$     TOTAL ASSETS   \$   TOTAL LIABILITIES   \$     NET WORTH   \$	
REAL ESTATE   \$   OTHER LIABILITIES   \$     OTHER ASSETS   \$   CAPITAL STOCK (IF A CORPORATION)   \$     SURPLUS & UNDIVIDED PROFITS   \$     TOTAL ASSETS   \$   TOTAL LIABILITIES   \$     NET WORTH   \$	
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TOTAL ASSETS \$ TOTAL LIABILITIES \$ \$ NET WORTH \$	
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NAME OF OWNERS NAME & TITLE OF OFFICERS PERCENTAGE OF OWNERSHIP	
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