

Michigan Department of Licensing and Regulatory Affairs Liquor Control Commission (MLCC) Toll-Free: 866-813-0011 - <u>www.michigan.gov/lcc</u>

### **Wholesaler License Application**

# Before you begin filling out the attached application, please review this checklist for the forms and documents you will need to submit with your completed application form.

## The attached LCC-175 form will automatically calculate fees when opened using Adobe Acrobat Reader. The form's functionality may not work with third-party PDF readers. You may download a free copy of Adobe Acrobat Reader on the Adobe website: <u>https://get.adobe.com/reader/</u>

Completed Wholesaler License Application (attached)

Livescan Fingerprint Form\* (attached)

Inspection, License, and Permit Fees

A copy of your proposed business plan describing what you intend to do and what products you intend to distribute.

Federal Basic Permit issued by the Federal Alcohol & Tobacco Tax & Trade Bureau (TTB)

Corporate Documents (see list below) - Submit for the applicant company, and if the applicant company has multiple levels of ownership structure in which stockholders or members are also companies, submit the applicable documents listed below for any stockholder or member companies to the third tier of ownership - for example: applicant company (tier 1)> stockholder/ member (tier 2) > stockholder/member (tier 3).

Multi-Tier Organizational Chart - If the applicant company has more than three levels of ownership structure please provide an organizational chart that shows all the levels of ownership to individual people, including trusts.

Property document (lease, deed, land contract, etc.)

Purchase agreement - For the transfer of ownership of a license

If applicant is a corporation also include (pursuant to R 436.1109):

If any of the stockholders of the applicant are corporations or limited liability companies, also submit a copy of the documents listed below for those companies (except for the Certificate of Authority to Do Business in Michigan, which is required for the applicant only).

Report of Stockholders/Member/Partners (LCC-301)

Copy of Articles of Incorporation filed with the Corporations Division of the Department of Licensing & Regulatory Affairs

Current Certificate of Good Standing from the state where incorporated and Certificate of Authority to Do Business in Michigan, if incorporated outside of Michigan.

Certified copy of the minutes of a meeting of its board of directors or a statement signed by an officer of the corporation naming the persons authorized by corporate resolution to sign the application and other documents required by the Commission or <u>Part 3 of Form LCC-301</u>.

If applicant is a limited liability company also include (pursuant to R 436.1110):

If any of the members of the applicant are corporations or limited liability companies, also submit a copy of the documents listed below for those companies (except for the Certificate of Authority to Do Business in Michigan, which is required for the applicant only).

Report of Stockholders/Member/Partners (LCC-301)

Copy of Articles of Organization filed with the Corporations Division of the Department of Licensing & Regulatory Affairs

Copy of the operating agreement or bylaws of the applicant company

Current Certificate of Authority to Do Business in Michigan, if the LLC is a non-Michigan LLC.

Statement signed by a manager of the limited liability company or by at least 1 member if management is reserved to the members naming the person authorized to sign the application and other documents required by the Commission or <u>Part 3 of Form LCC-301</u>.

Facilities that store food and alcohol products and in Michigan may need to be licensed through the Michigan Department of Agriculture and Rural Development (MDARD) in addition to licensure through the MLCC. You may contact MDARD regarding the licensing requirements for the type of establishment for which you are applying by calling, toll-free, 800-292-3939 or visiting <u>www.michigan.gov/mdard</u>.

Are you transferring stock or membership interest? If yes, use the <u>License Interest Transfer</u> <u>Application (LCC-101).</u>



Michigan Department of Licensing and Regulatory Affairs Liquor Control Commission (MLCC) Toll-Free: 866-813-0011 - <u>www.michigan.gov/lcc</u>

**Business ID:** 

Request ID:

(For MLCC Use Only)

## Wholesaler License Application

Part 1 - Applicant Information

Individuals, please state your legal name. Corporations or Limited Liability Companies,	, please state your na	me as it	is filed with the State of Michigan Corporation Division.				
Applicant name(s):							
Address to be licensed:							
City: Zip Code:							
City/township/village where license will be issued:	County:						
Federal Employer Identification Number (FEIN):							
			Leave Blank - MLCC Use Only				
1. Are you requesting a new license?	⊂ Yes	$\bigcirc N$	0				
2. Are you buying an existing license?	⊂ Yes	$\bigcirc N$					
3. Are you modifying the size of the licensed premises?	⊖ Yes	ON					
If Yes, specify: 🔲 Adding Space 🔲 Dropping Space 🗌 Redefi	ning Licensed Pre	emises					
4. Are you transferring the location of an existing license? O Yes O No							
5. Is this license being transferred as the result of a default or court ac	ction? OYes	$\bigcirc N$					
6. Do you intend to use this license actively?	$\bigcirc$ Yes	$\bigcirc N$					

### Part 2 - License Transfer Information (If Applicable)

If transferring ownership of a license ONLY and not transferring the location of a license, fill out only the name of the current licensee(s)

Current licensee(s):						
Current licensed address:						
City: Zip Code:						
City/township/village where license is issued:	County:					

### Part 3 - Licenses, Permits, and Permissions

License Types:	Base Fee:	Fee Code MLCC Use Only	Permit & Permission Types:	Base Fee:			
Wholesaler	\$300.00	4085	Living Quarters Permit	No Charge			
Warehouser	\$50.00	4038	Direct Connection(s)	No Charge			
For delivery vehicle decal fees please use Report of Delivery Vehicles form (LCC-351).							

### Part 4 - Inspection, License, and Permit Fees - Make checks payable to State of Michigan

Pursuant to MCL 436.1529(4) a nonrefundable inspection fee of \$70.00 shall be paid to the Commission by an applicant or licensee at the time of filing of a request for a new license or permit, a request to transfer ownership or location of a license, or a request to increase or decrease the size of the licensed premises. Pursuant to MCL 436.1525(1), license and permit fees shall be paid to the Commission for a request for a new license or permit or to transfer ownership or location of an existing license.

Inspection Fees:	License Fees:	TOTAL FEES:

### Part 5a - Information on Individual Applicant, Stockholder, Member, or Limited Partner

Each individual, stockholder, member, or partner must complete Part 5a, 5b, and 5c. If a stockholder or member of an applicant company is a corporation or limited liability company, complete Part 5a and 5c and submit a completed Form LCC-301. For applications with multiple individuals, stockholders, members, or partners - each person or entity must complete a separate copy of this page.

Name:										
Home address:										
City:			State:		Zip Code:	Zip Code:				
Business Phone:	Cell Phone:	one: Email:								
Have you ever been licensed by the Michigan Liquor Control Commission (MLCC) or do you currently hold an interest in any other licenses issued by the MLCC? If <b>Yes</b> , please list business ID numbers below. <i>Pursuant to MCL 436.1603, a wholesaler licensee</i> <u>may not</u> hold interest in a manufacturer or retailer licensee or another wholesaler licensee.										
Do you hold 10% or more interest in	the applicant ent	ity?				∩ Ye	s () No			
If you answered "no" to the first question an attached instructions for submitting fingerp ( <u>LCC-105)</u> with your application.										
Part 5b - Personal Information (Inc	lividuals) - Must	be at least 21 years of a	ge, pu	rsuant to admin	histrative rule R 43	6.1105(1)	(a).			
Date of Birth: S	ocial Security Nur	nber:		Driver's Lice	nse Number:					
Are you a citizen of the United States	of America?					⊖ Yes	∩ No			
Have you ever legally changed your	name?					⊖ Yes	∩ No			
If you answered "yes", please list your pr	ior name(s) (includi	ng maiden):								
Spouse's full name (if currently marr	ied):									
Spouse's date of birth:		ls your spouse a citi	zen of	the United Sta	tes of America?	⊖ Yes	∩ No			
Do you or your spouse hold any positio law of the United States of America, or t municipal subdivisions of the State of Mi	he penal laws of th					⊖ Yes	⊖ No			
Does your spouse hold a retailer, ma	nufacturer, or wh	olesaler license issued	by the	e MLCC?		⊖ Yes	∩ No			
Full disclosure of criminal history criminal background records will be violations may result in the denial o Michigan or any other state for whic	e checked to verify <u>f the application</u> .	/ criminal history. <u>Failu</u> Criminal history includ	i <u>re to i</u> es felo	<u>eport criminal l</u> nies, misdemea	history charges ar mors, and local or	nd/or loca dinance v	l ordinance			
Have you ever been found guilty, ple local ordinance violations? If <b>Yes</b> , lis						⊖ Yes	⊖ No			
Date City/	State	Charg	e		Dis	position				
Has your spouse ever been found gu ordinance violations? If <b>Yes</b> , list belo		-		al charge or an	y local	⊖ Yes	⊖ No			
Date City/	State	Charg	e		Disp	position				

#### Part 5c - Signature

Print Name

I certify that the information contained in this form is true and accurate to the best of my knowledge and belief. I agree to comply with all requirements of the Michigan Liquor Control Code and Administrative Rules. I also understand that providing **false** or **fraudulent** information is a violation of the Liquor Control Code pursuant to MCL 436.2003. (This form must be signed by the person whose information it contains).

Signature

Date

### Part 6 - Contact Information For This Application

What is your preferred method of cont		$\bigcirc$	Phone 🔿 Mail	⊖ Email	○ Fax		
What is your preferred method for rec	ion Order?			⊖ Mail	⊖ Email	○ Fax	
Contact name:	Relationship:						
Mailing address:							
City: State:					Zip Code:		
Phone:	Fax number:			Email:			

### Part 7 - Attorney Information (If You Have An Attorney Representing You For This Application)

Attorney name:	Member Number: P-						
Attorney address:							
Phone:	Fax number:	Email:					
Would you prefer that we contact your	this application?	∩ Yes	∩ No				
Would you prefer any notices or closing	?	∩ Yes	∩ No				

### Part 8 - Signature of Applicant

## Be advised that the information contained in this application will only be used for this request. This section will need to be completed for each subsequent request you make with this office.

**Notice:** When purchasing a license, a buyer can be held liable for tax debts incurred by the previous owner. Prior to committing to the purchase of any license or establishment, the buyer should request a tax clearance certificate from the seller that indicates that all taxes have been paid up to the date of issuance. Obtaining sound professional assistance from an attorney or accountant can be helpful to identify and avoid any pitfalls and hidden liabilities when buying even a portion of a business. Sellers can make a request for the tax clearance certificate through the Michigan Department of Treasury.

Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. Approval of this application by the Michigan Liquor Control Commission does not waive any of these requirements. The licensee must obtain all other required state and local licenses, permits, and approvals for this business before using this license for the sale of alcoholic liquor on the licensed premises.

I certify that the information contained in this form is true and accurate to the best of my knowledge and belief. I agree to comply with all requirements of the Michigan Liquor Control Code and Administrative Rules. I also understand that providing **false** or **fraudulent** information is a violation of the Liquor Control Code pursuant to MCL 436.2003.

The person signing this form has demonstrated that they have authorization to do so and have attached appropriate documentation as proof.

Print Name of Applicant & Title

Signature of Applicant

Date

Please return this completed form along with corresponding documents and fees to: Michigan Liquor Control Commission Mailing address: P.O. Box 30005, Lansing, MI 48909 Overnight deliveries: 2407 N. Grand River Avenue, Lansing, MI 48906 Fax to: 517-284-8557



## Livescan Fingerprint Background Request Instructions for Michigan & Out-of-State Applicants

### **APPLICANTS THAT LIVE IN MICHIGAN**

Applicants for a Michigan liquor license must have their fingerprints a law enforcement agency <u>in Michigan</u> that offers digital fingerprinting or a private Livescan vendor approved by the Michigan State Police. You may access a list of approved vendors on the Michigan State Police website (contains vendors' websites and contact information): <u>https://www.michigan.gov/msp/services/Live-Scan-Vendors</u>.

On the attached Livescan Fingerprint Background Request form, you must use the correct Code (LL), Agency ID Number (1479J), and Agency Name (MI DEPT OF LICENSING AND REGULATORY AFFAIRS - LIQUOR CONTROL) in order for the fingerprint report to be sent to the Michigan Liquor Control Commission. Payment receipts should not be mailed to the office, but kept for your own records.

You must bring the Livescan Fingerprint Background Request form with a driver's license or other state or federal-issued picture identification to your fingerprint appointment. You will also be required to pay a separate fee to the fingerprint agency when registering and/or scheduling your appointment. A copy of the Livescan Fingerprint Background Request form, which is signed by the Livescan Operator and returned to you, must be submitted with your application in order for your request to be investigated.

When your fingerprints are taken, a technician will perform a scan of your fingerprints and submit the data electronically to the Michigan State Police.

### APPLICANTS THAT LIVE OUTSIDE OF MICHIGAN

Applicants for a Michigan liquor license that live outside of Michigan must submit fingerprints through one of the private Livescan vendors approved by Michigan State Police that offer fingerprinting for residents that live outside of Michigan. You may access a list of approved vendors that process finger print cards for non-Michigan residents on the Michigan State Police website (contains vendors' websites and contact information): <u>https://www.michigan.gov/msp/services/Live-Scan-Vendors</u>.

The applicant must contact a local law enforcement agency, governmental agency, or private fingerprint agency to perform ink fingerprinting on a FBI fingerprint card (FD-258) or fingerprint cards from any other state or local agency (fingerprint cards must be on card stock). These fingerprint cards must be submitted for processing to one of vendors on the Michigan State Police's list of approved vendors. Contact the vendor directly regarding its process and the fee for submitting the fingerprint cards for processing.

Make a copy of the completed and signed Livescan Fingerprint Background Request form and submit that copy with the license application.

### WHAT HAPPENS AFTER FINGERPRINTS ARE SUBMITTED

The law enforcement agency or private vendor will submit your fingerprints to the Michigan State Police for analysis.

If no criminal history is found, the Michigan Liquor Control Commission will be notified.

If criminal history is found, the Michigan State Police will send the record directly to the Michigan Liquor Control Commission for review.

### **QUESTIONS AND ADDITIONAL INFORMATION**

For questions about the Livescan fingerprinting process, call the Michigan State Police at 517-241-0606.

An applicant may request a copy of his or her Criminal History Record Information (CHRI) response and may challenge the accuracy or completeness of any entry on the CHRI. The Livescan form contains information on how to request a copy of a CHRI and for the appeal process for challenging or correcting a CHRI response entry.

### Please note: Fingerprints taken for any other agency will not fulfill fingerprint requirements for a liquor license in Michigan.

## LIVE SCAN FINGERPRINT BACKGROUND CHECK REQUEST

**Purpose:** To conduct a civil fingerprint-based background check for employment, to volunteer, or for licensing purposes as authorized by law. **Instructions:** See page two.

I. Authorizing Information												
1. Fingerprint Rea	son Code	2. Reques 1479J	tor/Agency II	7 ID       3. Agency Name       4. Individual ID (MNU-OA)         MI Dept of Licensing & Regulatory Affairs - Liquor Control       4. Individual ID (MNU-OA)							ridual ID (MNU-OA)	
II. Applicant I	nformati	on: Type o	or clearly pr	int ans	swers in all fie	elds before g	oing to be fi	ngerprir	nted.	•		
1a. Last Name					First Name				1c. Middle Initial 1d. Suffix			ld. Suffix
2. Any Alternative	Names, La	st Names, o	r Aliases	1				3. S	ocial Se	ecurity Nu	ımber	(Optional)
4. Place of Birth (State or Country)       5. Date of Birth       6. Phone Number       7. Driver's License / State ID Number       8. Issuing State									8. Issuing State			
9. Home Address	3				10. City					11. Stat	e	12. ZIP Code
13. Sex	14. Race		15	. Heigh	it	16. Weight		17. Eye	Color		18. H	hair Color
III. Live Scan	Informat	ion				•						
1. Date Printed			ID Type Pres				on Control Nu					Operator*
* When an individ Agency Identifier	and then en	ter the uniq					MNU) field on	the Live	Scan d	evice. Se	elect (	OA - Originating
IV. Privacy Ac												
Authority: Acquisition, preservation, and exchange of fingerprints and associated information by the Federal Bureau of Investigation (FBI) is generally authorized under 28 U.S.C. 534. Depending on the nature of your application, supplemental authorities include Federal statutes, State statutes pursuant to Pub. L. 92-544, Presidential Executive Orders, and federal regulations. Providing your fingerprints and associated information is voluntary; however, failure to do so may affect completion or approval of your application. <b>Principal Purpose:</b> Certain determinations, such as employment, licensing, and security clearances, may be predicated on fingerprint-based background checks. Your fingerprints and associated information/biometrics may be provided to the employing, investigating, or otherwise responsible agency, and/or the FBI for the purpose of comparing your fingerprints to other fingerprint repositories) or other available records of the employing, investigating, or otheravise information/biometrics in NGI after the completion of this application and, while retained, your fingerprints may continue to be compared against other fingerprints submitted to or retained by NGI. <b>Routine Uses</b> : During the processing of this application and for as long thereafter as your fingerprints and associated information/biometrics are retained in NGI, your information may be disclosed pursuant to your consent, and may be disclosed without your consent as permitted by the Privacy Act of 1974 and all applicable Routine Uses as may be published at any time in the Federal Register, including the Routine Uses for the NGI system and the FBI's Blanket Routine Uses. Routine Uses include, but are not limited to, disclosures to: employing, governmental or authorized non-governmental agencies responsible for employment, contracting, licensing, security clearances, and other suitability determinations; local, state, tribal, or federal law enforcement agencies; criminal justice agencies; and agencies responsible for national security or												
V. Procedure			-						• •			
If, after reviewing his/her identification record, the subject thereof believes that it is incorrect or incomplete in any respect and wishes changes, corrections, or updating of the alleged deficiency; he/she should make application directly to the agency which contributed the questioned information. The subject of a record may also direct his/her challenge as to the accuracy or completeness of any entry on his/her record to the FBI, Criminal Justice Information Services (CJIS) Division, ATTN: SCU, Mod. D2, 1000 Custer Hollow Road, Clarksburg, WV 26306. The FBI will then forward the challenge to the agency which submitted the data requesting that agency to verify or correct the challenged entry. Upon the receipt of an official communication directly from the agency which contributed the original information, the FBI CJIS Division will make any changes necessary in accordance with the information supplied by that agency. (28 CFR § 16.34)												
VI. Consent												
I understand that my personal information and biometric data being submitted by Live Scan, will be used to search against identification records from both the Michigan State Police (MSP) and the FBI for the purpose listed above. I hereby authorize the release of my personal information for such purposes and release of any records found to the authorized requesting agency listed above.								thorize the				
Signature:									Date:			



Michigan Department of Licensing and Regulatory Affairs Finance and Administrative Services Revenue Services

## **Credit Card Authorization Form**

## \*\* FAX COMPLETED FORM TO SECURE FAX LINE: 517-284-8557 \*\* \*\* DO NOT EMAIL OR MAIL THIS FORM \*\*

Requests with credit card payments that are not faxed to the above secure fax line will be destroyed along with the credit card authorization in order to ensure the security of applicants' personal credit card numbers.

### \* \*<u>IF YOU ARE NOT SUBMITTING AN APPLICATION FORM WITH THIS CREDIT CARD AUTHORIZATION, YOU MUST PROVIDE AN</u> ITEMIZATION OF THE FEES FOR WHICH YOU ARE SUBMITTING PAYMENT OR YOUR PAYMENT WILL NOT BE PROCESSED\*\*

Name on Card:			Payment Amount:					
Billing Address:		Card Number:						
City: State:	Zip Code:			Cł	neck One:			
Phone:			○ MasterCard	⊖ Visa	○ Discover	C American Express		
Email:			Security Code/CVV	/ Code:				
Applicant/Licensee Name:	Request or Bus	iness ID #:	Expiration Date: _					
Payment is for	 r:							
				:	Signature			
IF YOU ARE NOT SUBMITTING AN APPL CREDIT CARD AUTHORIZATION, YO ITEMIZATION OF THE FEES FOR WHIC PAYMENT OR YOUR PAYMENT WILL NOT Credit Card Payment Ite	DU MUST PR CH YOU ARE S BE PROCESSED.	OVIDE AN	Commission (MLC LARA Revenue Ser by the MLCC. A Services may tak	C). Receipt vices does pplications e up to tw	t of payment and not constitute re <b>s submitted thr</b> ro (2) additiona	ichigan Liquor Control d application forms by ceipt of an application ough LARA Revenue I business days to be Revenue Services.		
Fee Type Inspection Fee(s): Wholesaler License Fee: Warehouser License Fee:	Fee Amount	Fee Code 4036 4085 4038	For requests that MLCC to be proc requests, please e	require a t cessed, suc ensure that be process	imely receipt of h as Special Lic t your applications sed by the MLCC	an application by the enses and temporary on will be received in Cafter the payment is		