

# Claussen Enterprise Term and Policy Contract

**Keep a copy of this contract for your reference**

All plant purchases from Claussen Enterprise must be resold to be eligible for wholesale pricing and sales tax exemption

All new customers are COD for 6 months and a minimum of 8 orders prior to being considered for charge terms

Claussen's business office may be contacted after 6 months (and 8 orders) to be considered for Net 30-day terms

*If charge terms are approved, you are obligated to pay a 2% finance charge for each month your balance is delinquent.*

*Additional late fees may be due and payable based on the debt total and length of delinquency time.*

Initial first order must be a minimum of \$300

Claussen Retail Gift Cards cannot be used as payment on billed purchases

Payment options include Cash, Check, Credit Card, Money Order or Bank Check

There is a \$50 returned check fee for funds up to \$499. There is a \$75 returned check fee for funds exceeding \$500

*A second offense may result in suspension or elimination of your wholesale account and/or terms*

This account must maintain a minimum of \$500 in purchases *per year* to retain wholesale purchase status for the following year. You will be notified if your sales are below our \$500 annual minimum

Claussen Enterprise officials reserve the right to refuse sale of product and to close your account at their discretion

**Claussen Enterprise wholesales plants only!** All other merchandise is sales taxable except items deemed sales tax-exempt (vegetables, gloves) by the state of VT, NY, NH and any other states

We offer a 5% discount off most gardening items. Gardening-related products include pottery, gloves, plastic containers, tools, fertilizers, pesticides, bagged soils & amendments, knee pads, peat pots, landscape fabric, stakes and supports. Some restrictions may apply.

*All seasonal home & garden décor, bulk mulch, wicker baskets, fresh flowers, arrangements, VT artisan merchandise, foil rolls, pot covers, giftware, and any other novelty merchandise are not eligible for discounts as these items are a separate entity from our wholesale business department. Additional restrictions may apply.*

All retail coupons must be redeemed and paid via our retail registers only. Please note that coupons, and in-store retail sales are 'cash & carry' only. These sales are sales taxable and cannot be charged to a wholesale account.

*This includes, but not limited to the 'All you can Carry' Sale when applicable – additional restrictions may apply!*

Wholesalers cannot pay via 3<sup>rd</sup> parties nor can 3<sup>rd</sup> parties use this account

*All payments must be made directly by your business as it is stated on your sales tax-exempt form*

A sales tax exemption form must be completed by all eligible VT (Form S3) and NY (Form ST-120) wholesale customers

All landscapers will be charged VT/NY sales tax except for items deemed as sales tax exempt in VT/NY

*Sales tax is based on the town and state that the product is shipped to or town picked up from*

Landscapers with a sales tax-exempt customer are required to complete Form S-3C (VT) or Form ST-120.1 (NY) for sales tax exemption per job, per year. *\*Contact our business office for further instruction*

**All businesses operating outside of VT** must pay 7% Colchester sales tax if picking product up from us directly. If you desire sales tax exemption, you must register with the state of VT to receive a VT sales tax-exempt number. Upon receipt of an SUT#, you must provide a completed VT Form S-3 at point of purchase. *This will enable us to legally sell plants to your business at sales tax exemption status. Contact VT Dept of Taxes at 802/ 828-2551 for instruction*

**I (we) will contact Claussen's business office if this business is closed or sold to ensure account liability closure**

**I (we) will contact Claussen's business office if there are any changes to any of the contact information or credit card information on these forms**

Printed Authorized Representative \_\_\_\_\_ Position \_\_\_\_\_

Signature of Authorized Representative \_\_\_\_\_ Date \_\_\_\_\_