

TRADE NAME REGISTRATION

GENERAL INFORMATION

Georgia law **REQUIRES** that every person, firm or partnership carrying on this state any trade or business under any name which does not disclose the individual ownership of the trade, business or profession **SHALL** before commencing to do business, file a registration statement in the office of the Clerk of Superior Court and that notice of such filing **SHALL** be published in the legal organ of the county once a week for two weeks.

The law further provides that any person or entity subject to such law carrying on any trade or business without registration as required shall be guilty of a misdemeanor and may be subject to other penalty or forfeiture. O.C.G.A. 10-1-493.

IT SHOULD NOT BE ASSUMED THAT REGISTRATION UNDER SUCH LAW NECESSARILY “SECURES” OR “PROTECTS” THE USE OF THE NAME REGISTERED EXCLUSIVELY TO THE USE OR BENEFIT OF THE PERSON FILING THE REGISTRATION. AS THE LAW CONCERNING PROTECTION OF TRADE NAMES IS COMPLEX AND RIGHTS IN AND TO ANY NAME MAY DEPEND ON THE FACTUAL CIRCUMSTANCES IT IS SUGGESTED YOU CONSULT YOUR LEGAL ADVISOR FOR GUIDANCE IN THE EVENT YOU ARE CONCERNED WITH PROTECTING THE USE OF SUCH NAME. IT SHOULD NOT BE ASSUMED THAT REGISTRATION WILL INSURE THAT THE COUNTY WILL ISSUE ANY BUSINESS LICENSE OR ZONING VARIANCE TO ALLOW THE CONDUCT OF SUCH BUSINESS.

The Deputy Clerks will be happy to assist with the filing of your registration statement. Deputy Clerks are however prohibited from giving legal advice on such complex legal issues.

FILING FEE: \$161.00 Payable to CLERK SUPERIOR COURT

(CASH, ATTORNEY CHECK, OR CERTIFIED FUNDS ONLY)

***SEPARATE FEE DUE AT TIME OF REGISTRATION: \$40.00 Payable to GWINNETT DAILY POST**

(CHECK OR MONEY ORDER ONLY)

BOOK _____

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**GWINNETT SUPERIOR COURT
TRADE NAME REGISTRATION**

PERSONALLY APPEARED THE UNDERSIGNED WHO ON OATH DEPOSES AND SAYS THAT:

* _____
(name of proprietor or corporate name if corporation)

* _____
(address of proprietor or parent corporation)

* _____ (CONTACT NUMBER)

and

(name of second proprietor or corporation if any)

* _____
(address)

* _____ (CONTACT NUMBER)

IS/ARE DOING BUSINESS IN GWINNETT COUNTY, GEORGIA UNDER THE NAME OF:

TRADENAME: * _____

ADDRESS: * _____

(tradenname address in _____ County)

and that the (nature of the business) to be carried on at such address is

* _____

* _____
(signature of person making declaration)

SWORN TO AND SUBSCRIBED BEFORE

ME THIS _____ DAY OF _____, 20____

NOTARY PUBLIC OR DEPUTY CLERK

FEES Due at Time of Registration

**\$161.00 FILING FEE TO *CLERK SUPERIOR COURT
(CASH, ATTORNEY CHECK OR CERTIFIED FUNDS
ONLY)**

**SEPARATE FEE *Due at Time of Registration
\$40.00 PUBLICATION FEE TO *GWINNETT DAILY
POST (CHECK OR MONEY ORDER ONLY)**

INSTRUCTIONS FOR TRADE NAME REGISTRATION

APPLICATION:

- Please completely fill out the Trade Name application
- Have it notarized where indicated on the application.

FEE:

- Enclose a \$161.00 attorney check, cashier's check or money order for filing fee made payable to Clerk of Superior Court Gwinnett County
- Enclose a separate check, cashier's check or money order for \$40.00 made payable to Gwinnett Daily Post

PLEASE RETURN ALL DOCUMENTS WITH BOTH FEES TO:

GWINNETT SUPERIOR COURT
NOTARY/TRADE NAME DIVISION
P. O. BOX 880, LAWRENCEVILLE, GA 30046

ENCLOSE A SELF-ADDRESSED STAMPED ENVELOPE TO RETURN YOUR COPIES OF THE APPLICATION ONCE WE HAVE SIGNED AND SEALED IT.

THANK YOU,

NOTARY/TRADE NAME DIVISION