



Birthday in a Box [Enter Your State] Affiliate Compliance Form

Instructions:

1. Please fill out the last page of this Agreement in its entirety and submit to Birthday in a Box. By accepting this Agreement, you accept Attachments A & B and represent that the statements therein are accurate for June 1 through May 31 of the prior year.
2. Form must be returned by May 1st each year or Affiliate may be removed from the Birthday in a Box Affiliate Program.
3. Form should be printed on letterhead, if available.
4. Form may be faxed, mailed or scanned/e-mailed

Mailing Address:

Birthday in a Box

Attn: Affiliates [Enter Your State] Affiliate Compliance

7951 Cessna Avenue

Gaithersburg, MD 20879

Fax: 301-947-1466

Scan & E-mail: nicole.beidler@birthdayinbox.com

If you have any questions, please e-mail nicole.beidler@birthdayinbox.com

Attachment A



Proof of compliance with prohibition against solicitation:

Affiliate (“Affiliate”) does hereby swear to the following:

A. During the past year, June 01 through May 31, Affiliate has adhered to the guidelines set forth in its affiliate agreement. Affiliate has not engaged in any of the prohibited activities including, but not limited to: (i) distributing flyers, coupons, newsletters and other printed materials, or electronic equivalents of such materials; (ii) engaging in verbal solicitation, including in-person referrals or initiating telephone calls; and (iii) sending emails intended to refer customers to Birthday in a Box. The only promotional methods Affiliate has used are promotion of its own website and Affiliate has not directly solicited on behalf of Birthday in a Box.

B. If Affiliate is an organization, club or nonprofit group only, Affiliate’s website includes information directed at its members alerting them to the aforementioned prohibition against solicitation activities.

C. Affiliate acknowledges and agrees that this certification and any information submitted with it is subject to verification and audit by the Affiliate’s state’s State Tax Department.

This pertains solely to organizations, clubs and nonprofit groups. The Affiliate must include notice on its website reminding all members about these conditions. All annual certifications shall be signed by a person with the authority to enter binding contracts on behalf of the organization and shall include the name and address of the person signing the certification.

BY SUBMITTING THE APPLICATION, I HEREBY SWEAR OR AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE FOREGOING STATEMENTS ARE TRUE AND ACCURATE, AND I AGREE TO SUBMIT THE FOLLOWING COMPLETED AND EXECUTED FORM TO YOU UPON REQUEST BY BIRTHDAY IN A BOX.

Attachment B

FORM TO BE SUBMITTED
(Complete and Return to Birthday in a Box)

Proof of compliance with prohibition against solicitation:

I, _____, an Affiliate of Birthday in a Box (“Affiliate”), pursuant to an Affiliate Agreement which I entered into via the Internet, do hereby swear to the following:

A. During the past year, JUNE 01, 20__ - MAY 31, 20__, Affiliate has adhered to the guidelines set forth in its affiliate agreement. Affiliate has not engaged in any of the prohibited activities including, but not limited to: (i) distributing flyers, coupons, newsletters and other printed materials, or electronic equivalents of such materials; (ii) engaging in verbal solicitation, including in-person referrals or initiating telephone calls; and (iii) sending emails intended to refer customers to Birthday in a Box. The only promotional methods Affiliate has used are promotion of its own website and Affiliate has not directly solicited on behalf of Birthday in a Box.

B. If Affiliate is an organization, club or nonprofit group only, Affiliate’s website includes information directed at its members alerting them to the aforementioned prohibition against solicitation activities.

C. Affiliate acknowledges and agrees that this certification and any information submitted with it is subject to verification and audit by the Affiliate’s state’s State Tax Department.

I HEREBY SWEAR OR AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE FOREGOING STATEMENTS ARE TRUE AND ACCURATE:

Affiliate Name (Must Print):

Affiliate Address (Must Print):

Signature: _____

Signatory Name and Address (only if Affiliate is an organization, club or nonprofit group):

Affiliate ID: _____

Date: _____

For Organizations, Clubs and Non-Profit Groups ONLY

This pertains solely to organizations, clubs and nonprofit groups. The Affiliate must include notice on its website reminding all members about these conditions. All annual certifications shall be signed by a person with the authority to enter binding contracts on behalf of the organization and shall include the name and address of the person signing the certification.