

Change of Corporate Control

\$25 filing fee

Office Use Only			
To be considered at the ALRC meeting of _____ and Common Council Meeting of _____			
License LICCCC-20_____ - _____		Legistar # _____	
Agent _____	_____ % Alcohol	_____ % Food	Granted/Denied

Name of Corporation/LLC _____

DBA _____ Contact Number: _____

State of Incorporation _____

Address of Premise _____

Proposed Stockholders (including those already approved by Council):

Name	Address	Extent of Interest/Control

Proposed Officers/Members (including those already approved by Council):

	Name
President/Member	
Vice President/Member	
Secretary/Member	
Treasurer/Member	
Other Officers (if none, state "None")	

Proposed Directors (including those already approved by Council):

Name	Address

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Current Stockholders, Officers/Members, or Directors who will no longer hold those positions once transfer of ownership/control becomes effective:

Name	Former Position/Title

Do any of the stockholders, officers, directors or the recipient of any other form of interest and/or control in the corporate/limited liability company licensee possess any other interest or control in any other Class A or Class B Fermented Malt Beverage or Intoxicating Liquor License in the State of Wisconsin or elsewhere? No Yes

If yes, indicate such persons and the extent of their interest in other Class A or Class B or other Retail Fermented Malt Beverage or Intoxicating Liquor Licenses:

List all persons who are the recipient of any other form of interest and/or control in corporate licensee (if none, state "None").

Date proposed transfer of ownership/control is to become effective: _____

I have read and understand the provisions of Section 38.05(3)(i) of the Madison General Ordinances entitled "Application for Approval of Transfer of Ownership or Control of Corporate License" set forth above. I understand the provisions of said Ordinance and specifically understand that failure of the Corporate Licensee to comply with the provisions of said subdivision shall result in revocation of said licensee's intoxicating liquor license after a hearing by the Common Council.

_____ being first duly sworn, depose and say that they are respectively the President or Secretary of the applicant corporation named in the foregoing application and that they have read each of the questions of said application, that they have made complete answers to each such question, and that said answers in each instance are true and correct.

Subscribed and Sworn to before me:

this _____ day of _____, 20____

_____ (Officer /Member of LLC)

_____ (Clerk/Notary Public)

My commission expires _____

Section 38.05(3)(k) of the Madison General Ordinances

(k) Application for Approval of Transfer of Ownership or Control of License.

1. No license, or any rights thereunder, or ownership or control of any license, shall be transferred, assigned, or disposed of in any manner, voluntarily or involuntarily, directly or indirectly, or by transfer of control of any corporation or limited liability company holding such license, except upon application to and approval of the Common Council.
2. The word “control” as used herein is not limited to majority stock ownership but includes actual working control in whatever manner exercised. A change in corporation or limited liability company name only shall not be construed as a change in ownership or control but such licensee shall file with the City Clerk a copy of the amended Articles of Incorporation or Articles of Organization within 30 days of filing with the appropriate agency of the State of Wisconsin. (Am. by Ord. 11,940, 9-26-97)
3. Application to the Common Council made pursuant to paragraph 1 above, shall be made at least forty-five (45) days prior to the contemplated date of said transfer in cases where the transfer is to be made to a corporation or limited liability company not previously licensed pursuant to this section, except that if reports are received from the various departments the application may be acted upon sooner than the forty-five (45) days, and at least fifteen (15) days prior to the contemplated date of said transfer in cases where the transfer is to be made to a corporation or limited liability company which has been previously licensed pursuant to this section within the prior two (2) license years, and shall include:
 - a. The name and address and state of incorporation of the corporate licensee or the name and address and state of organization of the limited liability company licensee.
 - b. A listing of the present stockholders, officers and directors of a corporate licensee or a listing of the present members and managers of a limited liability company licensee; the extent of their interest and/or control, if any, in any other Class A or Class B fermented malt beverage or intoxicating liquor license in the state of Wisconsin.
 - c. A listing of the proposed transferee or transferees; assignee or assignees; or the recipient of any other form of their interest and/or control, if any, in any other Class A or Class B fermented malt beverage or intoxicating liquor license in the state of Wisconsin.
 - d. The name of the present licensed agent for said corporate or limited liability company licensee.
 - e. The name of the proposed licensed agent for said corporate or limited liability company licensee.
 - f. The date any proposed transfer of ownership or control of a corporate or limited liability company licensee is contemplated to become effective.
4. In applying the provisions of paragraph 3 to the stockholders of a corporation which has more than fifty (50) voting stockholders, only those stockholders need be considered who are officers or directors or who directly or indirectly own one percent (1%) or more of the outstanding voting stock.
5. Failure of the licensee to comply with the provisions of this subdivision shall result in the revocation of said licensee’s alcohol beverages license after a hearing pursuant to the provisions of Sec. 38.10 of these ordinances. (Am. By Ord. 9485, 6-1-88)
6. The fee for filing an application for a change of control of any corporation or limited liability company holding such a license shall be \$25.00.