



OHIO DEPARTMENT OF PUBLIC SAFETY
BUREAU OF MOTOR VEHICLES

CONSTRUCTION EQUIPMENT AUCTION LICENSE APPLICATION

Failure to complete ANY portion of this application will delay the processing of the license. By completing, signing, and submitting this application with all required documentation, as applicable, you are affirming that the established place of business meets all the requirements of Chapter 4517 of the Ohio Revised Code (R.C.) and Chapter 4501:1-3 of the Ohio Administrative Code (O.A.C.).

<input type="checkbox"/> YES <input type="checkbox"/> NO	I, as an authorized representative of the business entity or sole proprietor, do not hold a license that is issued under Chapter 4517 of the R.C. (NOTE: No construction equipment auction licensee may hold any motor vehicle dealers licenses issued by this state at the same time as holding a construction equipment auction license.)
<input type="checkbox"/> YES <input type="checkbox"/> NO	I, as an authorized representative of the business entity or sole proprietor, understand that the business MUST be engaged primarily in the selling of large construction and transportation equipment at auction, receive more than one million dollars (\$1m) in gross annual sales in this state, and derive not more than ten percent (10%) of the person's gross annual sales revenue in this state from the sale of motor vehicles having a gross vehicle weight rating of ten thousand (10,000) pounds or less.
<input type="checkbox"/> YES <input type="checkbox"/> NO	Is any owner, partner, officer, member, trustee, principal owner or spouse thereof a veteran or member of the armed forces or a surviving spouse of a veteran or member of the armed forces? (NOTE: A completed application with the required documentation of military status qualifies the applicant for an expedited application process, upon receipt.) If "yes", please provide a copy of your or your spouse's DD214, separation documentation, or other official military documentation approved by the board.

PLEASE WRITE LEGIBLY

CONSTRUCTION EQUIPMENT AUCTION INFORMATION	
REGISTERED BUSINESS NAME, SOLE PROPRIETOR, OR PARTNERSHIP BUSINESS NAME	
DATE REGISTERED WITH SECRETARY OF STATE	STATE OF INCORPORATION (IF A CORPORATION)

NOTE: A copy of the Certificate from the Secretary of State must accompany the application for the registered business name.

REGISTERED FICTITIOUS NAME OR TRADE NAME	DATE OF REGISTRATION
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NOTE: A copy of the Certificate from the Secretary of State must accompany the application for the registered fictitious or trade name, if applicable.

BUSINESS STREET ADDRESS	P.O. BOX #	SUITE #
CITY	STATE	ZIP CODE
COUNTY	BUSINESS TELEPHONE #	FAX #
BUSINESS E-MAIL ADDRESS		

Please include a valid **business e-mail address** to receive electronic notification(s) on the processing of your application.

FEDERAL EMPLOYEE IDENTIFICATION NUMBER (FEIN)	VENDOR'S #
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IMPORTANT INFORMATION

Applications for a license shall be denied for reasons listed in R.C. 4517.171 and 4501:1-3-09 of the O.A.C., which include:

- A conviction of **ANY** fraudulent act (misdemeanor or felony), regardless of the conviction date, related to dealing in motor vehicles.

Following the issuance of a license, violation of any provisions of section 4517.171 of the R.C. could be subject to revocation of the license by the Registrar. The licensee may appeal the action of the Registrar to the Motor Vehicle Dealers Board. Notification of an administrative hearing shall be given to the licensed holder in a timely manner upon notification to the Board of such violations.

OWNERSHIP INFORMATION (R.C. 4517.17, 4517.171 and O.A.C. 4501:1-3-36)

- **All Ohio residents** who are listed on this application **MUST** be electronically fingerprinted. Applicants must request that the results be sent electronically to **direct copy “BMV Dealer Licensing”** at the web check locations in order for them to be forwarded to the BMV Dealer Licensing Section. (For a complete list of electronic fingerprinting locations in Ohio, visit www.ohioattorneygeneral.gov.)
- **All out-of-state applicants**, or those who qualify for electronic exemption that are listed on this application, **MUST** submit a fingerprint card (*supplied by Dealer Licensing or Ohio Attorney General’s Office*), exemption form, and fingerprint card processing fee with the application for license. Contact the Dealer Licensing Section at (614) 752-7636 to request that a fingerprint card and exemption form be mailed to you.

All individuals listed on this application are required to complete a criminal history record through the Bureau of Criminal Identification and Investigation (BCI). A Federal Bureau of Investigation (FBI) criminal history record is not acceptable in place of a BCI criminal history record.

NOTE: Some background checks could take BCI up to thirty (30) days for processing.

<input type="checkbox"/> Sole Proprietor	<input type="checkbox"/> Limited Liability (LLC) (<i>Members</i>)	<input type="checkbox"/> Business Trust (<i>Trustees</i>)	<input type="checkbox"/> Partnership (<i>Partners</i>)
<input type="checkbox"/> Corporation (INC) (<i>President, Vice President, Treasurer, Secretary</i>)		<input type="checkbox"/> Other Registered Entity* _____	

**You may be required to show the registered ownership structure.*

TITLE <input type="checkbox"/> Sole Proprietor <input type="checkbox"/> President <input type="checkbox"/> Member (<i>owning 10% or more</i>) <input type="checkbox"/> Partner <input type="checkbox"/> Trustee			
FIRST NAME	MI	LAST NAME	SUFFIX (Jr., Sr., ETC.)
HOME ADDRESS			SSN
CITY	STATE	ZIP CODE	TELEPHONE #
ELECTRONIC FINGERPRINTS COMPLETED? <input type="checkbox"/> Yes <input type="checkbox"/> No		DATE COMPLETED	

TITLE <input type="checkbox"/> Vice President <input type="checkbox"/> Member (<i>owning 10% or more</i>) <input type="checkbox"/> Partner <input type="checkbox"/> Trustee			
FIRST NAME	MI	LAST NAME	SUFFIX (Jr., Sr., ETC.)
HOME ADDRESS			SSN
CITY	STATE	ZIP CODE	TELEPHONE #
ELECTRONIC FINGERPRINTS COMPLETED? <input type="checkbox"/> Yes <input type="checkbox"/> No		DATE COMPLETED	

TITLE <input type="checkbox"/> Treasurer <input type="checkbox"/> Member (<i>owning 10% or more</i>) <input type="checkbox"/> Partner <input type="checkbox"/> Trustee			
FIRST NAME	MI	LAST NAME	SUFFIX (Jr., Sr., ETC.)
HOME ADDRESS			SSN
CITY	STATE	ZIP CODE	TELEPHONE #
ELECTRONIC FINGERPRINTS COMPLETED? <input type="checkbox"/> Yes <input type="checkbox"/> No		DATE COMPLETED	

TITLE			
<input type="checkbox"/> Secretary	<input type="checkbox"/> Member (owning 10% or more)	<input type="checkbox"/> Partner	<input type="checkbox"/> Trustee
FIRST NAME	MI	LAST NAME	SUFFIX (Jr., Sr., ETC.)
HOME ADDRESS			SSN
CITY	STATE	ZIP CODE	TELEPHONE #
ELECTRONIC FINGERPRINTS COMPLETED?		DATE COMPLETED	
<input type="checkbox"/> Yes <input type="checkbox"/> No			

Any additional persons, please list on a separate sheet of paper and attach with this application.

I, as an authorized representative of the business entity or sole proprietor, to the best of my knowledge and belief, acknowledge responsibility for any misrepresentation of the foregoing information and the subsequent statements in this application and any additional documents, as applicable.

<input type="checkbox"/> Yes <input type="checkbox"/> No	1. Does any person listed on this application have an ownership interest in another motor vehicle business entity?		
<input type="checkbox"/> Yes <input type="checkbox"/> No	2. Has any person listed on this application previously applied for a motor vehicle dealer's license, leasing license, distributor's license, auction owner's license, motor vehicle salvage license, salvage motor vehicle auction license, salvage motor vehicle pool license, construction equipment auction license, or salesperson's license? (If yes, please list below; submit any additional information on a separate sheet of paper.)		
BUSINESS NAME APPLIED IN	DATE	TYPE OF LICENSE	PERMIT # (if issued)
<input type="checkbox"/> Yes <input type="checkbox"/> No	3. Has any person listed on this application ever had their dealer's license suspended or revoked?		
<input type="checkbox"/> Yes <input type="checkbox"/> No	4. Has any person listed on this application ever been convicted of a felony?		
<input type="checkbox"/> Yes <input type="checkbox"/> No	5. Has any person listed on this application ever been convicted of a fraudulent act (felony or misdemeanor) that was related to the selling or dealing in motor vehicles? If answered "yes", please provide the following certified documents and information: (1) A certified copy of a conviction or journal entry; (2) A certified copy of the sentencing entry; and (3) A certified copy of the indictment or complaint.		
<input type="checkbox"/> Yes <input type="checkbox"/> No	6. Does any person listed on this application have an unsatisfied civil judgment resulting from a motor vehicle transaction? If answered "yes", please provide the following certified documents and information: (1) A certified copy of a journal entry showing the final disposition of the judgment; (2) The court of jurisdiction that decided the civil judgment; (3) The court's case number; and (4) The date the civil judgment was issued.		

ESTABLISHED PLACE OF BUSINESS (R.C. 4517.03)

INITIAL	The issuance of a license does not supersede building codes and local zoning. The State of Ohio (BMV) Dealer Licensing Section is the regulator of motor vehicle dealers, but it does not pre-empt the enforcement by local authorities of zoning, building codes, health, safety codes, or laws. It is recommended that each applicant check building and zoning regulations applicable to the proposed facility with their local authority prior to making application. Evidence of building and zoning requirements must be presented upon the request of the Registrar.
<input type="checkbox"/> Yes <input type="checkbox"/> No	A. The established place of business is being used primarily for the business of selling large construction and transportation equipment at auction.
<input type="checkbox"/> Yes <input type="checkbox"/> No	B. The established place of business is separated from any other business licensed under Chapter 4517 of the R.C.
<input type="checkbox"/> Yes <input type="checkbox"/> No	C. The established place of business has a permanent auction site within this state that has at least ninety (90) acres in size.
<input type="checkbox"/> Yes <input type="checkbox"/> No	D. The established place of business has at least sixty thousand (60,000) square feet of total facility space.

HOURS OF OPERATION

	OPEN	CLOSE		OPEN	CLOSE		OPEN	CLOSE
SUNDAY			WEDNESDAY			SATURDAY		
MONDAY			THURSDAY					
TUESDAY			FRIDAY					

You must notify Dealer Licensing of any changes in your 'hours of operation' within fifteen (15) days of the change.

PHOTOGRAPHS

REQUIRED at the time of application, clear photographs of the location **MUST** be submitted via mail or e-mail (JPEG format) that show the following:

- (1) the inside of the facility space
- (2) the sign with the registered business name, including any registered fictitious or trade names
- (3) the posted business hours
- (4) the posted business telephone number
- (5) a view of the ninety (90) acres

PHOTOS MAY BE SUBMITTED BY MAIL WITH THE APPLICATION OR BY E-MAIL (JPEG format) TO dealerphotos@dps.ohio.gov.

(If submitted by e-mail, please include the auction name and county in the subject line.)

Fees are non-refundable

Make check payable to "Ohio Treasurer of State." Fees are as follows: (DO NOT SEND CASH)

Permit (RENEWED EVERY 5 YEARS)	\$ 7,500.00
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NOTE: You may apply for in-transit license plates to be used in conjunction with your construction equipment auction business. To apply, visit our Web site at www.OhioAutoDealers.com for an in-transit license plate application (BMV 4366).

PLEASE ALLOW 4 - 6 WEEKS FOR THE PROCESSING OF COMPLETED LICENSE APPLICATIONS.

✓ **NOTE:** The 4 - 6 weeks is from the time that the Dealer Licensing Section receives the application.

FAILURE TO COMPLETE ANY PORTION OF THIS APPLICATION WILL DELAY THE PROCESSING OF THE LICENSE.

✓ **NOTE:** All changes, including officers, business name, address, and hours of operation, must be reported to Dealer Licensing within fifteen (15) days of the change.

It is understood that at the discretion of the Registrar, a physical inspection will be performed by BMV Investigations prior to the issuance of the license and at any given time during the period which the license is held.

I understand that if the licensed location fails to meet any of the requirements or fails to maintain compliance, it will immediately be referred to the Registrar of motor vehicles for revocation of the license.

I understand that the Registrar of motor vehicles must be notified if there is a change of status at the licensed location, including, but not limited to, personnel of ownership, relocation of the place of business, posted business hours, and telephone number.

I understand that following the issuance of a license, violation of any provisions of section 4517.171 of the R.C. could be subject to revocation of the license by the Registrar. The licensee may appeal the action of the Registrar to the Motor Vehicle Dealers Board. Notification of an administrative hearing shall be given to the licensed holder in a timely manner upon notification to the Board of such violations.

I affirm that the motor vehicles owned by this business will be insured or have other financial responsibility coverage, will not be operated without financial responsibility coverage, and will not be used as commercial vehicles unless so registered.

I, as an authorized representative of the business entity or sole proprietor, acknowledge that all information in the foregoing application and in any additional documentation is true and correct.

PRINTED OR TYPED NAME OF SIGNER

SIGNATURE (OWNER, PARTNER, PRESIDENT, MEMBER, TRUSTEE, OR PRINCIPAL OWNER)

DATE OF APPLICATION

X

Notary:

Sworn to and subscribed in my presence this _____ day of _____, 20 _____

in _____ County, State of _____.

(Notary Seal)

Signature of Notary / Clerk / Deputy Clerk (circle one) **X** _____

My commission expires _____

**RETURN THE COMPLETED APPLICATION, PHOTOGRAPHS,
OTHER SUPPORTING DOCUMENTS, AND FEES TO:**

Ohio Bureau of Motor Vehicles
Attention: Dealer Licensing Section
P.O. Box 16521
Columbus, Ohio 43216-6521

For additional information and all applicable laws
visit our Web site at www.OhioAutoDealers.com.

CONSTRUCTION EQUIPMENT AUCTION LICENSE CHECKLIST

REMINDER:

FAILURE TO COMPLETE ANY PORTION OF THIS APPLICATION WILL DELAY THE PROCESSING OF THE LICENSE. PLEASE USE THE CHECKLIST BELOW TO ENSURE THAT THE FOLLOWING INFORMATION HAS BEEN COMPLETED AND ALL THE REQUIRED DOCUMENTATION IS ACCOMPANYING THE APPLICATION.

HAVE YOU...?

- Registered the business entity with the Secretary of State?
 - Included with the application a copy of the Certificate from the Secretary of State?
- Registered the business fictitious name or trade name with the Secretary of State?
 - Included with the application a copy of the Certificate from the Secretary of State?
- Obtained a Federal Employee Identification Number (FEIN) from the Internal Revenue Service (IRS)?
- Obtained a Vendor's Number from the County Auditor's Office?
- Completed the electronic fingerprinting / fingerprint card process for the criminal history record, with results being sent to Dealer Licensing?
 - Ensured all persons listed on the application have completed the electronic fingerprinting process or fingerprint card, as applicable?
- Taken all the required photographs?
 - Included the photographs with the application or submitted them by e-mail?
- Had the application signed and notarized?
- Included with the application a check or money order made payable to "Ohio Treasurer of State"?
- Made a copy of the completed application, accompanying documents, and photographs for your records?

THIS PAGE IS FOR YOUR RECORDS ONLY.

(Do not send with the application.)

For additional information and all applicable laws visit our Web site at www.OhioAutoDealers.com.