



# South Carolina Department of Motor Vehicles

## Wholesale Dealer Agreement

DE-004A  
(Est. 3/14)

State of South Carolina

County of \_\_\_\_\_

I, \_\_\_\_\_, am an owner, partner, or corporate  
(PRINTED OR TYPED FULL LEGAL NAME)

officer of \_\_\_\_\_  
(PRINTED OR TYPED NAME OF BUSINESS) (WHOLESALE DEALER #, IF KNOWN)

and acknowledge and agree to the following terms and conditions as they relate to my application for or current wholesale dealer license:

- I. A wholesale dealer is prohibited from selling or attempting a sale, either directly or indirectly, to any person or entity that is not a licensed motor vehicle dealer or licensed motor vehicle wholesaler.
- II. "Sale" as defined by dealer statutes includes:
  - a. The issuance, transfer, agreement for transfer, exchange, pledge, hypothecation, mortgage in any form, whether by transfer in trust or otherwise, of any motor vehicle or interest therein; or
  - b. Any option, subscription or other contract, or solicitation, looking to a sale, or offer or attempt to sell in any form; or
  - c. A gift or delivery of any motor vehicle with respect thereto with, or as, a bonus on account of the sale of anything.
- III. That in addition to possible revocation of the wholesale dealer license upon a department finding of a violation of the above, a wholesaler is also subject to criminal charges with penalties as follow:
  - a. Up to two hundred dollars (plus court fees/costs) or imprisoned for thirty days for the first offense;
  - b. Up to one thousand dollars (plus court fees/costs) and/or imprisoned for six months for the second offense; and
  - c. Up to ten thousand dollars (plus court fees/costs) and/or imprisoned for two years for the third or any subsequent offense.

For purposes of this section of the law, the sale of each motor vehicle constitutes a separate offense.

- IV. That by signing this form acknowledging these prohibitions and then attempting in any manner to sell a vehicle whether by display, internet, newspaper, or other media, contract or agreement to a non-licensed individual or entity without first obtaining a retail dealer license may subject me to additional criminal charges under SC Code of Law Section 56-17-10 that states:

*"A person required by a provision of law or by regulation to purchase a license, keep any records, or supply any information, who wilfully fails to purchase a license, keep the records, or supply the information or who wilfully falsifies information so supplied, at the time or times required by law or regulation, in addition to other penalties provided by law, is guilty of a misdemeanor and, upon conviction, must be fined not more than ten thousand dollars or imprisoned not more than one year, or both, including the cost of prosecution."*

\_\_\_\_\_  
(Signature of owner, partner or corporate officer)

\_\_\_\_\_  
(Printed name of above owner, partner or corporate officer)

**Mail to:** South Carolina Department of Motor Vehicles  
Dealer Licensing & Audit Unit  
P.O. Box 1498  
Blythewood, South Carolina 29016-0023

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