

F96000002870

GULF STATES

(Requestor's Name)

PO Box 1177

(Address)

BIRMINGHAM AL 35201

(City, State, Zip)

(Phone #)

600001809736

-05/06/96--01007--009

****270.00 ****270.00

OFFICE USE ONLY

W96-9558

CORPORATION NAME(S) & DOCUMENT NUMBER(S) (if known):

1. GULF STATES BEAUTY STORES, INC
(Corporation Name) (Document #)
2. _____
(Corporation Name) (Document #)
3. _____
(Corporation Name) (Document #)
4. _____
(Corporation Name) (Document #)

☐ Walk in ☐ Pick up time _____

☐ Certified Copy

☐ Mail out ☐ Will wait

☐ Photocopy

☐ Certificate of Status

NEW FILINGS	
<input type="checkbox"/>	Profit
<input type="checkbox"/>	NonProfit
<input type="checkbox"/>	Limited Liability
<input type="checkbox"/>	Domestication
<input type="checkbox"/>	Other

AMENDMENTS	
<input type="checkbox"/>	Amendment
<input type="checkbox"/>	Resignation of R.A., Officer/Director
<input type="checkbox"/>	Change of Registered Agent
<input type="checkbox"/>	Dissolution/Withdrawal
<input type="checkbox"/>	Merger

OTHER FILINGS	
<input type="checkbox"/>	Annual Report
<input type="checkbox"/>	Fictitious Name
<input type="checkbox"/>	Name Reservation

REGISTRATION/ QUALIFICATION	
<input type="checkbox"/>	Foreign
<input type="checkbox"/>	Limited Partnership
<input type="checkbox"/>	Reinstatement
<input type="checkbox"/>	Trademark
<input type="checkbox"/>	Other

Examiner's Initials

FILED
SECRETARY OF STATE
DIVISION OF CORPORATIONS
96 JUN 10 AM 10:28

W
6/10



FLORIDA DEPARTMENT OF STATE
Sandra B. Mortham
Secretary of State

May 6, 1996

GULF STATES BEAUTY STORES, INC.
PO BOX 1177
BIRMINGHAM, AL 35201

SUBJECT: GULF STATES BEAUTY STORES, INC.
Ref. Number: W96000009558

We have received your document for GULF STATES BEAUTY STORES, INC. and your check(s) totaling \$270.00. However, the document has not been filed and is being retained in this office for the following:

Pursuant to section 607.1502(4), 617.1502(4) or 608.502(4), Florida Statutes, this office collects a civil penalty of \$1000 for each year this entity transacted business or conducted its affairs in Florida prior to qualification and the appropriate annual report fees that would have been due this office had the entity qualified the year it began operations in this state. The amount due this office to cover both annual report and penalty fees is \$1,200.00.

Enclosed please find a copy of section 607.1501 or 617.1501, Florida Statutes, which lists those activities that do not constitute transacting business or conducting affairs in this state. If after reviewing this section you determine erroneous information was inserted on the application, a sworn affidavit containing the following information must be submitted: 1.) a statement indicating erroneous information was listed on the application; and 2.) the correct date the corporation began transacting business or conducting its affairs in Florida prior to the year the application was submitted did not constitute transacting business or conducting affairs pursuant to section 607.1501 or 617.1501, Florida Statutes.

A certificate of existence, dated no more than 90 days prior to the delivery of the application to the Department of State, duly authenticated by the secretary of state or other official having custody of the records in the jurisdiction under the laws of which it is incorporated/organized, must be submitted to this office. A translation of the certificate under oath of the translator must be attached to a certificate which is in a language other than the English language. A photocopy of this certificate is not acceptable.

Please note that we have applied the \$200 you submitted to the annual report fees due; the amount still due is the \$1000 penalty fee. Please also note that we are returning the certification you submitted, as it is different from the certification described above.

If you have any questions concerning the filing of your document, please call
(904) 487-6958.

Lee Rivers
Document Examiner

Letter Number: 496A00021888

GS GULF STATES



1400 52nd Street North
Birmingham, AL 35212

P.O. Box 1177
Birmingham, AL 35201

Phone: (205) 592-4724

WATS: 1-800-933-4724

FAX: (205) 592-9625

- Clearwater/Palm Harbor
- Lantana
- Margate/Coconut Creek
- Melbourne
- Orlando
- Pembroke Pines
- Port St. Lucie
- St. Petersburg
- Vero Beach
- West Palm Beach

Mr. Loo Rivora
FLORIDA DEPARTMENT OF REVENUE
Division of Corporations
P.O. Box 6327
Tallahassee, Florida 32314

RE: GULF STATES BEAUTY STORES, INC.

Dear Mr. Rivora,

We received your letter (Ref. Number: W96000009558) dated May 6, 1996 detailing our non compliance with obtaining our Florida Annual Report. I immediately telephoned your office to determine what we needed to do to comply and to have the penalty abated.

For conversations with your office, we have obtained a certificate of existence from the State of Alabama, the state of incorporation, and have enclosed it with this letter. The penalty that you have assessed is due to "transacting business in the state without a certificate of authority." The company was incorporated in the State of Alabama on April 17, 1995 and began conducting business in the State of Florida in late May, 1995. We attempted to obtain and did obtain all required city and county business licenses and a state sales tax account thinking that we were in complete compliance. We were aware that the state required an annual report every May 1 and assumed that our first filing of the annual report would be due May 1, 1996 since we were not in business May 1, 1995. We completed the forms and mailed them on April 24, 1996 so that we would make the May 1, 1996 due date. We enclosed a check for \$270.00 to cover the \$70.00 application fee, the \$100.00 fee for the partial year of operation (late May 1995 - April 30, 1996) and the \$100.00 fee for the year beginning May 1, 1996. We also enclosed copies of articles of incorporation thinking they would suffice as a certificate of existence. Having done this, we were quite surprised to receive your letter assessing a \$1000.00 penalty for non-compliance.

We have obtained the certificate of existence and have enclosed it herewith. Additionally, we respectfully request an abatement of the penalty that you have assessed. As you can see by the copy of our initial federal income tax return we are not in the financial position to pay this penalty. We currently employ 23 Florida residents, are current in collecting and submitting Florida sales tax and pay rent, utilities and property tax on nine retail locations throughout the State. We want to be successful and grow our business in your State, but we need you as our partner and need to operate in a conducive business environment. We have made a good faith effort to comply with the law and submit this letter as evidence.

We look forward to your favorable response to our request. Please call if you need additional information.

Sincerely,

Randy J. Fulkerson
Randy J. Fulkerson
Treasurer

RECEIVED

JUN 5 1996

DEPARTMENT OF STATE
OFFICE OF THE SECRETARY

Memorandum

6/5/96

To: Gerry York, Esquire

From: Lee Rivers, Qualification Section, Div. of Corps

RE: GULF STATES BEAUTY STORES, INC., an Alabama corporation

Mr. York:

I am forwarding this file for the above-named FNQ that has requested the Dept. of State to consider waiving or reducing the maximum \$1000 in penalty fees for transacting business in Florida without authority since 1995. The corporation has submitted the \$200 annual report fee due this office. Because the corporation was incorporated in Alabama in 1995, there is only one Federal tax return available; a copy of it is attached.

Thank you.

LEE

Lee Rivers
487-6958



Department of State
Memorandum Office of the General Counsel

TO: File

FROM: Gerard T. York, Assistant General Counsel

DATE: June 6, 1996

RE: Gulf States Beauty Stores, Inc.,

Based on a review of the file and the tax returns provided by the corporation, it is my recommendation that this file be closed, all penalties abated, and this corporation be qualified to do business in Florida. The corporation has paid all outstanding annual report fees. This corporation operated at a loss in its only year of existence and does not appear able to pay the outstanding penalties.

**APPLICATION BY FOREIGN CORPORATION FOR AUTHORIZATION
TO TRANSACT BUSINESS IN FLORIDA**

**IN COMPLIANCE WITH SECTION 607.1503, FLORIDA STATUTES, THE FOLLOWING IS
SUBMITTED TO REGISTER A FOREIGN CORPORATION TO TRANSACT BUSINESS IN THE
STATE OF FLORIDA:**

1. GULF STATES BEAUTY STORES, INC.
(Name of corporation: must include the word "INCORPORATED", "COMPANY", "CORPORATION" or words or abbreviations of like import in language as will clearly indicate that it is a corporation instead of a natural person or partnership if not so contained in the name at present.)
2. ALABAMA
(State or country under the law of which it is incorporated)
3. 63-1142763
(FBI number, if applicable)
4. 4-17-95
(Date of Incorporation)
5. PERPETUAL
(Duration: Year corp. will cease to exist or "perpetual")
6. MAY 1995
(Date first transacted business in Florida. (SEE SECTIONS 607.1501, 607.1502, AND 817.155, F.S.))
7. P.O. Box 1177
BIRMINGHAM, AL 35201
(Current mailing address)
8. WHOLESALE / RETAIL SALES OF BEAUTY SUPPLIES
(Purpose(s) of corporation authorized in home state or country to be carried out in the state of Florida)
9. **Name and street address of Florida registered agent: (P.O. Box or Mail Drop Box NOT acceptable)**
Name: DIANE MILLS
Office Address: 6120 MAGNOLIA LANE
LAKELAND, Florida, 33809
(Zip Code)

10. Registered agent's acceptance:

Having been named as registered agent and to accept service of process for the above stated corporation at the place designated in this application, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.

Diane Mills
(Registered agent's signature)

11. Attached is a certificate of existence duly authenticated, not more than 90 days prior to delivery of this application to the Department of State, by the Secretary of State or other official having custody of corporate records in the jurisdiction under the law of which it is incorporated.

FILED
SECRETARY OF STATE
DIVISION OF CORPORATIONS
96 JUN 10 AM 10:28

12. Names and addresses of officers and/or directors: (Street address ONLY- P. O. Box NOT acceptable)

A. DIRECTORS (Street address only- P. O. Box NOT acceptable)

Chairman: HAROLD R. MILLER

Address: 1400 52nd ST N BIRMINGHAM AL 35212

Vice Chairman: JOSEPH M. MILLER

Address: 1400 52nd ST N

BIRMINGHAM, AL 35212

Director: PETER C. JACOB

Address: 8535 BAYMEADOWS ROAD

JACKSONVILLE, FL 32256

Director: _____

Address: _____

B. OFFICERS (Street address only- P. O. Box NOT acceptable)

President: HAROLD R. MILLER

Address: 1400 52nd ST N

BIRMINGHAM, AL 35212

Vice President: JOSEPH M. MILLER PETER C. JACOB

Address: 1400 52nd ST N 8535 BAYMEADOWS ROAD

BIRMINGHAM, AL 35212

JACKSONVILLE, FL 32256

Secretary: JANICE S. MILLER

Address: 1400 52nd ST N

BIRMINGHAM, AL 35212

Treasurer: RANDY J. FULKERSON

Address: 1400 52nd ST N

BIRMINGHAM, AL 35212

NOTE: If necessary, you may attach an addendum to the application listing additional officers and/or directors.

13. Randy J. Fulkerson
(Signature of Chairman, Vice Chairman, or any officer listed in number 12 of the application)

14. RANDY J. FULKERSON TREASURER
(Typed or printed name and capacity of person signing application)

STATE OF ALABAMA

I, Jim Bennett, Secretary of State of the State of Alabama, having custody of the Great and Principal Seal of said State, do hereby certify that the domestic corporation records on file in this office disclose that Gulf States Beauty Stores, Inc. incorporated in Jefferson County, Birmingham, Alabama on April 24, 1995. I further certify that the records do not disclose that said Gulf States Beauty Stores, Inc. has been dissolved.

FILED
SECRETARY OF STATE
DIVISION OF CORPORATIONS
96 JUN 10 AM 10:28

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the City of Montgomery, on this day.

May 24, 1996

Date

Jim Bennett

Jim Bennett

Secretary of State