

**WITHDRAWAL OF A GENERAL PARTNER FROM
A FICTITIOUS BUSINESS NAME STATEMENT**

John Tuteur
Napa County Clerk
P.O. Box 298
1127 First St Ste. A
Napa, CA 94559
707-253-4247

FILING FEE
\$50 – for one business and one owner name
\$7 – for each additional business name
\$7 – for each additional owner name

**THE FOLLOWING GENERAL PARTNER(S) HAS/HAVE WITHDRAWN FROM THOSE
FICTITIOUS BUSINESS NAMES LISTED BELOW:**

Original File No.: _____ **Original File Date:** _____

1) Fictitious Business Name(s):	Business Phone # (Optional)
2) Business Street Address (PO Box & PMB Unacceptable), City, State, & Zip Code	County
3) 1st General Partner's Full Name (General Partner, Corp., LLC)	
Residence (or corporate) Street Address (PO Box & PMB Unacceptable)	
3) 2nd General Partner's Full Name, if applicable (General Partner, Corp., LLC)	
Residence (or corporate) Street Address (PO Box & PMB Unacceptable)	
Use a separate page for additional entries, if necessary	
4) Business was conducted by (CHECK ONE):	
<input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input type="checkbox"/> Co-Partners <input type="checkbox"/> Joint Venture <input type="checkbox"/> Limited Liability Partnership	
NOTICE – In accordance with subdivision (a) of Section 17923 of the Business & Professions Code (a) Any person who is a general partner in a partnership that is or has been regularly transacting business under a fictitious business name may, upon withdrawing as a general partner, file a statement of withdrawal from the partnership operating under a fictitious business name. The statement shall be executed by the person filing the statement in the same manner as a fictitious business name statement and shall be filed with the county clerk of the county where the partnership filed its fictitious business name statement.	
I declare that all information in this statement is true and correct. (A registrant who declares as true information which he or she knows to be false is guilty of a crime.)	
If General Partner was a person, sign below:	If General Partner was a Corporation or Limited Liability Company, an officer/managing member will sign below:
Signature:	Entity Name:
Printed Name:	Signature:
	Printed Name & Title:

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF THE ORIGINAL STATEMENT ON FILE IN MY OFFICE.

JOHN TUTEUR, NAPA COUNTY ASSESSOR-RECORDER-COUNTY CLERK

BY: _____, Deputy

INSTRUCTIONS

PLEASE RETURN ONE SIGNED ORIGINAL AND ONE PHOTOCOPY TO THE ADDRESS ON THE FRONT OF THIS FORM

GENERAL PARTNERS MAY BE WITHDRAWN ONLY FROM FICTITIOUS BUSINESS NAME STATEMENTS
FILED IN THE PREVIOUS 5 YEARS

Enter the original file number and file date from the fictitious business name statement that contains the name(s) being abandoned.

Box 1 Enter the exact fictitious business name or names being abandoned from the original fictitious business name statement. Use additional sheets if required. Only business names shown on the original statement may be listed on this abandonment.

Box 2 Enter the street address of the principal place of business as shown on the original statement. Post Office box and private mail facilities are not acceptable. Enter the county where the business was located in this state.

Box 3 Registrants (legal owners): If the registrant was an individual, enter full name and residence address; if husband and wife, enter full name and residence address of both husband and wife; if any kind of partnership, enter full name and residence address of each general partner; if a trust, enter full name and residence address of each trustee; if a corporation, limited liability company (LLC), enter the name of the entity with legal address; if limited partnership (LP) or limited liability partnership (LLP) that was registered with California Secretary of State, enter name of entity with legal address.

Box 4 Check the box that best describes how the business was conducted.

Signatures are required as follows: Individual – the individual; Husband and wife – either; Partnerships or other associations of persons – a general partner; Joint venture – one party to venture; Trust – a trustee; Corporations and Limited Liability Companies – an officer or manager.

CALIFORNIA BUSINESS & PROFESSIONS CODE

SECTION 17926. (a) As used in this section, “statement” means a fictitious business name statement, a statement of abandonment of use of fictitious business name, or a statement of withdrawal from partnership operating under fictitious business name.

SECTION 17923. (a) Any person who is a general partner in a partnership that is or has been regularly transacting business under a fictitious business name may, upon withdrawing as a general partner, file a statement of withdrawal from the partnership operating under a fictitious business name. The statement shall be executed by the person filing the statement in the same manner as a fictitious business name statement and shall be filed with the county clerk of the county where the partnership filed its fictitious business name statement.

(b) The statement shall include:

(1) The fictitious business name of the partnership.

(2) The date on which the fictitious business name statement for the partnership was filed, the file number, and the county where filed.

(3) The street address of its principal place of business in this state or, if it has no place of business in this state, the street address of its principal place of business outside this state, if any.

(4) The full names and residence addresses of the person or persons withdrawing as partners.

(c) The statement of withdrawal from the partnership operating under a fictitious business name shall be published in the same manner as the fictitious business name statement and an affidavit showing the publication of the statement shall be filed with the county clerk after the completion of the publication.

(d) The withdrawal of a general partner does not cause a fictitious business name statement to expire if the withdrawing partner files a statement of withdrawal meeting the requirements of this section.

SECTION 17917(a) – Within 45 days after a fictitious business name statement has been filed pursuant to this chapter, the registrant shall cause a statement in the form prescribed by subdivision (a) of Section 17913 to be published pursuant to Section 6064 of the Government Code in a newspaper of general circulation in the county where the fictitious business name statement was filed or, if there is no such newspaper in that county, in a newspaper of general circulation in an adjoining county. If the registrant does not have a place of business in this state, the notice shall be published in a newspaper of general circulation in Sacramento County. (b) Subject to the requirements of subdivision (a), the newspaper selected for the publication of the statement should be one that circulates in the area where the business is to be conducted. (c) If a refiling is required because the prior statement has expired, the refiling need not be published unless there has been a change in the information required in the expired statement, provided the refiling is filed within 40 days of the date the statement expired. (d) An affidavit showing the publication of the statement shall be filed with the county clerk where the fictitious business name statement was filed within 45 days after the completion of the publication.

SECTION 17930 – Any person who executes, files, or publishes any statement under this chapter, knowing that such statement is false, in whole or in part, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed one thousand dollars (\$1,000).