

State of Maine  
CITY OF PORTLAND

CERTIFICATE OF WITHDRAWAL FROM MERCANTILE ENTERPRISE

The undersigned hereby certifies that he/she was associated as a partner with \_\_\_\_\_

\_\_\_\_\_  
(state names of parties or associates or partners)

for the purpose of engaging in the \_\_\_\_\_ business in the  
(type of business)

City of Portland, State of Maine, under the name \_\_\_\_\_

and that he/she has withdrawn from such mercantile enterprise.

Business Location Address \_\_\_\_\_, Portland, Maine \_\_\_\_\_  
Zip Code

\_\_\_\_\_  
Printed Name of Partner

\_\_\_\_\_  
Residence Address

\_\_\_\_\_  
Signature (signature needs to be  
witnessed by Notary/ Attorney)

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Printed Name of Partner

\_\_\_\_\_  
Residence Address

\_\_\_\_\_  
Signature (signature needs to be  
witnessed by Notary/ Attorney)

\_\_\_\_\_  
City, State, Zip

If additional space is needed, you may attach separate sheet indicating additional partner(s) information.

**INFORMATION BELOW THIS LINE MUST BE COMPLETED BY A NOTARY PUBLIC OR ATTORNEY**

STATE OF MAINE

\_\_\_\_\_ SS. \_\_\_\_\_ A.D. 20\_\_

Then \_\_\_\_\_, personally appeared and  
made oath to the foregoing certificate, that the same is true.

Before me,

\_\_\_\_\_  
Attorney  
Notary Public (Commission Expires \_\_\_\_\_)

Note: This certificate shall be deposited in the City of Portland Permitting and Inspections Department in which the business is to be carried on. The Permitting and Inspections Department is entitled to a fee of TEN dollars (\$10.00) for recording this certificate.

## Title 31

### MERCANTILE PARTNERSHIPS AND ASSUMED BUSINESS NAMES

#### Section 1.

##### Filing of certificate; certificate of withdrawal

Whenever two (2) or more persons become associated as partners or otherwise for the purpose of engaging in any mercantile enterprise, they shall, before commencing business, deposit in the office of the clerk of the city or town in which the same is to be carried on a certificate and sworn to be them, setting forth their names and places of residence, the nature of the business in which they intend to engage and giving the name under which they are to transact business. Whenever any member of such partnership or association withdraws therefrom, he may certify under oath to the fact of such withdrawal, which certificate shall be deposited in the clerk's office where the partnership certificate is recorded. He shall conclusively be presumed to be a member of the firm or association to the time of his depositing such certificate.

#### Section 3.

##### Statements of conclusive: perjury

A person signing and making oath to any certificate deposited as provided by sections 1 and 2 shall not be permitted in any judicial proceeding to contradict the statements contained in such certificate. Whoever swears or affirms to any such certificate which is not true in fact shall be deemed guilty of perjury.

#### Section 4.

##### Records

The clerks of several cities and towns shall record in suitable books, kept exclusively for the purpose, the certificates deposited under sections 1 and 2, and such book shall be open to public inspection.

#### Section 5.

##### Failure to file: penalty

Whoever fails to deposit seasonably the certificate required by sections 1 and 2 shall be punished by a fine of five dollars (\$5) for each day he is in default.

#### Section 6.

##### Prohibition of certain names

No person or persons, partnership or other entity engaged in any business, except a corporation, shall adopt a name for such business which contains the words "corporation", "incorporated", or "limited", or any abbreviation of any such words. A limited partnership may use the term "limited partnership" as a part of its name.

#### Section 7.

##### Inapplicable to corporations

Sections 1 and 2 do not apply to corporations. A corporation desiring to do business under an assumed name shall proceed as provided in Title 13-A, section 307.