

SUTTER-YUBA

ASSOCIATION OF REALTORS, INC.



MLS



CALIFORNIA ASSOCIATION OF REALTORS® APPLICATION FOR REALTOR® AND/OR MLS MEMBERSHIP

TYPE OF APPLICATION

1. I apply for the following categories of membership (check all applicable boxes):
- | | |
|--|--|
| <input type="checkbox"/> Designated REALTOR® | <input type="checkbox"/> MLS Broker Participant |
| <input type="checkbox"/> REALTOR® | <input type="checkbox"/> MLS Appraiser Participant |
| <input type="checkbox"/> Other _____ | <input type="checkbox"/> MLS Subscriber |

GENERAL INFORMATION

2. Name (as it appears on your license): _____
3. Nickname: _____
4. Firm Name: _____
5. Firm Address: _____
(street) (city) (state) (zip code)
6. Firm Telephone Number: _____ Firm Fax Number: _____
7. Cell Number: _____
8. List all others dba's: _____

9. Home Address: _____
(street) (city) (state) (zip code)
10. Home Telephone Number: _____ Home Fax Number: _____
11. Which do you want as the primary mailing address? Firm Home
12. E-Mail Address: _____ Birth Date (M/D/Y): ____/____/____
13. Social Security #: _____ Drivers License #: _____
14. DRE License #: _____ OREA Appraisers License #: _____
Type: Broker Certified General
 Salesperson Certified Residential
 Corporate Licensed
Expiration Date: _____ Expiration Date: _____
15. Professional Designations: GRI CRS Other(s) (please specify): _____
16. Primary Specialty: Residential Brokerage Property management
 Commercial/Industrial Brokerage Appraising
 Farm and Land Brokerage Mortgage Financing
 Building and Development Other(s) (please specify): _____

17. List all Boards/Associations of REALTORS® and MLS to which you CURRENTLY BELONG:

Participant or Subscriber: _____

List all Boards/Associations of REALTORS® and MLS to which you PREVIOUSLY BELONGED:

Participant or Subscriber: _____

18. Persons other than principals, partners, corporate officers or branch office managers of real estate or appraisal firms must remain employed by or affiliated with a Designated REALTOR® to be eligible for REALTOR® or REALTOR-ASSOCIATE® membership. Persons other than principals, partners, corporate officers or branch office managers of real estate or appraisal firms who hold a valid California real estate license must remain employed by or affiliated with a MLS Broker Participant or MLS Appraiser Participant of the MLS in order to join as a MLS Subscriber. If applicable, please complete below:

Name of Designated REALTOR®: _____

Designated REALTOR® DRE License #: _____

Name of MLS Broker or Appraiser Participant: _____

MLS Broker or Appraiser Participant DRE or OREA License #: _____

19. **MLS BROKER PARTICIPANTS ONLY.** To be eligible for MLS membership, MLS Broker Participants **must** offer and/or accept compensation in the capacity of a real estate broker.

I certify that I actively endeavor during the operation of my real estate business to list real property of the type listed on the MLS and/or to accept offers of cooperation and compensation made by listing brokers or agents in the MLS.

Yes, I certify.

No I cannot certify.

20. **DESIGNATED REALTOR®/MLS BROKER AND APPRAISER PARTICIPANT APPLICANTS ONLY.** Designated REALTOR® and MLS Broker and Appraiser Participant applicants must provide the Board/Association a list of licensees employed by or affiliated with them and must also regularly update the Board/Association on any changes, additions, or deletions from the list. On a separate sheet or form, please list all licensees under your license, including their name, the type of license, and their DRE or OREA License #.

21. I am a (check the applicable boxes): sole proprietor general partner
 corporate officer branch office manager

22. If you checked any box in question 21, you must answer the following:

a. Are you or your firm subject to any pending bankruptcy proceedings?

Yes No

b. Have you or your firm been adjudged bankrupt within the last three (3) years?

Yes No

If you answered yes to (a) or (b), you may be required to make cash payments for membership dues and MLS fees.

23. I certify that I have no record of official sanctions rendered by the courts or other lawful authorities for violations of:

- (i) civil rights laws within the last three (3) years
 Yes, I certify. No I cannot certify.
- (ii) real estate license laws within the last three (3) years
 Yes, I certify. No I cannot certify.
- (iii) criminal convictions where (1) the crime was punishable by death or imprisonment in excess of one year under the law under which you were convicted and (2) no more than ten years have elapsed since the date of the conviction or your release from the confinement imposed for that conviction, whichever is the later date.
 Yes, I certify. No, I cannot certify.

If you could not certify any of the above, please attach additional sheets with all relevant details about the violation(s), including the date(s), type of violation(s), and a copy of the discipline, if any.

24. Have you ever been disciplined by any of the above Boards/Associations or MLSs in question 16?

Yes. If yes, attach copies of the discipline. No.

25. Have you ever been disciplined by the DRE?

Yes. If yes, provide all relevant details and dates (or attach copies of discipline). No.

GENERAL TERMS AND CONDITIONS OF MEMBERSHIP

1. **Bylaws, policies and rules.** I agree to abide by the bylaws, policies and rules of the Board/Association, the bylaws, policies and rules of the California Association of Realtors®, and the constitution, bylaws, policies and rules of the National Association of REALTORS®, all as may from time to time be amended.
2. **Use of the term REALTOR® OR REALTOR-ASSOCIATE®.** I understand that the professional designations REALTOR® and REALTOR-ASSOCIATE® are federally registered trademarks of the National Association of REALTORS® (“N.A.R.”) and use of these designations are subject to N.A.R. rules and regulation. I agree that I cannot use these professional designations until this application is approved, all my membership requirements are completed, and I am notified of membership approval in one of these designations. I further agree that should I cease to be a REALTOR® or REALTOR-ASSOCIATE®, I will discontinue use of the term REALTOR® or REALTOR-ASSOCIATE® in all certificates, signs, seals or any other medium.
3. **Orientation.** I understand that if the Board/Association or the MLS requires orientation, I must attend such orientation prior to becoming a member of the Board/Association or MLS.
4. **No refund.** I understand that my Board/Association membership dues and MLS fees are non-refundable. In the event I fail to maintain eligibility for membership or for MLS Services for any reason, I understand I will not be entitled to a refund of my dues or fees.
5. **Authorization to release and use information; waiver.** I authorize the Board/Association or its representatives to verify any information provided by me in this application by any method including contacting the California Department of Real Estate., my current or past responsible broker or designated REALTOR®, or any Board/Association or MLS where I held, or continue to hold, any type of membership. I further authorize any Board/Association or MLS where I held, continue to hold, any type of membership to release all my membership or disciplinary records to this Board/Association, including information regarding (i) all final findings of Code of Ethics

violations or other membership duties within the past three (3) years; (ii) pending ethics complaints (or hearings); (iii) unsatisfied discipline pending; (iv) pending arbitration requests (or hearings); and (v) unpaid arbitration awards or unpaid financial obligations. I understand that any information gathered under this authorization may be used in evaluating my application for membership and future disciplinary sanctions. I waive any legal claim or cause of action against the Board/Association, its agents, employees or members including, but not limited to, slander, libel or defamation of character, that may arise from any action taken to verify, evaluate or process this application or other use of the information authorized and released hereunder.

6. By signing below, I expressly authorize the Board/Association, including the local, state and national, or their subsidiaries or representatives to fax, e-mail, telephone or send by U.S. mail to me, at the fax numbers, e-mail, telephones and addresses above, material advertising the availability of or quality of any property, goods or services offered, endorsed or promoted by the Board/Association.
7. **Additional terms and conditions for MLS applicants only.** I understand and agree that by becoming and remaining a broker participant or subscriber to the MLS, I agree to abide by the MLS rules, as from time to time amended, including but not limited to the following:
 - A. I agree not to use the MLS data for any purpose other than to market property or support market valuations or appraisals as specifically set forth in the rules.
 - B. I agree not to reproduce any portion of the active listings except as provided in the MLS rules.
 - C. I agree not to download MLS data except as provided in the MLS rules.
 - D. I agree not to allow anyone other than authorized participants, their subscribers and the clerical users as defined in the MLS rules to access any computer receiving MLS information. I agree not to transmit the information to any participants, subscribers and clerical users not authorized to access the system by the rules. I agree not to use the MLS to create another product except as may be used by the participant who downloaded the data in compliance with the MLS rules.
 - E. I agree I will not give or sell my password to any person or make it available to any person. I further understand that the California Penal Code and the United States Code prohibits unauthorized access to computer data bases. I agree not to allow such unauthorized access by use of either any of my equipment or pass codes.
 - F. I understand that clerical users may be authorized to have limited access to the MLS for clerical support only. I understand that clerical users are not allowed to use the information in any way other than to provide such information to me. Persons performing any activities that require a real estate license are not eligible for this clerical users classification. I further understand that any violation by a clerical user employed by me, under contract with me or used by me is my responsibility and can result in discipline and ultimate termination of MLS services.
 - G. The security of homeowners depends on the security of the lockbox system. I will not lend or make available my lockbox key to any person, even if an authorized MLS user. I further understand that the Board can incur costs in securing the system if I fail to take adequate measures to protect my key and lockbox and that I may be held responsible for these costs.
 - H. I understand and agree that the above statements are in addition to the MLS rules, to which I have also agreed. Violation of any MLS rule may result in discipline, fine and ultimate termination of the service. In addition to that, my actions may cause damage to Board/Association which owns the MLS and the Board may pursue its legal remedies against me to recover such damages.

Political Survival Contribution* (Voluntary) \$ _____

Dues Total \$ _____

MLS Application/Initiation Fees \$ _____

MLS Fees \$ _____

MLS Broker or Appraiser Participant

Non-MLS Subscriber Count _____ X

Non-MLS Assessment=

MLS Broker or Appraiser Participant Fees: \$ _____

MLS FEES TOTAL \$ _____

Total Amount Paid \$ _____

Please indicate here if payment is by personal check. Yes No

FOR OFFICE USE ONLY

Check received in the amount of \$	_____	_____
Orientation (if applicable) attended	_____	_____
Membership start date	_____	_____
MLS Participant/Subscriber start date	_____	_____
Date of Verification of License	_____	_____
Date Lockbox Key Issued	_____	_____
Office Code	_____	_____
C.A.R member Number	_____	_____
<input checked="" type="checkbox"/> Primary Board/Association	_____	_____

*Contributions or gifts to the Board/Association, the California Association of REALTORS®, the National Association of REALTORS®, IMPAC and CREPAC are not deductible as charitable contributions for federal income tax purposes. However, dues may be tax deductible as ordinary and necessary business expenses. REALTORS® and REALTOR-ASSOCIATES® may participate in Political Survival by including a voluntary donation on the same check as your dues payment. No contributor will be favored or disfavored by reasons of the amount of his/her contribution or his/her decision not to contribute. Failure to contribute will not affect an individual's membership status in C.A.R. or MLS.

**SUTTER-YUBA
ASSOCIATION OF REALTORS
P.O. BOX 3415
1558 STARR DRIVE
YUBA CITY, CA 95992
(530) 674-4222**

TO: ALL NEW MEMBERS

SUBJECT: ORIENTATION POLICY LETTER

In accordance with the Article V, Section 2(a) of our Bylaws, you are required to attend ORIENTATION at the Association Office, 1558 Starr Drive, Yuba City. You will be notified of the dates and times of the next Orientation. You will be allowed one (1) make up scheduling for this class. If you fail to attend the first two Orientation classes offered, your membership in this Association will be suspended (Article VI, Section 2) until you have successfully completed Orientation.

I acknowledge receipt of a copy of this Policy Letter.

New Member's Signature

Additional facts the Association will consider in determining an applicant's qualifications for REALTOR membership:

1. Have there been any final findings against you for Code of Ethics violation or violations of other membership duties in any other Board/Association within the past three (3) years?

YES Name of Board/Association _____

NO

2. Are there any pending ethics complaints or hearings to which you named a party?

YES Name of Board/Association _____

NO

3. Is there any unsatisfied discipline pending against you from any Board/Association or MLS?

YES Name of Board/Assoc./ MLS _____

NO

4. Are there any pending arbitration requests or hearings in which you are named as a party?

YES Name of Board/Association _____

NO

5. Do you have any unpaid arbitration awards or unpaid financial collections to any other Board/Association or MLS?

YES Name of Board/Assoc./ MLS _____

NO

CERTIFICATION OF NONUSE

**SUTTER-YUBA ASSOCIATION OF REALTORS
MULTIPLE LISTING SERVICE**

I request that I be relieved from payment under section 5.1.2 and 5.1.5 of the MLS Rules and Regulations and hereby certify to the MLS Committee that only the following licensee(s) will use the MLS or MLS compilation in any way:

I understand that in the event a licensee is found in violation of this non-use certification, that I, as the Participant may be subject to fees dating back to the date of certification and may also be subject to any other sanction imposed for violation of the MLS Rules including ultimately losing participation rights and access to the Service.

MLS Participant

Please note:

Signature above indicates Broker agrees that only paying licensee(s) will use/access the MLS service.