

## The Mother Load Sale, LLC-- Seller Contract

The sale will take place **April 16, 17 & 18<sup>th</sup>, 2010** at Cleveland Middle School, 6910 Natalie Ave NE, Albuquerque, NM, 87110. Space is limited, and sellers will be accepted on a first-come, first-serve basis. For additional info, refer to [www.TheMotherLoadSaleABQ.com](http://www.TheMotherLoadSaleABQ.com)

To register as a seller, mail only PAGE THREE of this contract, your non-refundable \$10 seller's fee (check or money order) made payable to *The Mother Load Sale*, and a self-addressed, stamped check-size envelope to:

**The Mother Load Sale, LLC**  
**PO Box 65478**  
**Albuquerque, NM 87193-5478**

**By signing this contract and selling at this event, I agree to the following terms and conditions:**

### **Payments**

- Seller must provide a non-refundable \$10 seller's fee and self-addressed, stamped, check-size envelope (SASE) at time of contract submission. Contracts that do not have both the fee and the SASE enclosed will not be accepted until both are received.
- Seller may agree to work a volunteer shift during the sale and receive 75% of the total dollar amount of their items sold. If seller **does not** agree to work a shift, the commission will be 65% of the total dollar amount of their items sold. Sellers may increase their commission to up to 100% through the TMLS Referral Program (see website).
- If seller signs up for a volunteer shift and is a "no show" or if seller shows up for shift with child/ren (and is therefore unable to work shift), the commission will be reduced to 65% of the total dollar amount of their items sold **minus a \$50 fee**. If a seller confirms their assigned volunteer shift when assigned and then cancels, there will be a **\$25 fee**. There will be NO shift changes after final confirmation. Volunteers who are late for their assigned shift will have their final sales check docked **5% for every 15 minute increment past the scheduled arrival time**.
- Sellers who attempt to sell prohibited, safety-related items (see Item Prep clause below) will incur a **\$50 fee PER ITEM**.
- Sellers who place items on sales floor which require batteries to function but do not include those batteries will be charged a **\$2 fee PER ITEM**.
- *The Mother Load Sale* shoppers have 48 hours from the end of the sale on Sunday to report items that are broken, missing parts, etc. Such cases will be handled at TMLS's discretion and, if a refund is provided, the corresponding profit will be deducted from seller's final check.
- *The Mother Load Sale, LLC* will deduct any monies owed from the seller's final sales check.
- *The Mother Load Sale, LLC* will mail sales check to seller within 7 business days following the end of the sale using SASE provided. If seller wishes to have the check mailed to a different address, a new SASE must be provided no later than the last day of the sale.

### **Item Preparation (See "What Can U Sell?" page of TMLS website for more complete list of items)**

Seller agrees to sell a minimum of 30 gently used or new items in any combination from the categories listed below:

- Baby/children's furniture & large equipment: car seats, strollers, baby swings, high chairs, booster seats, cribs,
- Baby Equipment: Nursing & feeding equipment, breastpumps, bottles, carriers, slings, diaper bags, nursing bras
- Any and ALL Baby/children's clothing and shoes from size Newborn to middle-school-aged 14/16.
- Children's Accessories such as hats, bibs, socks, hair bows, etc. are accepted year-round.
- Cloth Diapers - new or used (if bleached with no stains), unstained bibs, burp cloths, bath towels, washcloths, etc.
- Children's sporting equipment
- TOYS - Clean toys (batteries included for on-site testing) of all types/sizes, puzzles, etc. no missing pieces
- Child-appropriate VHS/DVD/CDs accepted year-round. No "R" rated material.
- Electronics - gaming systems (Wii, Nintendo, Gameboys, X-Box, etc.), Child-appropriate games, iPods, mp3 players, computer software, gameboys, child-friendly radios, CDplayers, StoryReaders, Character TVs etc.
- Books - children's books of all shapes/sizes/levels, educational/homeschooling materials, pregnancy, parenting books
- Nursery/Children's bedding & decor - bedding, lamps, wall-hangings, shelving, pillows, etc.
- Maternity clothing that is NOT faded, torn or stained, all maternity items. Nursing bras.

**Prohibited items** (any such items WILL be removed from the sales floor):

- items from list above that are faded, torn, stained, broken or not functioning
- used undergarments other than maternity bras
- VHS/DVDs or CDs without a cover/case or damaged VHS/DVDs or CDs please take the time to verify that your item has no scratches, skips, etc.), "Homemade" or copies of music or videos
- No "M" Mature games or "R" movies. All electronic game systems games must be child appropriate.

THE FOLLOWING ITEMS ARE PROHIBITED FOR SAFETY-RELATED REASONS. SUCH ITEMS WILL BE REMOVED FROM SALES FLOOR, AND SELLER WILL INCUR A \$50 FEE PER ITEM. SHOULD A PROHIBITED ITEM GO UNDETECTED AND BE SOLD, IT IS THE RESPONSIBILITY OF THE SELLER, NOT THE MOTHER LOAD SALE, LLC:

- jewelry
- stuffed animals
- dolls that have buttons, eyes, noses or other small parts that are not securely fastened and could present a choking hazard for young children
- car seats that have been in accidents or which are older than 5 years (based on date of manufacture stamped on seat) or seats that are missing their manufacturer sticker/stamp
- mattresses except for crib/toddler bed mattresses
- recalled items

\*\*Note that **it is illegal under federal law** to *knowingly* sell or re-sell a recalled product. It is the responsibility of each seller to visit the U.S. Consumer Safety Product Commission website at <http://cpsc.gov/cpscpub/prerel/prerel/html> to verify whether any item being sold has any recall pertaining to it. Sellers must properly prepare, hang (clothing) and tag ALL items according to guidelines provided on The Mother Load Sale website. Note that all sellers must use online inventory and tagging system (NO HANDWRITTEN TAGS). Items not properly prepped and tagged WILL be removed from the sales floor.

- To maximize sales, *The Mother Load Sale, LLC* offers the option of including items in the 2-hour 50% Off Sale on Sunday. All items sold at Friday night pre-sale and on Saturday will be sold for full price, but those whose tag indicates a discount will be sold at 50% off the marked price on Sunday. Items that are not marked with the symbol denoting that the item can be 50% off will be sold for full price on Sunday.

**Set-Up and Pick Up**

- **Seller set-up will take place between 5pm and 9pm on Friday.** All items must be on the sales floor no later than 9pm.
- Seller must leave plastic bin/s at the event location after set-up. The bin/s must be clearly marked with their Seller Number. The bin will be used to collect unsold items at the end of the sale, so PLEASE bring enough bins of sufficient size based on the total number of items you have placed on the sales floor.
- Seller will have the opportunity to shop during the **Friday Night Pre-Sale from 7pm to 9pm on Friday.** Sellers, Sponsors and Volunteers will each be given ONE free guest pass to invite ONE guest to the event. This guest cannot be a person under the age of 18.
- Sellers must **pick up all of their unsold items between 5 and 5:30pm on Sunday.** There will be no early or late pick-ups of unsold items. Sellers may send a designated representative (another seller, friend, family member) to pick up unsold items. Any items not picked up by 5:30pm will be donated to a charity designated by *The Mother Load Sale, LLC* or become the property of *The Mother Load Sale, LLC*. Sellers may NOT use facility dumpsters to dispose of items.

**Indemnification**

- Seller must be at least 18 years of age.
- *The Mother Load Sale, LLC* is NOT responsible for items lost, damaged, stolen or misplaced during the sale.
- Seller agrees to hold harmless *The Mother Load Sale, LLC*, its personnel and volunteers, heirs and assigns for any injury sustained during transportation, set up, sale or pick up of items.
- *The Mother Load Sale LLC* reserves the right to cancel or postpone sale due to unforeseen circumstances. In that event, seller will have the right to a refund of \$10 seller's fee.
- Seller signature on this contract gives *The Mother Load Sale, LLC* permission to take photographs during Friday night set-up & pre-sale that may be used on its website.

**SELLER # (office use)** \_\_\_\_\_

**SELLER INFORMATION**

Printed name: \_\_\_\_\_ Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Phone #: \_\_\_\_\_ Cell Phone #: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Email address: \_\_\_\_\_

If referred to the sale by a current seller, please provide their name: \_\_\_\_\_

If new to the sale, how did you hear about us? \_\_\_\_\_

Have you seen TMLS advertised around town? If so, where? \_\_\_\_\_

Have you participated in any other Consignment Sales? If so, what was the sale/where? \_\_\_\_\_

Did they use My Consignment Manager for their barcoded tags? If so, what was your Seller #: \_\_\_\_\_

**Will you be working a volunteer shift in order to earn 75% of the total profit from the sale of your items?**

Yes \_\_\_\_\_

No \_\_\_\_\_

If so, please indicate your shift preference. Shifts are assigned according to both the order in which sellers sign up and the needs of *The Mother Load Sale*. If you provide only one shift choice, and we are unable to accommodate your request, you will not be able to work a volunteer shift, so please try to indicate *at least* two choices.

1<sup>st</sup> choice \_\_\_\_\_

2<sup>nd</sup> choice \_\_\_\_\_

3<sup>rd</sup> choice \_\_\_\_\_

***Sellers will need to arrive 15 minutes prior to beginning of shift (5% late penalty for every 15 min. late) and may NOT bring children to their shift.***

**Shift A:** 4pm-10pm on Friday, April 16th, 2010 – must arrive at 3:45pm to check-in

**\*\*note that Shift A includes time for seller to set up own items & to shop at Pre-Sale\*\***

**Shift B:** 9am-1pm on Saturday, April 17<sup>th</sup>, 2010 – must arrive at 8:45am to check-in

**Shift C:** 12pm-4pm on Sunday, April 18<sup>th</sup>, 2010 – must arrive at 11:45am to check-in

**IF YOU ARE WORKING YOUR VOLUNTEER SHIFT**, please indicate any physical limitations (pregnancy, back problems, etc.) that we need to be aware of when assigning shift: \_\_\_\_\_

**IF A FRIEND/FAMILY MEMBER WILL BE WORKING YOUR VOLUNTEER SHIFT**, or wants to sign up for the ManPower Bonus Volunteer Shifts please provide their name below AND ask them to complete a **Non-Seller Volunteer Registration Form** or **ManPower Volunteer Form** (both available on TMLS website). These additional forms MUST be received for seller to be assigned a volunteer shift.

NAME \_\_\_\_\_

