



NON-DISCLOSURE AND CONFIDENTIALITY AGREEMENT

Date: _____

I/We, _____, acknowledge and affirm that I/we have been advised of the availability and details concerning the possible purchase of the following business.

Businesses: All businesses and related information presented to me by Sam Goldenberg & Associates now and in the future.

In connection with the possible acquisition by you, Sam Goldenberg & Associates (SGA) will be furnishing you information regarding this Business, its financial condition, operations and prospects. In consideration of obtaining this proprietary information, you agree:

1. All the proprietary information furnished by SGA to you will be confidential.
2. You will make no direct contact with the Seller, the Business employees, or anyone else potentially concerned with the Business without SGA's express permission.
3. If you make such unauthorized contact and a purchase is consummated between you and the Seller, you will be responsible to SGA for all or any part of SGA's ordinary commission if the Seller does not pay said commission, either in its entirety or in part, to SGA.
4. Unless SGA otherwise agrees in writing, you will not disclose or reveal any proprietary information, including the information that the business is or has been for sale, for five years from this date to any person(s) or entities, including but not necessarily limited to the Business staff, contractors, vendors or competitors. The only exception is that you may inform your employees or representatives who are directly participating in the evaluation of this information in connection with a proposed acquisition.
5. You will not actively recruit any of the Business' clients or vendors for a minimum of three years from the date of this NDA.
6. You will not actively recruit and/or hire any of the employees of this business for a minimum of three years from the date of this NDA.
7. If you decide that you do not wish to pursue the proposed acquisition, you will advise SGA of this fact and return all proprietary information furnished to you without retaining copies.
8. Although you understand that SGA will include certain information considered relevant for your investigation, SGA does not make any representations or warranties as to its accuracy or completeness.
9. You acknowledge that as impartial intermediaries, SGA represents neither the Seller nor the Buyer.

If you are in agreement, please complete this form to indicate your acceptance.

I ACKNOWLEDGE THAT a facsimile or electronic copy of this document and any typed or electronic signatures shall be considered for all intents and purposes as legal and fully binding as if signed by hand.

Agreed to and accepted:

Name(s): _____

Name(s): _____

Signature: _____

Signature: _____

Email: _____

Phone: _____

Address, City, State, Zip Code



Confidential Business Buyer Profile

Sam Goldenberg & Associates/Sunbelt New Mexico ("SGA") respects the privacy of our prospective Business Buyers. SGA does not share your Confidential Business Buyer Profile ("Profile") with anyone outside the firm. If a Seller of a Business in which you are interested requests to see this Profile, SGA will first obtain your written release to share this Profile with the named Seller. Unauthorized disclosure of confidential or privileged information is a serious violation of SGA's internal policies.

Name: _____

Address: _____ City _____ State _____ Zip _____

Phone Number: _____ Email Address: _____

Current Employment: _____

Position: _____

Have you ever owned a business? Yes No If yes, please describe the type of business and your percentage ownership.

1. Do you expect to devote full time to the business? Yes No

2. Do you know you may be able to gain access to your 401K/IRA without incurring penalties or taxes? Yes No

3. Assuming you find a business, how much cash down payment do you have available before borrowing additional funds?

4. If you have other sources for cash investment, please explain and estimate amount available. _____

5. Have you ever filed for bankruptcy? Yes No

6. How much do you expect to make annually from the business you acquire? \$ _____

7. How soon could you close on the purchase of a business? _____

8. Type(s) of business are you interested in: _____

Assets

Cash on Hand and in Banks:	\$ _____
Stocks and Bonds (non-retirement accts) / Other:	\$ _____
Real Estate:	\$ _____
401K, IRA or SEP IRA:	\$ _____
Total Assets:	\$ _____

Liabilities and Net Worth

Real Estate Loans:	\$ _____
Credit Card Debt:	\$ _____
Other Liabilities:	\$ _____
Total Liabilities:	\$ _____

Net Worth \$ _____

Buyer Signature

SGA Authorized Personnel

Date

Date