

**Form 708—General Information
(Resignation of Appointed Statutory Agent)**

The attached form is drafted to meet minimal statutory filing requirements pursuant to the relevant code provisions. This form and the information provided are not substitutes for the advice and services of an attorney and tax specialist.

Commentary

This form has been promulgated to comply with the provisions of the Texas Business Organizations Code (BOC) as well as other applicable law regarding the resignation of an appointed statutory agent authorized to receive service of process on behalf of a Texas financial institution under section 201.103 of the Texas Finance Code, an unincorporated nonprofit association under section 252.011 of the Texas Business Organizations Code, and a defense base development authority under section 379B.004(b) of the Texas Local Government Code.

The resignation of an appointed statutory agent of an unincorporated association is not effective until the 31st day after the date the secretary of state receives notice (BOC § 5.204(d)). The resignation of an appointed statutory agent of a financial institution or defense base development authority is effective on the date the secretary of state receives notice.

Instructions for Form

- **Items 1–4—Entity Information:** The resignation must state the name of the entity, the file number assigned by the secretary of state to the entity, the type of entity, and the statute under which the appointment is made.
- **Items 5 & 6—Resignation of Agent:** Complete this section with the date that written notice of the resignation was mailed or delivered to the entity and the last known address of the entity to which the written notice was sent.
- **Execution:** The resignation must be executed by or on behalf of the person who was appointed agent and who is submitting the resignation.

The resignation need not be notarized. However, before signing, please read the statements on this form carefully. *A person commits an offense under section 4.008 of the BOC if the person signs or directs the filing of a filing instrument the person knows is materially false with the intent that the instrument be delivered to the secretary of state for filing. The offense is a Class A misdemeanor unless the person's intent is to harm or defraud another, in which case the offense is a state jail felony.*

- **Payment and Delivery Instructions:** There is no filing fee for resignation of an appointed statutory agent. Submit the completed form in duplicate. The form may be mailed to P.O. Box 13697, Austin, Texas 78711-3697; faxed to (512) 463-5709; or delivered to the James Earl Rudder Office Building, 1019 Brazos, Austin, Texas 78701. On filing the document, the secretary of state will return the appropriate evidence of filing to the submitter together with a file-stamped copy of the document, if a duplicate copy was provided as instructed.

Revised 12/09

Form 708
(Revised 12/09)

Submit in duplicate to:
Secretary of State
P.O. Box 13697
Austin, TX 78711-3697
512 463-5555
FAX: 512/463-5709
Filing Fee: No fee



This space reserved for office use.

**Resignation of
Appointed Statutory Agent**

Entity Information

The undersigned is currently listed in the records of the secretary of state as the agent authorized to receive service of process for the following entity.

1. The name of the entity is:

2. The file number assigned by the secretary of state to the entity is: _____

3. The federal employer identification number issued to the entity is: _____

The entity does not have a federal employer identification number at this time.

4. The entity is: (Choose only one.)

A. A Texas financial institution filing pursuant to section 201.103, Texas Finance Code.

B. An unincorporated nonprofit association filing pursuant to section 252.011, Texas Business Organizations Code.

C. A defense base development authority filing pursuant to section 379B.004(b), Texas Local Government Code.

Resignation of Agent

5. The undersigned hereby resigns as the appointed agent of the named entity. Written notice of the resignation was mailed or delivered to the entity on: _____

mm/dd/yyyy

6. The last known address of the entity to which the resigning agent sent written notice is:

Address

City

State

Country

Zip/Postal Code

Execution

The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized to execute the filing instrument.

Date: _____

Signature of resigning agent

Printed or typed name of resigning agent