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How to Complete Your New York Personal Guarantee

Personal Guarantee — New York

INSTRUCTIONS — KEEP FOR YOUR RECORDS. DO NOT ATTACH THIS PAGE TO YOUR FORM.

About this form. A Personal Guarantee is a promise by an individual to **personally pay a business's or another person's debt** if they do not. Landlords, lenders and suppliers often require one.

1. **Fill in your information**
   Enter your full legal name and address exactly as they appear on your photo ID.

2. **Complete each statement**
   Read every statement carefully and fill in the blanks. Every statement must be true and complete.

3. **Sign in front of a notary**
   Do **not** sign ahead of time. Bring a current government-issued photo ID. The notary will confirm your identity and complete the acknowledgment. **First Choice notaries come to you**, and we offer New York, out-of-state and remote options.

After It's Signed

- Read the guarantee carefully: the guarantor can be required to pay the full amount, including collection costs.
- Keep a copy, and ask for a written release when the debt is paid.

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Have questions about this form? To consult with an attorney, contact **Gavrilov & Brooks Law Firm** at **(916) 504-0529** or **www.gavrilovlaw.com**, 2315 Capitol Avenue, Sacramento, CA 95816. **Attorneys licensed in New York.** Main headquarters in Sacramento, California.

This form is provided as a free convenience. First Choice Mobile Notary & Apostille is not a law firm, and a notary public cannot give legal advice or help you decide what to write on this form. These instructions are general information only and are not legal advice. If you have questions about your situation, consult a licensed New York attorney.

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PERSONAL GUARANTEE

New York — Guarantee of Payment

For value received, and to induce _____ ("Creditor") to extend credit to _____ ("Debtor"), the undersigned _____ ("Guarantor"), residing at _____, personally and unconditionally guarantees the full and prompt payment and performance of the following obligations of the Debtor:

Maximum liability (leave blank for unlimited): $ _____

This is a guarantee of payment, not of collection. The Creditor may enforce it without first suing the Debtor or using any collateral. The Guarantor waives notice of acceptance, presentment, demand, protest and notice of default, and consents to extensions, renewals or changes to the obligations without notice. This guarantee continues until all guaranteed obligations are paid in full, or until the Creditor receives written revocation, which will not affect obligations already incurred. The Guarantor will pay the Creditor's reasonable costs of enforcement, including attorney's fees. This guarantee is governed by New York law and binds the Guarantor's heirs and representatives.

Signature of Guarantor

Date

Printed name

Telephone / email (optional)

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ACKNOWLEDGMENT IN NEW YORK (Real Property Law § 309-a)

State of New York)
) ss.:
County of _____)

On the _____ day of _____ in the year _____ before me, the undersigned, personally appeared _____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

_____

Signature and office of individual taking acknowledgment

Notary Public, State of New York; Qualified in _____ County

Registration No. _____; Commission Expires _____

(Notary stamp)

ACKNOWLEDGMENT OUTSIDE NEW YORK (Real Property Law § 309-b)

Use this certificate instead of the New York certificate if the document is signed outside New York State.

State (or District / Country) of _____)
) ss.:
County of _____)

On the _____ day of _____ in the year _____ before me, the undersigned, personally appeared _____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument, and that such individual made such appearance before the undersigned in _____.

insert the city or other political subdivision and the state or country or other place the acknowledgment was taken

_____

Signature and office of individual taking acknowledgment

(Notary seal or stamp)

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