

# BAKER & STALZER

Attorneys at Law

## COMPARISON CHART OF GEORGIA BUSINESS ENTITIES

<b>ISSUES TO CONSIDER</b>	<b>TYPES OF ENTITIES</b>				
	<b>Sole Proprietorship</b>	<b>General Partnership</b>	<b>C Corporation</b>	<b>S Corporation</b>	<b>Limited Liability Company</b>
<b>Does it Offer Limited Liability Protection?</b>	<b>No</b> (Owner Personally Liable for Debts of the Business)	<b>No</b> (Partners Personally Liable for Debts of the Business)	<b>Yes</b> (Shareholders Not Personally Liable for Debts of the Business)	<b>Yes</b> (Shareholders Not Personally Liable for Debts of the Business)	<b>Yes</b> (Members Not Personally Liable for Debts of the Business)
<b>What are the Initial Legal Formalities for Creating the Entity?</b>	<b>None</b>	<b>None</b> (Partnership Agreement Strongly Recommended)	<b>File Articles of Incorporation &amp; Publish Notice</b> of Intent to Incorporate	<b>File Articles of Incorporation &amp; Publish Notice</b> of Intent to Incorporate	<b>File Articles of Organization</b> (No Publication Requirement)
<b>Are There Ongoing Formalities to Preserve Limited Liability?</b>	<b>N/A</b>	<b>N/A</b>	<b>Yes</b> (Corporate Bylaws, Annual Meetings, Minutes, etc)	<b>Yes</b> (Corporate Bylaws, Annual Meetings, Minutes, etc.)	<b>Reduced</b> (No Annual Meetings. Minutes are recommended for any major transactions.)
<b>What are the Requirements for the Business Name?</b>	<b>None</b>	<b>None</b>	<b>Yes</b> Must contain "Corporation," "Incorporated," or similar words.	<b>Yes</b> Must contain "Corporation," "Incorporated," or similar words.	<b>Yes</b> Must contain "Limited," "Ltd." "LLC", "LC" or similar words.
<b>Is One Owner OK?</b>	<b>Yes</b>	<b>No</b> (Two or More Persons Necessary)	<b>Yes</b>	<b>Yes</b>	<b>Yes</b>
<b>How Many Levels of Federal Income Taxation?</b>	<b>One</b> (Owner Level Only)	<b>One</b> (Partner Level Only)	<b>Two</b> (Corporate and Shareholder Level)	<b>One</b> (Shareholder Level Only)	<b>One</b> (Member Level Only)
<b>What is the Minimum Administrative Cost to Create the Entity?</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$225</b> ((\$100 to File Articles of Incorporation + \$40 Publication Fee + \$85 for Minute Book & Seal)	<b>\$225</b> ((\$100 to File Articles of Incorporation + \$40 Publication Fee + \$85 for Minute Book & Seal)	<b>\$100</b> ((\$100 to File Articles of Organization. LLC Binder provided at no extra cost.)
<b>What are Your Typical Legal Fees For Advice, Consultation and Creation of the Entity?</b>	<b>N/A</b>	<b>\$995 and up*</b> (Fees may vary)	<b>\$895 and up*</b> (Fees may vary)	<b>\$895 and up*</b> (Fees may vary)	<b>\$850 * – Sole Member LLC</b>  <b>\$995 and up*</b> <b>Multi Member LLC</b> (Fees may vary)

**IMPORTANT:** This chart is not to be considered as legal advice. It shows summary information only, based on general rules applicable to the types of business entities listed, and assumes that all applicable laws and rules have been followed. The chart may or may not be accurate with respect to any specific situation involving any particular business. For advice on specific legal issues, you should consult a qualified attorney.

**\*FEES:** Amounts shown are estimates, and are not guaranteed. Fees may vary, and may be higher than the amount shown, depending on the services requested or required.