

# SUPERIOR COURT OF CALIFORNIA COUNTY OF SAN FRANCISCO

400 McAllister Street, San Francisco, CA 94102

Phone: 415-551-4000 | Website: <https://sfsuperiorcourt.org>



## CHECKLIST FOR COURT JUDGMENT- BAD CHECK

CCP §1719 provides that any person who passes a check that is returned for non-sufficient funds ("NSF") or because the maker has no account or stops payment on a check without proper justification, and who fails to pay the amount of the check plus service charges and mailing costs, in cash, to the payee within thirty (30) days following a written demand sent to the maker by certified mail, can be sued for statutory damages by the check's payee.

Case Number: \_\_\_\_\_

1. Original check(s)  Yes  No
  - A. If NOT, Declaration and Order re: unavailability of original filed?  Yes  No
  
2. Bank dishonored check for:
  - A. Insufficient funds  Yes  No
  - B. Stop payment  Yes  No

*(If "stop payment", then convert to Court Judgment; 585 Declaration for Judges review.)*  Yes  No
  
3. Copy of Demand letter  Yes  No
  
4. Signed certified mail receipt submitted  Yes  No
  
5. Complaint filed no sooner than 30 days from date of mailing  Yes  No
  
6. Does Demand letter include a warning that, in addition to the amount of the check, defendant is liable for damages of at least \$100. If higher, 3x the amount of the check –up to \$1500, plus mail costs?  Yes  No
  
7. Demand letter demands that defendant pay exact amount of check only  Yes  No  
*(no added bounced check fee)*
  
8. **Treble damages** requested (cannot exceed \$500.00 for each check)  Yes  No  
**Treble Damages Awarded =** \$ \_\_\_\_\_

Case Number: \_\_\_\_\_

9. Prejudgment interest

Prejudgment interest requested (10% after 01-01-1986): \$ \_\_\_\_\_  
( \_\_\_\_\_ % X \_\_\_\_\_ days-due to Judgment)

Check #: \_\_\_\_\_ Signed: \_\_\_\_\_ Dishonored: \_\_\_\_\_

**Total Prejudgment Interest Awarded = \$ \_\_\_\_\_**

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

\_\_\_\_\_  
Signature  
Printed Name: \_\_\_\_\_

---

**FOR COURT USE ONLY**

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

Clerk: \_\_\_\_\_

CHECKLIST FOR COURT JUDGMENT- BAD CHECK