



Superior Court of California County of San Francisco

CHECKLIST FOR COURT JUDGMENT CONTRACT - 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 # _____

Original check(s)..... Yes No

If not, Declaration and Order re: unavailability of original..... Yes No

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

Copy of Demand letter Yes No

Signed certified mail receipt submitted..... Yes No

Complaint filed no sooner than 30 days from date of mailing..... Yes No

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

Demand letter demands that defendant pay exact amount of check only (no added bounced check fee)..... Yes No

For Court Use Only

Date: _____

Clerk: _____

Case # _____ continued

Treble damages requested (cannot exceed \$500.00 for each check)..... Yes No
Amount awarded.....\$ _____

Prejudgment interest requested (10% if after 1986).....\$ _____
(_____ % X _____ days-due to Judgment)

Check # _____ signed: _____ Dishonored _____

TOTAL PRE-JUDGMENT INTEREST AWARDED.....\$ _____