

NOTICE AND DEMAND FOR PAYMENT OF DISHONORED CHECK

_____, you are hereby notified that a check dated _____, 20____,
issued to _____, drawn on the _____ bank of
_____ (town), in the amount of \$ _____, bearing the signature of
_____ has been returned, unpaid with the notation that payment has been
refused because of non-sufficient funds or account closed.

Your attention is called to the laws of this state with reference to checks (portions of these laws appear below) and demand is hereby made for the payment of the above mentioned check within five business days, in accordance with the law.

DO NOT IGNORE THIS NOTICE!

**Extracts from Minnesota Statutes Relating to the Issuance of a
Check Without Sufficient Funds and the Criminal Penalty Therefore**

Minnesota Statute Section 609.535 **Issuance of Worthless Check, Subdivision 2. Acts Constituting.** Whoever issues a check which at the time of issuance, the issuer intends shall not be paid, is guilty of issuing a dishonored check and may be sentenced to imprisonment for not more than ninety days and/or payment of a fine of not more than \$1,000, or both. In addition, pursuant to Minnesota Statute Section 332.50, restitution and a service fee not to exceed \$30 per check may be ordered by the court. Minnesota Statute Section 609.535, Subdivision 3. **Proof of Intent.** Any of the following is evidence sufficient to sustain a finding that the person at the time the person issued the check intended it should not be paid: (1) proof that, at the time of issuance, the person did not have an account with the drawee; (2) proof that, at the time of issuance, the person did not have sufficient funds or credit with the drawee and that the person failed to pay the check within five business days after mailing of notice of nonpayment or dishonor as provided by this subdivision; or (3) proof that, when presentment was made within a reasonable time, the person did not have sufficient funds or credit with the drawee and that the person failed to pay the check within five business days after mailing of notice of nonpayment or dishonor as provided in this subdivision. If the check is not paid in full within five business days after mailing notice of nonpayment or dishonor, the payee or holder of the check may or will refer the matter to proper authorities for prosecution under this statute.

Dated: _____

Remit to: _____

Signed: _____

Title: _____

AMOUNT OF CHECK: \$ _____

SERVICE FEE: _____

TOTAL DUE: \$ _____