

BAD CHECK COMPLAINT – PAGE 2

- 3) Did the person who gave you this check ask you to hold it? Yes _____ No _____
- 4) State the place (address) where this check was received from defendant. _____

- 5) Give the name and title of the person who accepted this check (clerk, truck driver, etc.). _____

- 6) State the exact date when this check was given to the person who accepted it. _____

- 7) Did you obtain a bank Certificate of Protest on this check? Yes _____ No _____
If yes, state the date of the protest and the reason for nonpayment of check. _____

- 8) Did the defendant pay you any money since the date he gave you the check? Yes _____ No _____
If yes, state the date, amount and details of payment. _____

- 9) Was there a prior business relationship with the defendant? Yes _____ No _____
If so, over what period of time? _____

NATURE OF TRANSACTION: Check the correct statement.

Check was given:

() In exchange for merchandise () In exchange for a service () To pay a debt () Other

Give details _____

ATTEMPTS YOU HAVE MADE TO COLLECT THIS CHECK:

- 1) Did you, your attorney or a collection agency send the defendant a letter demanding that the defendant make good on the check? If yes, submit a copy if available. Yes _____ No _____
- 2) Did you phone the defendant? Yes _____ No _____
If yes, give date and details of the phone call. _____

- 3) Did you visit the defendant in person? Yes _____ No _____
If yes, where did you visit the defendant? Give details of the conversation. _____

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4) Did you ever sue the defendant in Small Claims Court or other court regarding this check? Yes _____ No _____

If yes, describe in detail. _____

5) Did you make any other efforts to collect this check? Give details. _____

6) Has the defendant made an application for bankruptcy? Yes _____ No _____

If so, are you listed as a creditor? Yes _____ No _____

IDENTIFICATION

1) When you received the check, did you know the person who gave you the check? Yes _____ No _____

If you answered no, what identification did you require? (driver's license, credit card, etc.) Did you take a photograph? Please describe in detail.

2) If you were required to go to court on this matter, would you or the person who accepted this check be able to point out and identify the individual who passed the check if that individual was seated somewhere in the court? Yes _____ No _____

Any false statements herein are punishable as a Class A Misdemeanor pursuant to Section 210.45 of the Penal Law of the State of New York

Signature of Complainant

Note: Do not write below signature line

Please attach copies of check (both sides) and Certificate of Protest from bank upon which check was drawn. Please submit a copy of demand letter sent to defendant by regular mail, and also by certified mail, return receipt requested. Also attach copy of invoice or bill of sale.

When appearing in person please submit the above-requested documents with a photo identification. Please remain seated – you will be personally interviewed by a member of our legal staff.

Any unanswered or inadequately answered items may make it impossible for any action by the Office of the District Attorney.

**District Attorney's Office
Criminal Complaint Unit
Phone: (516) 571-3505**