



## Declaration of Loss

I, \_\_\_\_\_, was the drawer/payee (*circle one of these choices if the item was a certified check*) of the above described certified check OR the remitter/payee of the above described cashier's check or the teller's check (*circle one of these choices if the item was a cashier's check or teller's check*). I lost possession of the check. The loss of possession was NOT the result of a transfer of the check or a lawful seizure and I cannot obtain possession of the check because

- \_\_\_\_\_ The check was destroyed;
- \_\_\_\_\_ The check is in the wrongful possession of an unknown person;
- \_\_\_\_\_ The whereabouts of the check cannot be determined; or
- \_\_\_\_\_ The check is in the wrongful possession of a person that cannot be found or is not amendable to service of process

The following is a brief description of the circumstances surrounding the loss, destruction, or theft of the cashier's check, teller's check, or certified check:

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The statements made herein are made under penalty of perjury and I warrant them to be true and correct.

I understand that if this claim is paid and the check is later presented for payment by a person having the rights of a holder in due course, I am obliged to either refund the payment to the Credit Union if the check is paid, or pay the amount of the check to the person having the rights of a holder in due course if the check is dishonored.

Dated this \_\_\_\_\_ day of \_\_\_\_\_.

Signature of Claimant \_\_\_\_\_



## Claim for a Lost, Stolen, or Destroyed Cashier's Check, Teller's Check, or Certified Check

I, \_\_\_\_\_, hereby assert a claim to the following described cashier's check, teller's check, or certified check.

Remitter: \_\_\_\_\_

Payee: \_\_\_\_\_

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

Amount: \_\_\_\_\_

Check number: \_\_\_\_\_

Account number: \_\_\_\_\_

(a copy of the remitter's copy may be attached)

And request payment of the amount of the check. My **Declaration of Loss** is attached hereto. I understand that the claim has no legal effect until it is enforceable. A claim becomes enforceable at the LATER of

1. The time the claim is asserted; or
2. The 90<sup>th</sup> day following the date of the check, in the case of a cashier's check or teller's check or the 90<sup>th</sup> day following the date of acceptance in the case of a certified check.

I further understand that my claim may be unenforceable if the Declaration of Loss fails to meet the requirements of Section 3-312 of the Uniform Commercial Code or if it fails to reach the Credit Union at a time and in a manner which affords the Credit Union reasonable time to act on it before the check is paid.

I agree to provide reasonable identification if so requested by the Credit Union.

Signature of Claimant \_\_\_\_\_

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