

NOTICE AND DEMAND OF PAYMENT FOR MOTOR FUEL

TO: Name _____
Address _____
City _____ State _____ Zip Code _____

You are hereby notified that:

On ____/____/____, your vehicle with license plate number _____, Plate Number
Date

drove off without paying for \$ _____ of _____
Amount Fuel Type

from _____.
Retail Business Name and Address

SDCL 22-30A-40 states:

The owner of a motor vehicle who has not paid for the motor fuel received is liable to the motor fuel retailer for the cost of the motor fuel. If notice of a service charge is conspicuously displayed on the premises when the motor fuel was received, the motor fuel retailer may impose a service charge not to exceed thirty dollars for any collection cost.

SDCL 22-30A-43 states:

The motor vehicle owner shall pay the motor fuel retailer the full amount due within thirty-three days after receiving notice demanding payment pursuant to § 22-30A-42. The motor vehicle owner may dispute the motor fuel retailer's claim by sending a notice by certified mail, return receipt requested, to the motor fuel retailer within the thirty-three day period. If the motor vehicle owner disputes or fails to pay the retailer's claim, the retailer may take the claim to court. The court may award the retailer the unpaid dollar amount for the motor fuel, the service charge, and reasonable court expenses. If the motor vehicle owner does not dispute the claim and fails to pay the claim within the thirty-three day period, the court may award the retailer the unpaid dollar amount for the motor fuel, the service charge, and reasonable court expenses.

SDCL 22-30A-44 states:

If a motor fuel retailer receives payment or a court award pursuant to this chapter, the motor fuel retailer may not initiate or pursue a criminal action against the motor vehicle owner because of that loss.

To avoid further penalties, you must:

Remit \$ _____ (cost of fuel and service charge of \$ _____) to _____, Name of Retailer
Amount
_____ within thirty-three
Address of Retailer

(33) days of receipt of this notice.

Retail Location Employee Signature Date

Printed name

Business Owner or Corporate Officer Signature Date

Printed name

Title: _____