



**JENNIFER B. OLDHAM  
HARDIN COUNTY ATTORNEY**

100 Public Square, Suite 300, Elizabethtown, Kentucky 42701

(270) 765-6726

Email: [hcao@hcky.org](mailto:hcao@hcky.org)

**First Assistant**

Donald C. Jones

**Victim Advocates**

Jocelyn Hohman

Lauren Critchelow

**Staff Attorneys**

Philip Moore

Mark Shouse

Melanie G. Biggers

Dawn Lonneman Blair

Alison Blaiklock

Catherine S. Clemons

**\*\*The Hardin County Attorney's Office offers a FREE check collection program to local merchants\*\***

**(Merchant fee of \$45.00 and County Attorney fee will be paid by the individual who wrote the check)**

The process for turning in a returned check is below:

1. Once the check has been marked by the bank as returned, it can be sent to our office.
2. A letter is sent to the check writer and they have eighteen (18) days to pay through the Hardin County Attorney's Office escrow account through South Central Bank.
3. If the check is not paid within that time frame, you may then come in to sign a Summons or Warrant which in turn will be sent to law enforcement for service.
4. When the check is paid, you will receive a reimbursement check for the amount of the check plus a \$45 merchant fee. Reimbursement checks are issued once each week.



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**To: LOCAL MERCHANTS**

**From: JENNY OLDHAM, HARDIN COUNTY ATTORNEY**

**RE: BAD CHECK RESTITUTION SERVICE**

**MEMO**

The Hardin County Attorney's Office has traditionally and consistently been the best option for a local merchant to recover restitution when you are written a bad check.

Our goal is to hold people accountable who issue bad checks and to have a convenient, reliable process for you, the merchant, to receive restitution. In order to improve the chance for recovery of your money, please keep in mind the following when you accept a check:

- Verify the identity of the check writer with picture identification
- Write down the date of birth and the operator's license number of the issuer on the check
- Have your employee who receives the check mark it with their initials

Once a check is turned over to our office for collection/prosecution, do not accept payment from the check writer directly. Also, please check with our office periodically to sign any court summons or warrants that may be necessary for collection/prosecution.

If you have not used our service in the past, please contact Tiffany or myself to answer any questions you may have. We look forward to serving you.

# HARDIN COUNTY ATTORNEY'S OFFICE

## MERCHANT STATEMENT

I, \_\_\_\_\_ of \_\_\_\_\_ make the following free and voluntary sworn statement to the Hardin County Attorney for use in any official proceedings, including but not limited to, the criminal justice system of the Commonwealth of Kentucky.

PLEASE READ THE FOLLOWING CAREFULLY, ASK ANY QUESTIONS YOU MAY NEED TO, AND, IF YOU FEEL YOU UNDERSTAND IT FULLY, SIGN AND DATE BELOW. THIS STATEMENT WILL BE KEPT ON FILE AT THE HARDIN COUNTY ATTORNEY'S OFFICE AND APPLIES TO ALL CHECKS TURNED OVER HEREAFTER.

1. I understand that in signing a criminal complaint, I am filing criminal charges against the named-defendant, which means I may be subpoenaed to testify in open court against the defendant, and I agree to fully cooperate with the Hardin County Attorney's Office in prosecution.
2. **I agree not to accept restitution directly from anyone other than the Hardin County Attorney's Office once I have turned the check over to the Hardin County Attorney's Office.**
3. I understand that after I sign the criminal complaint, I may not drop the charges, even though the situation may change, i.e. receiving restitution from the named-defendant.
4. I hereby state that the charges I am filing are not being filed by me for reasons of malice or vengeance.
5. I hereby state that the facts of the matter as related to the Hardin County Attorney's Office are true and complete to the best of my knowledge and belief.
6. I hereby state that all of the following circumstances are true concerning the cold check(s):

- \_\_\_(a) The check(s) was presented to the bank for processing within 30 days of the date of the check(s) was written.
- \_\_\_(b) The check(s) was not postdated and/or held by me for later processing by the bank by agreement with the party writing the check(s).
- \_\_\_(c) The check(s), if payment(s) for rent, was not presented after the date that the rent period began.
- \_\_\_(d) The check(s) is not a partial payment, payment on account or any other type of partial payment.
- \_\_\_(e) The check(s) was not accepted in exchange for a cold check(s).
- \_\_\_(f) Services and/or goods for the check(s) were rendered in Hardin County, Kentucky, and were rendered at the time that the check(s) were presented.

(If any of the above are not true, the check does not fall under the Theft By Deception statute for criminal prosecution.)

7. I have been supplied with a copy of, and agree to abide by, Cold Check Procedures as distributed by the Hardin County Attorney's Office.
8. I understand it is my responsibility to inform the Hardin County Attorney's Office of any address changes for myself/my business.

I have read/have had read to me the above statement and hereby swear or affirm that it is true and correct to the best of my knowledge and belief.

**\*NOTICE:** false statements are punishable by KRS 523.020 by one to five years of imprisonment.

AFFIANT SIGNATURE \_\_\_\_\_

BUSINESS NAME \_\_\_\_\_

PHONE # \_\_\_\_\_

ADDRESS \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_

My commission expires:

\_\_\_\_\_  
Notary Public