

COMPLAINT

Leasing and Failing to Return Leased Property

Before a prosecution can be instituted alleging a violation of Florida Statutes 912.155, dealing with leasing of personal property with intent to defraud or failure to return property, the following information must be provided.

UNDER OATH:

1. **Victim**

Name: _____

Address: _____

Address: _____

Address: _____

Phone: _____

2. **Person who Rented Property**

Name: _____

Address: _____

Address: _____

Address: _____

Phone: _____

3. **Personal Information of Renter**

Race: _____

Sex: _____

DOB: _____

Other Identifiers: _____

4. **Employee who dealt with Renter**

Name: _____

Address: _____

Address: _____

Address: _____

Phone: _____

5. **Was a copy made of the renter's driver's license or ID card?** Yes: _____ No: _____

If so, please attach a copy to this complaint. Attached? _____

6. If no copy was made, how can employee identify renter?

7. Give detailed description of property in question, including brand name, color, serial No#:

8. Does this description match the items described on the contract? _____

9. What is the current fair market value of the property in question? _____

10. Did the renter provide any false information at the time the contact was signed?

11. Below, show the payment history for the item(s) in question.

12. What is the termination date for the rental agreement? _____

13. Did you send the renter a Certified Letter demanding return of the property within five (5) days after the receipt of the letter? _____

If so, please attach a copy of the letter and the return receipt or the returned letter, if unclaimed.

14. Have you made any other attempts to retrieve the property? _____

If so, describe:

15. Does your contract contain the notice required under Section 812.155(6)? (see attached)

16. Is your contact a rental-purchase agreement? Yes: _____ No: _____
If so, does it contain a provision under which you have kept title to the property during the period of the rental agreement? Yes: _____ No: _____

(NOTE: This applies only to contracts entered on or after July 1, 2001. No prosecution under this section can be instituted for rental-purchase agreements made prior to that date.)

17. Was this property delivered to a residence or business? _____

If yes,

a. Who was the person who delivered the item? _____

b. What address was the item delivered? _____

c. Was this address the same as the one indicated on the rental contact? _____

d. Did someone sign for the property at the time of delivery? _____

e. Was this the same person who entered into the contact? _____

If not, state this person's name and any identifying information. _____

f. Can the person who delivered the property identify the person who signed for the delivery? _____

How? _____

X _____

Affiant

Subscribed and sworn to before me this

_____ day of _____, 20_____

Personally known to me

Produced Identification _____

Notary Public

Make sure a legible copy of the rental agreement is attached to this complaint