



# **Cass County Sheriff's Office**

**Sheriff Bryan Welk**

PO Box 1119 \* 303 Minnesota Ave \* Walker MN 56484  
218-547-1424 \* 800-450-2677 \* 218-547-3394 (fax)

[cass.sheriff@casscountymn.gov](mailto:cass.sheriff@casscountymn.gov) | [www.casscountymn.gov](http://www.casscountymn.gov)



According to Minn. Stat. § 609.535, Subd. 5, only checks written for present consideration of payment can be prosecuted. The following checks will not be prosecuted: post-dated checks, checks “paid on account” or “on a contract”, two-party checks, check upon which partial payments have been made, credit card check (except forgeries).

## **Procedure:**

By the statute noted above, Subd. 3, you must send a notice of nonpayment or dishonor (Demand Letter) along with the copy of the statute included with this packet to the address listed on the check by Certified Mail with Return Receipt Requested. The Affidavit of Service by Certified Mail must be completed and signed in front of a Notary Public and the Certification of Identification must be filled out by the person who accepted the check.

The following must be returned to the Sherriff's Office for any prosecution to occur:

- Copy of Completed Notice and Demand for Payment of Dishonored Check (Demand Letter).
- Green Certified Mail return receipt or returned envelope (if letter returned undelivered)
- Notarized Affidavit of Service by Certified Mail.
- Completed Certification of Identification.
- The original check(s).

When we receive all the above-mentioned items, the worthless check investigation can be started. If we do not receive ALL of the required information, it will be impossible to proceed.

The Sheriff's Office will generate a case report and will be assigned for investigation. Upon completion of the investigation, the file will be submitted to the County Attorney's Office for consideration of charges.

## **Things to note:**

When using Certified Mail with Return Receipt Requested and the recipient receives it, the “green card” will be returned to you in approximately five days by the Post Office. If the recipient does not receive it, the letter and “green card” will be returned in approximately 15 days.

*\* Protecting & Serving the Citizens and Visitors of Cass County \**

Eric Alger  
Chief Deputy  
218-547-7310

Chas Ratz  
Lieutenant  
218-547-7330

Chris Thompson  
Lieutenant  
218-547-7361

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Admin/Civil/TRIAD  
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Chief Dispatcher  
218-547-1424

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Emergency Mgmt  
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