

## **AFFIDAVIT FOR PROSECUTION OF A WORTHLESS CHECK**

STATE OF KANSAS, JOHNSON COUNTY, SS:

Comes now the undersigned and after being sworn, on oath, states that:

1. The attached check(s) dated \_\_\_\_\_,  
Drawn on the \_\_\_\_\_ Bank of \_\_\_\_\_,  
purporting to have been made and signed by \_\_\_\_\_,  
was delivered to the payee, \_\_\_\_\_  
of \_\_\_\_\_ and passed in Johnson County, Kansas by a person  
identified as \_\_\_\_\_, who in return received merchandise  
or cash or both at the time the check(s) was passed and said check was personally received by  
\_\_\_\_\_, who can positively identify the  
defendant in Court as the passer of the check(s). The names of other witnesses having  
knowledge thereof are: \_\_\_\_\_.

2. Said check was not postdated and the payee had no information at the time said check(s) was delivered that the maker of said check(s) did not have sufficient funds on deposit with said bank for the payment of said check(s). The person delivering said check(s) did not request that the check(s) be held or that the payee delay in depositing said check(s) or presenting it for payment, said check(s) having been deposited or presented for payment in the usual course of business.

3. The maker or person presenting said check(s) did not borrow any money from the undersigned, or the undersigned's employer; said check(s) was not given as security for a loan or debt. Said check(s) was not given for a gambling debt. Said check(s) was not given for past-due rent, or payment on account.

4. The attached check(s) is submitted to the District Attorney's Office for the purpose of prosecution and/or collection. It is understood and agreed that no payments on said check(s) are to be accepted by the complainant, its agents or employees, without prior knowledge and approval of the District Attorney's Office of Johnson County, Kansas, and that the determination of the manner of prosecution or the dismissal thereof is the sole discretion of the District Attorney's Office of Johnson County, Kansas.

5. Pursuant to K.S.A. 21-4603 and K.S.A. 74-7335 et. seq.: “ The victim of a crime or the victim’s family shall be notified of the right to be present at any public hearing where the accused or the convicted person has the right to appear and be heard.” As a victim of a bad check case:  
(Please check one)

\_\_\_\_\_ I do not feel it is necessary to be notified of the defendant’s court hearings, except those that are going to trial.

\_\_\_\_\_ I feel it is necessary to be notified of each of the defendant’s court hearings. Please send notification.

\_\_\_\_\_  
Your Name (signature)

\_\_\_\_\_  
Company Name and Address

Phone Number \_\_\_\_\_

State of Kansas

County of Johnson

Signed and attested before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

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

My appointment expires \_\_\_\_\_