

GEORGIA LEMON LAW NOTICE FOR REACQUIRED VEHICLES

INSTRUCTIONS

These instructions are to be printed on the reverse side of the GEORGIA LEMON LAW NOTICE FOR REACQUIRED VEHICLES. Any reproduction of this Notice shall have these instructions on the reverse side.

VERY IMPORTANT: This Notice applies to any reacquired vehicle (as defined below) that is reacquired on or after January 1, 2009, either: (A) under Georgia's Lemon Law; **OR** (B) under a similar statute of another state and transferred into Georgia.

The Notice is to be completed legibly and accurately and all copies must be legible. Copies of the Notice regarding the respective reacquisition, transfer and sale or lease of a reacquired vehicle are to be sent within the statutorily-required time period indicated below to:

The Office of the Attorney General
Consumer Protection Division, Lemon Law Administration
40 Capitol Square SW
Atlanta, GA 30334

Part I is to be completely filled out by the manufacturer or its representative following acceptance of a reacquired vehicle.

Check both the correct category space and box and, where applicable, fill in the blank to indicate the circumstances under which the vehicle was reacquired. **Part I-A** applies to reacquired vehicles covered under Georgia's Lemon Law. **Part I-B** applies to vehicles reacquired under a similar statute of another state that are transferred into Georgia.

List the nonconformity or nonconformities resulting in the repurchase or replacement of the vehicle as alleged by the consumer or as found by an arbitrator or judge. Do not write on the Notice that a nonconformity has been repaired or corrected.

When a vehicle covered under Georgia's Lemon Law is repurchased or replaced, the manufacturer or its representative is to sign and date Part I of the Notice and send a copy to the Georgia Department of Law-Consumer Protection Division within **30 days from the date of reacquisition of the vehicle**.

Part II is to be completed, signed and dated by the manufacturer or its representative upon transfer of a reacquired vehicle. Indicate the name and address of the transferee and have the transferee sign and date the Notice. The manufacturer or its representative is to give the original Notice to the transferee. If the vehicle was transferred to be sold for scrap, check the box.

If the reacquired vehicle is covered under Georgia's Lemon Law, the manufacturer or its representative has **30 days from the date of transfer of the vehicle** to send a copy of the Notice to the Georgia Department of Law-Consumer Protection Division. If the transfer occurs within 30 days of the date of reacquisition, Parts I and II can be sent together on the same copy at that time.

If the vehicle was reacquired under a similar statute of another state and transferred into Georgia, Parts I and II are to be completed together and the manufacturer or its representative is to send a copy of the Notice to the Georgia Department of Law-Consumer Protection Division within **30 days from the date of transfer of the vehicle**.

Part III - The selling or leasing entity must allow a prospective consumer the opportunity to read the Notice **BEFORE** the sale or lease of the reacquired vehicle. At the time of sale or lease, the seller's or lessor's representative is to indicate the name and address of the ultimate consumer; list the current mileage on the vehicle and the date of sale or lease; and, have the ultimate consumer sign and date the Notice.

The seller's or lessor's representative is to complete the rest of Part III; sign and date the Notice; and, give the original Notice to the ultimate consumer. The sale or lease of the vehicle activates the mandatory one year/12,000 mile (whichever occurs first) term within which the manufacturer warrants to correct the nonconformity or nonconformities indicated on the Notice.

The selling or leasing entity has **30 days from the sale or lease of the vehicle** to send a copy of the Notice to the Georgia Department of Law-Consumer Protection Division. The manufacturer has **90 days from the sale or lease of the vehicle** to notify the Georgia Department of Law-Consumer Protection Division that the statutory warranty has been activated. The manufacturer shall use the Georgia Department of Law-Consumer Protection Division's Reacquired Vehicle Warranty Activation Notice for this purpose.

DEFINITIONS

"Reacquired vehicle" means a new motor vehicle with an alleged nonconformity that has been replaced or repurchased by the manufacturer as the result of any court order or judgment, arbitration decision, voluntary settlement entered into between a manufacturer and the consumer, or voluntary settlement between a new motor vehicle dealer and a consumer in which the manufacturer directly or indirectly participated.

"Transfer" as used in connection with a reacquired vehicle means a change of ownership, by gift or any other means.

"Ultimate consumer" means the first person who purchases or leases a reacquired vehicle for purposes other than resale or sublease.