

IC 32-33-15

Chapter 15. Electronic Home Entertainment Equipment Lien

IC 32-33-15-1

Amount of lien

Sec. 1. A person who engages in the business of altering or repairing electronic home entertainment equipment has a lien on that equipment to the extent of the reasonable value of labor performed and materials used for which the person has not been paid.

As added by P.L.2-2002, SEC.18.

IC 32-33-15-2

Sale of equipment

Sec. 2. If the lienholder has not been paid within sixty (60) days after payment becomes overdue, the lienholder may sell the equipment at auction if:

- (1) the equipment is still in the lienholder's possession; and
- (2) the lienholder complies with section 3 of this chapter.

As added by P.L.2-2002, SEC.18.

IC 32-33-15-3

Notification

Sec. 3. (a) Before a lienholder may sell the equipment, the lienholder must, by certified mail, return receipt requested, notify the owner and any person whose security interest is perfected by filing concerning the following:

- (1) The lienholder's intention to sell the equipment thirty (30) days after the owner's receipt of the notice.
- (2) A description of the equipment to be sold.
- (3) The time and place of the sale.
- (4) An itemized statement describing the value of labor and materials provided and for which the lienholder has not been paid.

(b) If upon receipt of the notice the owner informs the lienholder in writing of the owner's objections regarding the quality of the workmanship or an alleged overcharge, the lienholder must foreclose by judicial proceeding.

(c) If there is no return of the receipt or if the postal service returns the notice as being nondeliverable, the lienholder shall publish notice of the lienholder's intention to sell the equipment in a newspaper of general circulation in the place where the equipment is being held for sale by the lienholder. The notice must include a description of the equipment and name of its owner.

As added by P.L.2-2002, SEC.18.

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Excess proceeds from sale

Sec. 4. If the sale is for a sum greater than the amount of the lien, any excess shall be paid to the owner and any prior lienholder.

As added by P.L.2-2002, SEC.18.