**Cherokee Nation Code Annotated**
**Title 80: Uniform Commercial Code**
**Revised Article 9: Secured Transactions**
**Part 6. Default**
**Subpart 1. Default and Enforcement of Security Interest**
**§ 9–613. Contents and form of notification before disposition of collateral: General**
Cite as: 80 CNCA § 9-613

Contents and Form of Notification Before Disposition of Collateral: General

Except in a consumer-goods transaction, the following rules apply:

(1) The contents of a notification of disposition are sufficient if the notification:

(A) describes the debtor and the secured party;

(B) describes the collateral that is the subject of the intended disposition;

(C) states the method of intended disposition;

(D) states that the debtor is entitled to an accounting of the unpaid indebtedness and states the charge, if any, for an accounting; and

(E) states the time and place of a public disposition or the time after which any other disposition is to be made.

(2) Whether the contents of a notification that lacks any of the information specified in paragraph (1) are nevertheless sufficient is a question of fact.

(3) The contents of a notification providing substantially the information specified in paragraph (1) are sufficient, even if the notification includes:

(A) information not specified by that paragraph; or

(B) minor errors that are not seriously misleading.

(4) A particular phrasing of the notification is not required.

(5) The following form of notification and the form appearing in 80 CNCA § 9–614(3), when completed, each provides sufficient information:

**NOTIFICATION OF DISPOSITION OF COLLATERAL**

To: *Name of debtor, obligor, or other person to which the notification is sent*

From: *Name, address, and telephone number of secured*

Name of Debtor(s): *Include only if debtor(s) are not an addressee*

*For a public disposition:*

We will sell or lease or license, *as applicable* the *describe collateral* to the highest qualified bidder in public as follows:

Day and Date: ____

Time: ____

Place: ____

*For a private disposition:*

We will sell or lease or license, *as applicable* the *describe collateral* privately sometime after *day and date*.

You are entitled to an accounting of the unpaid indebtedness secured by the property that we intend to sell or lease or license, *as applicable* for a charge of $____ You may request an accounting by calling us at *telephone number*

**End of Form**

Historical Data

LA 26–03, eff. October 2, 2003.