



# San Diego County SHERIFF'S OFFICE

## PROPERTY SALE BIDDER INFORMATION

### 1. Acceptable Forms of Payment:

- The only acceptable forms of payment at a Sheriff's sale of real or personal property is cash, certified check or cashier's check. Company checks, personal checks, traveler's checks and money orders will not be accepted. [CCP 701.590(a)]
- All checks must be payable to **San Diego County Sheriff**. Second party checks will not be accepted.

### 2. Who May Bid:

- Any person may bid at a Sheriff's sale of real or personal property other than employees of the Sheriff's Office and their immediate family.
- Prior to the scheduled sale time, all potential bidders must pre-qualify themselves as a bidder with the Sheriff's Office personnel conducting the sale. You will be asked how you intend to pay. (Persons not able to or not willing to pre-qualify will not be permitted to bid at the sale.)
- If you are the highest bidder, you must be prepared to do business immediately. The deputy will not wait for you to go get money from the bank. (If you are not able to do business immediately, your bid will be forfeit.)

### 3. Credit Bids:

- Real Property Sale [(CCP 701.590(c))]:
- If the winning bid is **\$5,000.00 or less**, the full bid amount must be paid at the time of sale.
- If the winning bid is **\$5,000.01 to \$50,000.00**, the winning bidder may elect to treat the sale as a credit transaction. If the winning bidder elects to treat the sale as a credit transaction, the winning bidder must pay **\$5,000.00** at the time of sale and the balance of the winning bid (plus costs and daily interest) must be paid within 10 days of the date of sale.
- If the winning bid is **greater than \$50,000.00**, the winning bidder may elect to treat the sale as a credit transaction. If the winning bidder elects to treat the sale as a credit transaction, the winning bidder must **pay 10% of the amount bid** at the time of sale and the balance of the winning bid (plus costs and daily interest) must be paid within 10 days of the date of sale.
- Personal Property Sale [(CCP 701.590(d))]:
- If the winning bid is **\$2,500.00 or less**, the full bid amount must be paid at the time of sale.
- If the winning bid is **\$2,500.01 to \$25,000.00**, the winning bidder may elect to treat the sale as a credit transaction. If the winning bidder elects to treat the sale as a credit transaction, the winning bidder must pay **\$2,500.00** at the time of sale and the balance of the winning bid (plus costs and daily interest) must be paid within 10 days of the date of sale.
- If the winning bid is **greater than \$25,000.00**, the winning bidder may elect to treat the sale as a credit transaction. If the winning bidder elects to treat the sale as a credit transaction, the winning bidder must **pay 10% of the amount bid** at the time of sale and the balance of the winning bid (plus costs and daily interest) must be paid within 10 days of the date of sale.
- A winning bidder that elects to treat the sale as a credit bid is not entitled to possession of the property until the full amount due is paid to the Sheriff's Office. [CCP 701.590(e)]
- A winning bidder that elects to treat the sale as a credit bid and who subsequently fails to pay the full amount due forfeits their entire deposit. (CCP 701.600)

**Creditor's Credit Bid:** The judgment creditor may bid against all or part of their judgment, except that the levying officer's costs remaining unsatisfied and the amount of any preferred labor claims, exempt proceeds, and any other claim that is required to be paid by statute to be satisfied, shall be paid in cash or by certified check or cashier's check. [CCP 701.590(b)]