DISCLAIMER FOR INVOLUNTARY LIEN TRANSFERS AND ABANDONMENT OF PROPERTY TO A LANDLORD

Wisconsin Department of Transportation (WisDOT)
MV2881 **2/2020** ss. 342.18(2) and 342.19, Stats.

Under Wisconsin law, an eligible mechanic, towing company, or self-service storage operator, referred to as lien holder from this point forward, may transfer a vehicle pursuant to the proper enforcement of an involuntary lien. An eligible landlord has the power to dispose of an abandoned vehicle upon the tenant's removal from the leased premises by sale or other appropriate means.
The applicable law specifies the eligibility, required notification procedures, the associated waiting period, and the means by which an eligible lien holder or landlord may dispose of the vehicle.

A new certificate of title in the name of the transferee as owner as a result of an involuntary lien or abandonment of property to a landlord will receive:

ABANDONMENT OF PROPERTY TO LANDLORD INVOLUNTARY SELF-SERVICE STORAGE LIEN	INVOLUNTARY TRANSFER MECHANIC LIEN INVOLUNTARY TRANSFER TOWING LIEN
• A title without a secured party listed if there is a lien release submitted with the application. • If a lien release **is not** submitted with the application, the transferee *will* receive a Confirmation of Ownership and the title will be sent to the secured party if the previous owner's lien was listed **after** July 30, 2012. See http://wisconsindmv.gov/Pages/dmv/vehicles/title-plates/lienholder-default.aspx for more information.	• A title without a secured party listed
Any money collected pursuant to an involuntary lien transfer or from the landlord's right to dispose of property must be distributed pursuant to Wisconsin State Statutes and the Uniform Commercial Code.	

The applicant is required to certify his or her eligibility to enforce the lien or dispose of the abandoned property by signing their name on the statement of fact indicating that he or she is an eligible lien holder or landlord, and has complied with the procedures required by Wisconsin State Statutes.

Falsifying information on this form could result in a fine of up to $10,000 or imprisonment for up to five (5) years or both.

Local Division of Motor Vehicles customer service centers can provide the odometer disclosure statement (MV2488), but cannot answer questions regarding this involuntary lien or abandonment of property to a landlord titling process. Inquiries can be made by:

Email: vehiclequestions@dot.wi.gov

- The Research & Information Unit may have to conduct research before replying; please allow two business days for an email response. Do not send a second email.
- If the inquiry involves a specific vehicle, please be sure to provide the vehicle identification number or license plate number in your email.

Phone: (608) 266-1466. Calls are answered from 7:30 a.m. to 4:30 p.m., Monday through Friday.

The Wisconsin Department of Transportation provides the information on this web site as a convenience to eligible lien holders and landlords. Use of this form by the general public or organizations seeking to obtain a title for an abandoned vehicle is prohibited by law. This page and the application form do not constitute professional legal advice by WisDOT or guarantee eligibility, as circumstances will vary.

WisDOT is not liable for damages, court action, or denials incurred through the inappropriate or illegal use of the application form. By completing this form, the applicant agrees to hold WisDOT harmless in any related actions.

I have read and understand the disclaimer above regarding involuntary lien transfers and the abandonment of property to a landlord. I understand how to properly use and complete the application form.

INVOLUNTARY LIEN TRANSFERS AND ABANDONMENT OF PROPERTY TO A LANDLORD

Wisconsin Department of Transportation (WisDOT)

MV2881 **2/2020** ss. 342.18(2) and 342.19, Stats. (Combines forms MV2878, MV2879, MV2880, and MV2887)

You must read and sign in the appropriate box certifying your authorization to enforce the lien or abandonment of property to a landlord and therefore dispose of the vehicle in accordance with the Wisconsin State Statutes. Access to the Wisconsin State Statutes may be found online at the following web site: www.legis.state.wi.us/rsb/stats.html. A vehicle sold and transferred as a result of any of the involuntary self-service storage lien or abandonment of property to a landlord will receive a new certificate of title in the name of the transferee as owner.

SELF SERVICE STORAGE / ABANDONMENT OF PROPERTY TO LANDLORD

The new certificate of title in the name of the transferee as owner as a result of any of the following involuntary liens or abandonment of property to a landlord shall reflect any perfected security interest(s) appearing on the original owner's certificate of title ***if a lien release is not provided.***

INVOLUNTARY SELF-SERVICE STORAGE LIEN

I am a self-service storage operator who has given notice to the lessee, who is under default of a written rental agreement, at the lessee's last known address stating the daily charges for storage due in order to reclaim the vehicle and notification of the
intent to dispose of the vehicle by sale or other appropriate means in accordance with ss. 704.90(3), 704.90(5), 704.90(6), 704.90(8), Stats.

Ref. s. 704.90, Stats.

X _____
(Authorized Signature) (Date – m/d/yy)

ABANDONMENT OF PROPERTY TO A LANDLORD

I am a landlord who has given written notice to the tenant at the time the tenant entered into a rental agreement on _____, and, if applicable, renewed the rental agreement on _____, that I will not store any personal property including a vehicle that the tenant leaves behind or otherwise abandons when they vacate the premises.

If I have not given such written notice, I have complied with s. 704.05, 2009 Stats., with respect to the vehicle abandoned by the tenant when that tenant moves. Further, I have given notice of my intent to dispose of the vehicle by sale or other appropriate means to the tenant and any secured parties recorded on the vehicle title of which I have actual notice, personally or by regular or certified mail addressed to their last known address.

Ref. s. 704.05, Stats.

X _____
(Authorized Signature) (Date – m/d/yy)

TO OBTAIN A WISCONSIN TITLE

The purchaser must submit this form completed by the lien enforcer or landlord and an MV1 – Wisconsin Title and License Plate Application along with the appropriate fees.

- If the vehicle is less than ten model years old, you are required to submit a completed MV2488 Vehicle Transfer and Odometer Mileage Statement. This form may be obtained from a Division of Motor Vehicles customer service center or by contacting the Research & Information Unit. Photocopies of form MV2488 are not acceptable. s. 342.155(1), Stats.
- You may obtain the MV1, MV2881, and MV2896 forms online using the following web site: http://www.wisconsindmv.gov/drivers/vehicles/veh-forms/htm

MECHANIC LIEN / TOWING LIEN

The new certificate of title shall be issued free of the secured parties who terminated the original owner's interest and of all secured parties subordinate under s. 342.19 Stats. to such secured party.

INVOLUNTARY TRANSFER MECHANIC LIEN

I am a mechanic who has prepared a written repair order that clearly and legibly describes the repairs authorized by the customer, and who has given the vehicle owner notice of the charges for storing the vehicle on a signed service order. I have given each owner, all other person(s) responsible for the debt and lien holder(s) on record at the Department of Transportation notification of the charges due in order to reclaim the vehicle, and notification of the time and place of the sale in accordance with ss. 409.611(3), 409.613, and 409.614, Stats.

Ref. ATCP 132.03(1), ss. 779.41, 779, 48(2), ch. 409, Stats.

X _____
(Authorized Signature) (Date – m/d/yy)

INVOLUNTARY TRANSFER TOWING LIEN

I am a motor carrier holding a permit to perform towing services, a licensed motor vehicle salvage dealer or a licensed motor vehicle dealer who performs vehicle towing services and who has given the vehicle owner notice of the charges for storing the vehicle on a signed service order or has a sign posted in a conspicuous place in the garage easily readable at a distance of fifteen feet. I have given each owner, all other person(s) responsible for the debt and lien holder(s) on record at the Department of Transportation notification of the charges due in order to reclaim the vehicle, and notification of the time and place of the sale in accordance with ss. 409.611(3), 409.613 and 409.614, Stats. If the value of the vehicle exceeds $750, the lien may be enforced under s. 779.48(2), Stats. If the value of the vehicle does not exceed $750, the lien may be enforced by sale or junking as provided in s. 779.415(2), Stats.

Ref. ss. 779.415, 779.43(3), 779.48(2), ch. 409, Stats.

X _____
(Authorized Signature) (Date – m/d/yy)

TO JUNK A VEHICLE

- Submit this form completed by you indicating on the other side that your intent is to junk the vehicle.

MAIL COMPLETE APPLICATION TO:

Wisconsin Department of Transportation
Special Plates Unit
P.O. Box 7911
Madison, WI 53707-7911

This form and any copies thereof must include both sides, have all appropriate areas completed and signed or the form will be returned to you for completion.

DISPOSITION OF THE VEHICLE *(please check one)*

☐ Sold to Purchaser Identified ☐ Junked

Clear Print

VEHICLE INFORMATION

Vehicle Identification Number (VIN)	Vehicle Year	Vehicle Make	Vehicle Style	State Vehicle is Titled
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17				

Recorded Name of Vehicle Owner	Recorded Name of Vehicle Co-Owner
Recorded Name of Lien Holder(s)	Lien Release(s) Received and are Attached ☐ YES ☐ NO

SALE INFORMATION

Business Name/Seller Name	(Area Code) Telephone – Daytime
Address	City, State, ZIP Code
Purchaser Name	(Area Code) Telephone – Daytime
Address	City, State, ZIP Code
Purchaser Driver License Number 1 2 3 4 – 5 6 7 8 – 9 10 11 12 – 13 14	Purchaser FEIN Number (*if applicable*) 1 2 – 3 4 5 6 7 8 9

SALE TYPE *(please check one)*

☐ **PUBLIC***	Date of Sale	Sale Price	☐ **PRIVATE***	Date of Sale	Sale Price
*A *public sale* is an auction in which the public is invited by advertisement to appear for the purpose of bidding on the vehicle.			*A *private sale* is any sale in which the public is **not** invited by advertisement to appear for the purpose of bidding on the vehicle.		

A vehicle cannot be transferred to a lien enforcer by a mechanic, motor carrier, or self-service storage operator by means of a private sale.

I agree to protect and indemnify the Wisconsin Department of Transportation in any claim arising out of the issuance of a title in the name of the purchaser at the sale on the above-described vehicle.

I also certify by signing this form that, to the best of my knowledge the information and statements on this form are true and correct.

I have acknowledged that falsifying information provided on this document could result in a fine of up to $10,000 and/or imprisonment for up to five (5) years.

(Print – Seller's Name)	X (Seller's Signature)	(Date – m/d/yy)

TO VERIFY OWNERSHIP AND/OR LIEN HOLDER INFORMATION

- If the vehicle is titled in Wisconsin and you have not yet verified ownership/lien holder's information, as required by law, you *may* be able to use form MV2896 *Vehicle/Driver Record Information Request* to obtain this information.
- If the vehicle is no longer on record with the Wisconsin Department of Transportation, you will need to contact the Research & Information Unit at (608) 266-1466 or vehiclequestions@dot.wi.gov for information on alternative procedures.
- When the vehicle is from another state, you will need to contact that state to obtain ownership/lien holder's information on record. You may use our web site www.wisconsindmv.gov to link to other out of state's web sites.
- If this vehicle was last titled in a state other than Wisconsin, please send proof of the current owner(s) on record, including lien holder information.

SERVICE MEMBERS CIVIL RELIEF ACTS

- A person holding a lien on the property or effects of a service member may not, during any period of military service of the service member and for 90 days thereafter, foreclose upon or enforce any lien on such property or effects without a court order granted before foreclosure or enforcement. 50 App. U.S.C.A. s. 537.
- No person may knowingly seize or retain personal property belonging to a service member who lawfully terminates a lease under this subsection, or in any manner interfere with the removal of the service member's personal property from the premises covered by the lease, for the purpose of subjecting the personal property to a claim for rent accruing after the termination of the lease. Any person who violates this paragraph shall be fined not more than $10,000 or imprisoned for not more than 9 months or both. s. 321.62(14)(e), Stats.

QUESTIONS – For additional information contact the Research & Information Unit at (608) 266-1466, M–F 7:30 a.m. to 4:30 p.m. or email vehiclequestions@dot.wi.gov.