



# VEHICLE AUCTIONS

*Thank you for your participation in the Thomas Hirchak Company Auto Auctions!*

## FEE SCHEDULE

ALL FEES ARE PER VEHICLE

Effective March 8, 2014

ENTRY FEE.....\$45

### SELLING FEES:

1-499.....\$35

500-999.....\$45

1,000 - 1,999 .....\$65

2,000 - 2,999 .....\$75

3,000 - 4,999 .....\$85

5,000 - 9,999 ..... \$100

10,000 - 14,999..... \$225

15,000 & Up..... \$350

### TITLE FEES:

Attached.....\$50

Not Announced..... \$100

### BUYING FEES:

0 - 499 .....\$50

500 - 999 ..... \$75

1,000 - 1,999 ..... \$100

2,000 - 4,999 ..... \$125

5,000 - 6,999 ..... \$150

7,000 - 9,999 ..... \$200

10,000 - 11,999 ..... \$250

12,000 - 19,999 ..... \$325

20,000 - 29,999 ..... \$450

30,000 - 39,999 ..... \$600

40,000 - 49,999 ..... \$700

50,000 & More ..... \$800

### SPECIAL OPTIONS:

Visual Inspection &

Condition Report ..... \$25

Wash & Vacuum ..... \$45

Detailing ..... \$90

Trucking ..... Call

Repairs ..... Call

## TERMS OF CONSIGNMENT

The entry fee is the only charge you will incur if your vehicle doesn't sell. It is due at the time of consignment of your vehicle. No vehicles will be included in any advertising or in the Auction before being properly registered for the Auction. This includes delivery of Title to auctioneer's office. Reserved numbers are not cancelable at any time. If numbers are not filled, consignor will be responsible for paying the entry fee. An entry fee is due each time the vehicle is run through an Auction. Thomas Hirchak Company has the right to refuse entry of any vehicle into its auto auction for any reason.

If your title is not delivered at the time of registration, or by 9 a.m. the morning of the Auction, your consignment will be subject to a \$50 Title Attached Fee. If your title is not delivered as described above and the auctioneers have to procure it following the auction, your consignment will be subject to a "Not Announced" Title Fee. **Please have your paperwork in order at time of vehicle check in.**

Consignments will be accepted until 12 p.m. the day before the sale. All vehicles and property left at owners' risk. Reserved numbers are not cancelable or transferable. **Any person, entity or dealer leaving a vehicle for consignment on Thomas Hirchak Company (THCo) property automatically agrees to the terms of consignment.**

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**PAYMENT TERMS** Consignors will be paid from proceeds within five business days of the Auction, providing all paperwork is in order, and Auctioneer is paid. Purchasers are required to place a minimum 25% non-refundable deposit at time of sale, balance due at Auctioneer's office within two business days.

**CONSIGNORS** Please provide at least 1/4 tank of fuel in vehicle, two sets of keys, top off all fluids, be sure vehicle has a strong battery (batteries available at auction shop). Auction company will provide one jump start free of charge. Any jump start after that will incur a \$10 fee. Please call (802) 878-9200 by Wednesday at noon to find out if your vehicle sold on Saturday and make pick up arrangements or your vehicle will automatically be re-entered in the following auction and charged an additional entry fee.

**DEALERS** Required to provide Signed Power of Attorney form, Dealer Report of Sale, Title and/or Reassignment form, and vehicle keys PRIOR to the auction.

**TITLES REQUIRED ON** Vermont vehicles manufactured in 2004 and newer; boats manufactured in 2004 and newer and 16' or longer; New Hampshire vehicles 2001 and newer; New York vehicles manufactured 1974 and newer. Vermont and New Hampshire vehicles that do not require a title must be accompanied by the last current registration or vehicle will have to be sold to return to the state of origin.

**YARD SALES** Must go through the auction office and are subject to commission and buyers fees, as posted.

**REMOVAL** All vehicles purchased, sold or passed at Saturday auctions must be removed from within gated area by Tuesday at 5 p.m. following the auction and removed from the lower lot by Thursday no later than 5 p.m. All vehicles purchased at Wednesday auctions must be removed from within gated area by Friday at 5 p.m. following the auction and removed from the lower lot by Sunday no later than 5 p.m. Thomas Hirchak Company reserves the right to tow, at the owner's expense, without notice, any vehicles not removed by the designated deadline.

This policy is strictly adhered to. Any vehicle left after 30 days without expressed written consent will be sold without reserve in the next auction following the 30 day period, to cover any applicable and accrued fees such as entry, selling, storage, etc. If there is any balance left after all fees have been deducted, said balance will be forwarded to consignor. Consignor agrees to hold harmless THCo, auctioneers, employees and agents from any claim arising from such action. THCo will not place vehicles outside the compound at any time for security reasons. If an owner wishes to pick up a vehicle during non-auction hours they may make arrangements with a THCo associate at a rate of no less than \$20 per one half hour. Vehicle owner will pay associate directly in cash.

Seller agrees that if consigned green light vehicle is determined to have frame damage that will not pass inspection under the terms of the green light system, he/she guarantees to buy back the vehicle in addition to a \$200 buy back penalty including forfeiture of the selling fee. **CAUTION: Please make 100% sure your vehicle's frame will pass inspection. Per federal law, consignors must declare and disclose airbag failure, or odometer discrepancies.**

**THEFT** Thomas Hirschak Company does not take title to vehicles and does not assume responsibility for any theft or vandalism. The titled owner of the property must make a claim to his own insurance company.

**MILEAGE, ODOMETER & BRANDED TITLES** The Auction assumes no responsibility for odometer mileage, nor the validity of the mileage statement provided by the seller to the buyer. The accuracy of the mileage that appears on any and all parts of the vehicle is the legal responsibility of the seller, under federal and state laws. All sellers will be required to buy back a vehicle with an odometer rollback problem. The auctioneers are required to notify the appropriate Law Enforcement Agency of any odometer rollback problems. Thomas Hirschak Company does not represent or warrant the odometer reading. Any vehicle with a branded title e.g., salvage/rebuilt, theft recovery, abandoned, etc., must be disclosed to Auction.

Appropriate box must be checked by seller on bill of sale. Any vehicle that has had a branded title, washed and retitled as non-branded in another state must, by state law, be disclosed. If not, seller will be required to buy back vehicle and pay any and all lost fees to Auction, and may be subject to criminal and civil prosecution. Sold under yellow light.

**MODEL YEAR** The auctioneer assumes no responsibility for the year of the vehicle. The seller is responsible for the correct year on both the paperwork and the vehicles.

**WARRANTIES** Any information on vehicle, such as "Runs Good" or "One Owner," etc., is considered to be implied warranty by the seller. The seller is responsible for any (mis)representations, and will be required to make right any discrepancies in the implied warranty. The auctioneer is responsible in no way for any seller-implied warranty. ALL PURCHASERS PROBLEMS, COMPLAINTS, ETC. WILL BE REFERRED TO THE SELLER.

**WASTE DISPOSAL AND TOXIC CHEMICAL LEAKS** Excessive trash, chemicals, batteries, etc., will require a minimum \$25 disposal fee. No vehicle will be allowed on

THCo property that leaks gas, oil, antifreeze, etc. Any vehicle that develops a leak on THCo property will be assessed a minimum \$25 cleanup fee and may be subject to extensive cleanup charges as deemed reasonable by THCo.

**OTHER** Lost paperwork retrieval will be billed at \$5 per page and a minimum of \$25 per hour after the first incident.

***Thank you for your business. We appreciate it!***

#### THOMAS HIRCHAK COMPANY LIGHT SYSTEM

**GREEN LIGHT: GO!** Seller represents this car is ready to go. Sold with right to test drive engine and drive train within one hour of payment in full. Buyer must notify auction office within that one hour of any defect in engine or drive train. Subject to all visible defects. Seller represents the frame of the vehicle to pass Vermont State inspection. Buyer has 72 hours from payment in full to determine any frame defects that will cause vehicle to not pass Vermont state inspection. Sellers not disclosing frame damage are required to reimburse purchaser within 24 hours of kickback and will be assessed a \$200 fine. Buyer must notify auction office within that one hour (or 72 hours for frame damage\*) of any of the applicable defects. After payment in full and lapse of that time period, transaction is "AS IS."

**YELLOW LIGHT:** Caution. Vehicle is SOLD subject to SPECIAL DISCLOSURE, Please read your catalog, may have mechanical defects. Subject to all visible defects.

Disclosure can include Title Delay, bill of sale, or last valid registration not available on auction day. Seller must produce title or appropriate paperwork within 10 business days. Vermont DMV only require titles on vehicles 2004 and newer; if transferring out of state, we may not have a title to provide. Buyer's responsibility to check with the auction office to see if there is a title for these vehicles. No sale will be set aside due to buyer not doing his or her due diligence. Any seller not having proper paperwork must sell under yellow light. Buyer cautioned not to sell or spend money on vehicle until all paperwork is delivered.

**Branded title** — Salvage and/or rebuilt, theft recovery, abandoned, or other. Check with your state's DMV rules and regulations regarding registering branded title vehicles. Some states, such as New York, do not allow registration of salvage vehicles (without an inspection by certified representative).

**Other Disclosure may include:** Air Bag or Other Dash Lights Illuminated; Letter of Correction; Not for New York Buyer; TMU (True Miles Unknown); No Title; or other disclosures.

**RED LIGHT:** Sold subject to ALL defects, including possible engine, frame and transmission defects. Implies vehicle may be unsafe for the road. Not guaranteed to run, drive or pass any kind of inspection. NO TEST DRIVE. AS IS.

*Frame Policy \* Upon vehicle payment in full, purchaser will have 72 hours to discover and make claim of any frame damage that renders the vehicle to fail inspection by the State of Vermont. Written confirmation of the defects by a certified mechanic is required. Any vehicle not paid for by the required time period, will automatically lose any inspection rights.*

***A green light or red light car can have a yellow light as well. Example: a repossession can be sold Green Light and sold Title Delay, or the seller sells the car as Green Light but has disclosed in writing that the true miles are unknown (TMU).***