# Chapter I Security Interest Perfection

## Introduction

Security interests are the only types of liens that may be recorded on Oregon titles and Oregon title records.

Perfection creates a public record so persons such as the debtor's creditors have a means of knowing of the existence of a security interest.

Timely perfection may give the security interest holder certain priority rights when there are disputes or the debtor files for bankruptcy. This chapter does not deal with these or similar issues such as who has priority and what is considered timely perfection. THESE ISSUES DO NOT FALL WITHIN THE JURISDICTION OF DMV. THIS CHAPTER ONLY ADDRESSES PROCEDURAL PROCESSES BY WHICH SECURITY INTERESTS MAY BE RECORDED WITH DMV.

Oregon law provides for perfection of security interests in vehicles by making application for notation of a security interest on the Oregon title within 30 days of the date of sale. This only applies to vehicles that are subject to title, and does not include interests in vehicles that are part of a dealer's A security interest is defined under ORS 801.465 to mean "...an interest in a vehicle reserved or created by agreement and which secures payment or performance of an obligation as more particularly defined by ORS 71.2010 (37)"

inventory. Perfection of security interest is covered in more detail under ORS 803.097, and Oregon Administrative Rules (OAR 735-020-0020 through 735-020-0030).

To perfect a security interest in a timely manner, an application must be received by DMV within 30 days of the date of sale. Requirements for perfection are met on the date DMV receives the application if the application includes:

- VIN;
- Name of each owner;
- · Name and address of the security interest holder;
- The primary ownership document (MCO, title, etc.). For vehicles built in multiple stages, the ownership documents must cover each stage of manufacture.

In most cases, you should use an Oregon title application when making application for perfection. If you use some other written form (such as a letter stating the purpose for submitting the documents or a TOD), you need to state that you are submitting the information and documents for the purpose of perfecting a security interest.

The "primary ownership document" is the document that must be submitted as the ownership document. This is the main ownership document that is required to obtain title. In most cases, the primary ownership document is the previous title for a used vehicle or the MCO for a new vehicle.

Other documents may be considered the primary ownership document in some cases. For example, if an Oregon title is lost, a properly completed application for replacement title and transfer is acceptable if the vehicle is NOT subject to federal odometer requirements. If a vehicle is sold under some type of operation of law, then lien foreclosure papers, a

sheriff's bill of sale or a court order may be acceptable as the primary ownership document. When the primary ownership document is available, the only way to perfect interest is by submitting that document along with the other requirements for perfection within 30 days of the date of sale. When these requirements for perfection are submitted:

- · All requirements and fees for title should be submitted with the application, or
- If you have the requirements for perfection but are missing the requirements for title (i.e., missing releases, signatures, powers of attorney, and odometer disclosure), all requirements and fees available should be submitted with the application for perfection. DMV will hold the incomplete application until title requirements are met. When you submit the additional requirements, you need to indicate that documents were previously submitted, when and where they were submitted and the name(s) on the application.

If the primary ownership document is not available, application for perfection may still be made using a Transitional Ownership Document (TOD) which MUST be accompanied by a \$13 fee. Following is more information about the TOD.

### Purpose/limitations on use

The use of the TOD is restricted to those situations where the primary ownership document is not available to submit to DMV. The TOD may only be used when the selling dealer, new security interest holder or their agent:

- · Does not have possession of the primary ownership document, and
- To the best of their knowledge will not have possession of the document within 30 calendar days of the date of sale, or if no sale, within 30 calendar days from the date of the security agreement or contract.

The TOD must be received within 30 days from the date of sale, or if no sale, the date of the security agreement or contract. To determine the 30 days, exclude the first day (i.e., date of sale) and count each calendar day thereafter. If the 30th day falls on a weekend or holiday, it is not counted. The last date the TOD will be acceptable is bumped to the next DMV working day.

A properly completed TOD, accompanied by the \$13 fee, meets all the requirements for perfection. The form contains space for the required information.

The TOD is acceptable as an "ownership document" on a transitional basis for the purposes of perfection of a security interest while the primary ownership document is being obtained. Use of a TOD will allow perfection of a security interest to occur sooner, since you will not have to wait until the primary ownership document is available. The TOD **MUST** be accompanied by a \$13 fee or will otherwise be invalid.

### Submission of primary ownership document required

When a TOD is used to determine the date of security interest perfection, the primary ownership document must be received by DMV within **90** calendar days from the date of sale, or if no sale, within 90 calendar days from the date of the security agreement or contract. Although DMV allows 90 days to submit the primary ownership document, after 30 days from the date of sale or security agreement/contract the transaction is still subject

to late presentation fees (does not apply if an Oregon dealer submits the transaction). To determine the 90-day period, exclude the first day (i.e., day of sale) and count each calendar day thereafter.

If the 90th day falls on a weekend or holiday, the last date the TOD may be used to determine date of security interest perfection is bumped to the next DMV working day. If the primary ownership document is not received within 90 days, the TOD is invalidated and the TOD fee WILL NOT be refunded. If the TOD is invalid, the date used to determine security interest perfection is the date the primary ownership document is received by DMV.

### Date requirements for perfection are considered met

Requirements for perfection shall be considered to have been met on the date DMV receives the TOD, unless DMV invalidates the TOD. A TOD is considered received by DMV when it is:

- Submitted to any local DMV office.
- Mailed (date received by DMV will be used) to DMV headquarters, Attention: TOD Desk, 1905 Lana Avenue N. E., Salem, Oregon 97314-2252.
- Submitted to DMV by facsimile machine (FAX). The FAX telephone number is (503) 945-5143. In order to submit a TOD by FAX, the person or firm MUST have a TOD billing account with DMV so the fees can be billed to that account. For information in obtaining a TOD Billing Account, call ODOT Finance at (503) 986-3960.

# TOD may be invalidated

All owners on a TOD and Application for Title must be identical or the TOD will be invalidated. A TOD may also be invalidated when it is determined that the TOD does not contain all required information, if it contains a false certification, if the person shown *on* the TOD does not have a security interest or if the TOD is received by DMV more than 30 days from the date of the sale.

A TOD will be invalidated if the primary ownership document is not received within 90 days of the date of sale.

The TOD will also be invalidated if it is received without the TOD fee or if it is FAXED and the person or firm does not have a TOD billing account.

When submitting a TOD by FAX, write your TOD Billing Account Number on the TOD. If you have a record inquiry account with DMV, it cannot be used for this purpose.

A monthly invoice will be sent to each TOD account holder. If the TOD Billing Account Number written on the TOD is invalid or delinquent, the TOD will be invalidated. The only billing allowed against the TOD Billing Account will be TOD filing fees.

When a TOD is invalidated, any perfection based on the TOD is also invalidated. The fee **WILL NOT** be refunded for an invalidated TOD. If the TOD is invalidated, requirements for perfection will be considered met on the date DMV first receives the primary ownership document and application for notation, (i.e., title application containing name of each owner, name, and address of security interest holder and VIN).

# TOD form

The TOD is a three-page form (Form 735-227). The first page is the TOD. The second page (yellow) may be submitted with the TOD if you want a receipt. If you would like the second page mailed back to you, please include your return address in the space provided.

The third page (pink) is to be submitted along with the primary ownership document when it is submitted. The third page may also be used to withdraw a TOD. (TOD withdrawals are discussed later in this chapter.)

The TOD form contains more detailed instructions on its use.

DMV will accept a reproduction of a TOD form. If you use a copy, make sure you copy the first (top) page, not the receipt or withdrawal page.

### Accuracy in completing form important

Accuracy in completing TOD forms is important. Perfection involves creating a public record. If the information required is inaccurate, this could invalidate the perfection.

Persons completing TODs should initial any changes or alterations made to the information before submitting the TOD to DMV. If this is not done, the TOD will be invalidated or rejected by DMV. Changes or alterations to TODs will not be accepted once DMV has marked a TOD as received. If you have a need to change information on a form after that date (and there is still time to get it to DMV within the 30-day time limitation), you may submit another TOD along with another \$13 fee and withdraw the first TOD submitted. However, if you submit another TOD, the date used for determining perfection will be the date the second TOD is received.

# Submitting a TOD

If you determine you need to use a TOD, complete the form and submit it to DMV with a fee of \$13.

TODs, and any transactions for which a TOD has been submitted, should be kept separate from any other title and registration applications you may be submitting. One check should be submitted for TODs and one check for any other title and registration documents. To set up a TOD account for submitting TODs by FAX, contact the ODOT Finance Section at (503) 986-3960.

If a number of TODs are submitted and the check

contains insufficient fees to cover all the TODs received, the fees will be applied to as many TODs as possible and all others will be invalidated. DMV will apply the fees to the documents in order of processing and will not try to determine which TOD is more important.

If the TODs are submitted with other documents and the check contains insufficient fees to cover all TODs and all documents, the money will be applied to the TODs first and as many documents as possible thereafter. Some other transaction(s) may have insufficient fees.

If you need a receipt, follow the instructions for completion and submission of the receipt

copy, and send this with the TOD. If you are sending the TOD by FAX and need a receipt, write "receipt requested" at the very top of the TOD form. DO NOT send the receipt copy (part 2) of the TOD form by FAX.

Keep the third part of the TOD form until you are ready to submit the primary ownership document, or need to withdraw the TOD.

When the primary ownership document is available, submit that document to DMV along with the third part of the TOD form. (You will need to place the third copy on top of the transaction.) You need to submit Page 3 so DMV can connect the primary ownership document with the TOD. However, when you submit this part of the TOD, DO NOT COMPLETE OR SIGN THE WITHDRAWAL PORTION **unless** you intend to withdraw the TOD that was previously submitted.

When you submit Page 3 of the TOD with the primary ownership document, you should also submit any necessary title or registration requirements and fees. DMV will accept the primary ownership document without all the requirements for the purpose of perfection. TOD date charts are included in this Chapter and are also on the DMV Web site at http://www.oregon.gov/ODOT /DMV/dealers/index.shtml.

However, the title will not be issued until all title requirements are met.

Remember, to perfect interest based on the TOD, DMV must receive the primary ownership document within 90 calendar days of the date of sale, or if no sale, within 90 calendar days of the date of the security agreement or contract.

When submitting the primary ownership document where a TOD has previously been submitted, keep that transaction separate from other title and registration transactions you may be submitting, and TODs not previously submitted. If you are submitting more than one primary ownership document for TODs that have been submitted, these documents may be grouped together.

It is important that the primary ownership document be joined with the TOD as soon as possible. This may not occur if such documents are not kept separate from routine title and registration business or if you do not provide the third part of the TOD so the documents can be connected.

# Withdrawal of TOD

The third part of the TOD form may be used for withdrawing a TOD that has been submitted to DMV. There are instructions on the form. Withdrawal notices must be in

writing. The notice may be submitted to a local DMV office or mailed to DMV headquarters. Withdrawal notices may be sent by facsimile machine (FAX) when they are not required to be attached to title transactions. When the mail or FAX is used for sending a withdrawal, use the same mailing address or FAX telephone number as used for sending a TOD.

There is NO REFUND of the TOD fee when a TOD is withdrawn.

DO NOT SIGN Page 3 of the TOD unless you intend to withdraw the previously submitted TOD.

There are certain situations under which you **must** submit a withdrawal notice:

- A second TOD for the same vehicle may be submitted under certain circumstances such as, the first one received was incorrect or the vehicle has been sold since the first TOD was submitted. If a second TOD is being submitted for the same vehicle, a withdrawal notice must be submitted for the first TOD. This should accompany the second TOD, and may be submitted to a local DMV office, or mailed or sent by FAX to DMV headquarters.
- If a title will be applied for within 90 calendar days from the date of sale or, if no sale, the date of security agreement or contract (as reflected on the TOD submitted) and the interests shown on the title application conflict with the ones shown on the TOD, the security interest holder or person who submitted the TOD must submit a withdrawal notice. An example is where the TOD reflects a different registered owner than what will be shown on the application for title.
- The title could potentially be applied for by someone else within the 90 day time period, such as where the primary ownership documents have been released to a third party (i.e., a new buyer).

When submitting the title transaction to DMV, the withdrawal notice should be attached to that transaction. Keep the title transaction separate from other title and registration transactions that do not involve TODs.

If the primary ownership documents have been released to a third party, the security interest holder or person who submitted the TOD should send the withdrawal notice directly to DMV (i.e., local office, mail, or FAX).

### Example of TRANSITIONAL OWNERSHIP DOCUMENT, FORM 735-227

Actual size 8½" x 11" (first page)

1	Contract, along with a \$13.00 fee, and only if DMV receives the primary contract by of sale or date of the date of sale or date of the date of sale or date of the date o												
	PLATE MARKER	VEHICLE DENTFEATION/NUMBER	9		CRESCH TITLE MAIRER								
2													
3	IMPE OF DEMER				COLORID CUSTOMER NUMER	EWIE OF BIRTH							
3	TWIE OF DUMER				COLT D J DUSTON ER NUMER	OWTECTERATIN							
4													
5	NAME OF DRIMER				COLTED CUSTOMER NUMER	EWIE OF BIRTH							
9	Deneus deservoir avera	S OHOUSE MUTHER, STREED		CITY, STATE, ZP CODE									
6	COMPANY PRODUCTION PERMIT	strate manually strate ()		service and the service of the servi									
_	SECURITY INTEREST HOLDER				COL / CUSTOMER NUMBER	EWIE OF BIRTH							
7													
8	ACCOUNT NUCLES HOLDER	ADDRESS (STREET, CITY, STATE,	ar odby										
_	SECONDARY SECURITY INTER	ESTICLEERLESSOR			COLCUSTORER NUMBER	EWIE OF BIRTH							
9				725.M.									
10	SECONDARY SECURITY INTER	ESTINCTOCHERIESSON ADDRESS (	STREET, CITY, STATE, ZP C	(0D4)									
			SECT	IONB									
	I hereby certify	that:	220	ner 11 M									
	<ol> <li>The information on this document is accurate.</li> <li>The primary ownership document is not in my possession and is not available for submission to DMV.</li> <li>The primary ownership document is being obtained and I understand that document must be received by DMV within 90 calendar days of the date of sale or security agreement/contract, or this document and any perfection based on this document shall be invalidated.</li> <li>I understand that false certification may invalidate this document for the purpose of perfection of a security interest.</li> </ol>												
11	NAME OF EUGHESS OF INDIVI	DUAL SUBMITTING DOCUMENT		DEALER MURIEER	TELEPHONE NUM	E.H.							
''	EXEMUTE			TOD ACCOUNT MURIEER	DATE								
12	х												
			OFFICE	JSEONLY									
		BNK 🗌 FIN	🗆 ceu		DLB D	YES NO							
	INVALIDATION					EIPT DATE							
	IT ALLOATION		вү			CIPTORIE							
		VIN	200	900 🗆	FEE COLLEC	TED: \$							
				CON 🗆 SEC	HVB INITIALS	B:							
	735-227 (6-01)					STK# 200022							
_													

#### Example of TRANSITIONAL OWNERSHIP DOCUMENT, FORM 735-227

Actual size 8½" x 11" (second page - Receipt)

	Instructions:											
	Instructions : 1. This part is to be used as a receipt. If the document is presented at a local DMV office, a receipt date will be stamped											
	on the document and returned to you.			•								
	<ol><li>If the document is sent in by mail, TYPE a name and this part will be returned as a receipt. If the space is returned as a receipt.</li></ol>											
	sent to you. 3. If the document is sent by FAX, write "Receipt Reque											
	returned to you by FAX.	-		e or me ioni	-							
1	DATE OF SALE ON DATE SECURITY AGREEMENT/CONTRACT WAS SIGNED	YEAR	II.WE		DODY STYLE							
2	PLATE NUMBER VEHICLE DEMTFERATION/OWER		CREGONTIT	e ndueer								
3	NAME OF GRAFT		001.001.003	SOMERNUMER	DATE OF BIRTH							
4	TABLE OF DITMET		001.001000	TOWERNUMER	CWIE OF BIRTH							
5	RABE OF DEMER		001/10/02	TOWERNUMER	CWITE OF BIRTH							
6	COMERS RESIDENCE ANDRESS (ANUSE NUMBER, STREET)	CITY, STATE, ZP CODE										
7	SECURITY WITHEST HOLDER	1	courousto		CWIE OF BIRTH							
, 8	SEDURITY INTEREST HOLDER ADDRESS (STREET, CITY, STATE, 21P CODE)											
	SECONEMINY SECURITY INTEREST INCLUSION		courousto		CWIE OF BIRTH							
9	SECONDARY SECURITY INTEREST HOLDERLESSOR ADDRESS (STREET, CITY, STATE, 201	3004)										
10												
	The TOD was not received within thirty (3	W) days from the data	of sale of	r from the de	10							
	the security agreement/contract was sign		or salle of	nom tre da								
	The vehicle identification number (VIN) of the primary ownership document or DMV		natch the	VIN on eithe	a							
	The TOD submitted was incomplete.											
	Other											
	PLEASE MAIL RECEIPT TO:				D AS A NECEIPT							
	(NAME AND ADDRESS MUST BE TYPED IN BOX)			ATE STAILPED BY DIIV								
		Г		REC	EIPT DATE							
	L											
	735-227 (6-06) D/A	3E 2										

Example of TRANSITIONAL OWNERSHIP DOCUMENT, FORM 735-227

#### Actual size 8½" x 11" (third page – Request to Withdraw)

	DMV DOCUMENT PREVIOUSLY SUBMITTED (NOT VALID AS A TOD)											
			,0,									
	SECT THIS PAGE MUST BE ATTACHED TO THE	ION A PRIMARY OWNERSHI	P DOCUMENT WHEN									
	IT IS SUBMITTED TO DRIV, EITHER A DATE OF SALE OR DATE SECURITY AGREEMENT/CONTRACT WAS SIGNED	T A LOCAL DIIV OFFIC	CE OR BY MAIL.	DODY STYLE								
1	PLATE MURRER VEHICLE DEMITE DATION HOUSER		CRESCH TITLE MURER									
2												
3	TWHE OF DENER		COL710.7CUSTORER NUMBER	DALE OF BIRTH								
4	RAME OF DEMER		CDL/ID/DUSFOUER NUMER	CALE OF BIRTH								
5	TANIE OF DEMER		CDL/ID/DUSTOUER NUMBER	CATE OF BIRTH								
6	COMERS RESIDENCE AUCRESS (KOLSE MUBBER, STREET)	OITY, STATE, 20 CODE										
7	SECURITY WITHERST HOLDER		COL / CUSTOMER NUMBER	DATE OF BIRTH								
8	SECURITY WITHEST HOLDER ADDRESS (STREET, CITY, STATE, 2P CORE)											
	SECONEMA Y SECURITY INTEREST INCLUENCESSOR		CDL/CUSTOMER NUMBER	ENTE OF BIRTH								
Э	SECONDWAYSEDJRITY INTEREST INCLUERALESSOR ADDRESS (STREET, CITY, STATE, 2P C	004)										
0	8E 07	ION B										
	REQUEST TO V		D									
	Instructions: 1. Complete this section of the form ONLY when your	intention is to have	DMV invalidate the T	OD.								
	2. Deliver this page to a DMV office or mail it to: DMV att											
	send it by facsimile machine (FAX). The FAX number is	(503) 945-5143.										
	3. The TOD fee will be retained even though the TOD is b	eing withdrawn. The f	ee cannot be used for	another TOD.								
	I WITHDRAW THE TRANSITIONAL OWNERSHIP DOCUMENT A TRANSITIONAL OWNERSHIP DOCUMENT, ANY SECURITY IN BE INVALIDATED.											
	PRIVIED NAME OF EUSINESS OF REAVOURT FITHERAMENTS TOO											
		N THES FORM ONLY WHEN Are withdra subscitce for	DATE									
		JSE ONLY	-									
	ORT CAN 🗌	OTH										
	DUP FOR											
	MCO USM											
		TE										
	735-227/(5-01) 21/	3E 3										

#### 2008 TOD DATE CHART January – April Sale Date

Jan 08				Feb 08		Mar 08			Apr 08			
Date of	30th	90th	Date of	30th	90th	Date of	30th	90th	Date of	30th	90th	
Sale	Day	Day	Sale	Day	Day	Sale	Day	Day	Sale	Day	Day	
Jan 1	01/31	03/31	Feb 1	03/03	05/01	Mar 1	03/31	05/30	Apr 1	05/01	06/30	
Jan 2	02/01	04/01	Feb 2	03/03	05/02	Mar 2	04/01	06/02	Apr 2	05/02	07/01	
Jan 3	02/04	04/02	Feb 3	03/04	05/05	Mar 3	04/02	06/02	Apr 3	05/05	07/02	
Jan 4	02/04	04/03	Feb 4	03/05	05/05	Mar 4	04/03	06/02	Apr 4	05/05	07/03	
Jan 5	02/04	04/04	Feb 5	03/06	05/05	Mar 5	04/04	06/03	Apr 5	05/05	07/07	
Jan 6	02/05	04/07	Feb 6	03/07	05/06	Mar 6	04/07	06/04	Apr 6	05/06	07/07	
Jan 7	02/06	04/07	Feb 7	03/10	05/07	Mar 7	04/07	06/05	Apr 7	05/07	07/07	
Jan 8	02/07	04/07	Feb 8	03/10	05/08	Mar 8	04/07	06/06	Apr 8	05/08	07/07	
Jan 9	02/08	04/08	Feb 9	03/10	05/09	Mar 9	04/08	06/09	Apr 9	05/09	07/08	
Jan 10	02/11	04/09	Feb 10	03/11	05/12	Mar 10	04/09	06/09	Apr 10	05/12	07/09	
Jan 11	02/11	04/10	Feb 11	03/12	05/12	Mar 11	04/10	06/09	Apr 11	05/12	07/10	
Jan 12	02/11	04/11	Feb 12	03/13	05/12	Mar 12	04/11	06/10	Apr 12	05/12	07/11	
Jan 13	02/12	04/14	Feb 13	03/14	05/13	Mar 13	04/14	06/11	Apr 13	05/13	07/14	
Jan 14	02/13	04/14	Feb 14	03/17	05/14	Mar 14	04/14	06/12	Apr 14	05/14	07/14	
Jan 15	02/14	04/14	Feb 15	03/17	05/15	Mar 15	04/14	06/13	Apr 15	05/15	07/14	
Jan 16	02/15	04/15	Feb 16	03/17	05/16	Mar 16	04/15	06/16	Apr 16	05/16	07/15	
Jan 17	02/19	04/16	Feb 17	03/18	05/19	Mar 17	04/16	06/16	Apr 17	05/19	07/16	
Jan 18	02/19	04/17	Feb 18	03/19	05/19	Mar 18	04/17	06/16	Apr 18	05/19	07/17	
Jan 19	02/19	04/18	Feb 19	03/20	05/19	Mar 19	04/18	06/17	Apr 19	05/19	07/18	
Jan 20	02/19	04/21	Feb 20	03/21	05/20	Mar 20	04/21	06/18	Apr 20	05/20	07/21	
Jan 21	02/20	04/21	Feb 21	03/24	05/21	Mar 21	04/21	06/19	Apr 21	05/21	07/21	
Jan 22	02/21	04/21	Feb 22	03/24	05/22	Mar 22	04/21	06/20	Apr 22	05/22	07/21	
Jan 23	02/22	04/22	Feb 23	03/24	05/23	Mar 23	04/22	06/23	Apr 23	05/23	07/22	
Jan 24	02/25	04/23	Feb 24	03/25	05/27	Mar 24	04/23	06/23	Apr 24	05/27	07/23	
Jan 25	02/25	04/24	Feb 25	03/26	05/27	Mar 25	04/24	06/23	Apr 25	05/27	07/24	
Jan 26	02/25	04/25	Feb 26	03/27	05/27	Mar 26	04/25	06/24	Apr 26	05/27	07/25	
Jan 27	02/26	04/28	Feb 27	03/28	05/27	Mar 27	04/28	06/25	Apr 27	05/27	07/28	
Jan 28	02/27	04/28	Feb 28	03/31	05/28	Mar 28	04/28	06/26	Apr 28	05/28	07/28	
Jan 29	02/28	04/28	Feb 29	03/31	05/29	Mar 29	04/28	06/27	Apr 29	05/29	07/28	
Jan 30	02/29	04/29				Mar 30	04/29	06/30	Apr 30	05/30	07/29	
Jan 31	03/03	04/30				Mar 31	04/30	06/30				

#### 2008 TOD DATE CHART May – August Sale Date

May 08			Jun 08			Jul 08			Aug 08			
Date of	30th	90th										
Sale	Day	Day										
May 1	06/02	07/30	Jun 1	07/01	09/02	Jul 1	07/31	09/29	Aug 1	09/02	10/30	
May 2	06/02	07/31	Jun 2	07/02	09/02	Jul 2	08/01	09/30	Aug 2	09/02	10/31	
May 3	06/02	08/01	Jun 3	07/03	09/02	Jul 3	08/04	10/01	Aug 3	09/02	11/03	
May 4	06/03	08/04	Jun 4	07/07	09/02	Jul 4	08/04	10/02	Aug 4	09/03	11/03	
May 5	06/04	08/04	Jun 5	07/07	09/03	Jul 5	08/04	10/03	Aug 5	09/04	11/03	
May 6	06/05	08/04	Jun 6	07/07	09/04	Jul 6	08/05	10/06	Aug 6	09/05	11/04	
May 7	06/06	08/05	Jun 7	07/07	09/05	Jul 7	08/06	10/06	Aug 7	09/08	11/05	
May 8	06/09	08/06	Jun 8	07/08	09/08	Jul 8	08/07	10/06	Aug 8	09/08	11/06	
May 9	06/09	08/07	Jun 9	07/09	09/08	Jul 9	08/08	10/07	Aug 9	09/08	11/07	
May 10	06/09	08/08	Jun 10	07/10	09/08	Jul 10	08/11	10/08	Aug 10	09/09	11/10	
May 11	06/10	08/11	Jun 11	07/11	09/09	Jul 11	08/11	10/09	Aug 11	09/10	11/10	
May 12	06/11	08/11	Jun 12	07/14	09/10	Jul 12	08/11	10/10	Aug 12	09/11	11/10	
May 13	06/12	08/11	Jun 13	07/14	09/11	Jul 13	08/12	10/13	Aug 13	09/12	11/12	
May 14	06/13	08/12	Jun 14	07/14	09/12	Jul 14	08/13	10/13	Aug 14	09/15	11/12	
May 15	06/16	08/13	Jun 15	07/15	09/15	Jul 15	08/14	10/13	Aug 15	09/15	11/13	
May 16	06/16	08/14	Jun 16	07/16	09/15	Jul 16	08/15	10/14	Aug 16	09/15	11/14	
May 17	06/16	08/15	Jun 17	07/17	09/15	Jul 17	08/18	10/15	Aug 17	09/16	11/17	
May 18	06/17	08/18	Jun 18	07/18	09/16	Jul 18	08/18	10/16	Aug 18	09/17	11/17	
May 19	06/18	08/18	Jun 19	07/21	09/17	Jul 19	08/18	10/17	Aug 19	09/18	11/17	
May 20	06/19	08/18	Jun 20	07/21	09/18	Jul 20	08/19	10/20	Aug 20	09/19	11/18	
May 21	06/20	08/19	Jun 21	07/21	09/19	Jul 21	08/20	10/20	Aug 21	09/22	11/19	
May 22	06/23	08/20	Jun 22	07/22	09/22	Jul 22	08/21	10/20	Aug 22	09/22	11/20	
May 23	06/23	08/21	Jun 23	07/23	09/22	Jul 23	08/22	10/21	Aug 23	09/22	11/21	
May 24	06/23	08/22	Jun 24	07/24	09/22	Jul 24	08/25	10/22	Aug 24	09/23	11/24	
May 25	06/24	08/25	Jun 25	07/25	09/23	Jul 25	08/25	10/23	Aug 25	09/24	11/24	
May 26	06/25	08/25	Jun 26	07/28	09/24	Jul 26	08/25	10/24	Aug 26	09/25	11/24	
May 27	06/26	08/25	Jun 27	07/28	09/25	Jul 27	08/26	10/27	Aug 27	09/26	11/25	
May 28	06/27	08/26	Jun 28	07/28	09/26	Jul 28	08/27	10/27	Aug 28	09/29	11/26	
May 29	06/30	08/27	Jun 29	07/29	09/29	Jul 29	08/28	10/27	Aug 29	09/29	11/28	
May 30	06/30	08/28	Jun 30	07/30	09/29	Jul 30	08/29	10/28	Aug 30	09/29	11/28	
May 31	06/30	08/29				Jul 31	09/02	10/29	Aug 31	09/30	12/01	

#### 2008 TOD DATE CHART September – December Sale Date

Sep 08				Oct 08		Nov 08			Dec 08			
Date of	30th	90th	Date of	30th	90th	Date of	30th	90th	Date of	30th	90th	
Sale	Day	Day	Sale	Day	Day	Sale	Day	Day	Sale	Day	Day	
Sep 1	10/01	12/01	Oct 1	10/31	12/30	Nov 1	12/01	01/30	Dec 1	12/31	03/02	
Sep 2	10/02	12/01	Oct 2	11/03	12/31	Nov 2	12/02	02/02	Dec 2	01/02	03/02	
Sep 3	10/03	12/02	Oct 3	11/03	01/02	Nov 3	12/03	02/02	Dec 3	01/02	03/03	
Sep 4	10/06	12/03	Oct 4	11/03	01/02	Nov 4	12/04	02/02	Dec 4	01/05	03/04	
Sep 5	10/06	12/04	Oct 5	11/04	01/05	Nov 5	12/05	02/03	Dec 5	01/05	03/05	
Sep 6	10/06	12/05	Oct 6	11/05	01/05	Nov 6	12/08	02/04	Dec 6	01/05	03/06	
Sep 7	10/07	12/08	Oct 7	11/06	01/05	Nov 7	12/08	02/05	Dec 7	01/06	03/09	
Sep 8	10/08	12/08	Oct 8	11/07	01/06	Nov 8	12/08	02/06	Dec 8	01/07	03/09	
Sep 9	10/09	12/08	Oct 9	11/10	01/07	Nov 9	12/09	02/09	Dec 9	01/08	03/09	
Sep 10	10/10	12/09	Oct 10	11/10	01/08	Nov 10	12/10	02/09	Dec 10	01/09	03/10	
Sep 11	10/13	12/10	Oct 11	11/10	01/09	Nov 11	12/11	02/09	Dec 11	01/12	03/11	
Sep 12	10/13	12/11	Oct 12	11/12	01/12	Nov 12	12/12	02/10	Dec 12	01/12	03/12	
Sep 13	10/13	12/12	Oct 13	11/12	01/12	Nov 13	12/15	02/11	Dec 13	01/12	03/13	
Sep 14	10/14	12/15	Oct 14	11/13	01/12	Nov 14	12/15	02/12	Dec 14	01/13	03/16	
Sep 15	10/15	12/15	Oct 15	11/14	01/13	Nov 15	12/15	02/13	Dec 15	01/14	03/16	
Sep 16	10/16	12/15	Oct 16	11/17	01/14	Nov 16	12/16	02/17	Dec 16	01/15	03/16	
Sep 17	10/17	12/16	Oct 17	11/17	01/15	Nov 17	12/17	02/17	Dec 17	01/16	03/17	
Sep 18	10/20	12/17	Oct 18	11/17	01/16	Nov 18	12/18	02/17	Dec 18	01/20	03/18	
Sep 19	10/20	12/18	Oct 19	11/18	01/20	Nov 19	12/19	02/17	Dec 19	01/20	03/19	
Sep 20	10/20	12/19	Oct 20	11/19	01/20	Nov 20	12/22	02/18	Dec 20	01/20	03/20	
Sep 21	10/21	12/22	Oct 21	11/20	01/20	Nov 21	12/22	02/19	Dec 21	01/20	03/23	
Sep 22	10/22	12/22	Oct 22	11/21	01/20	Nov 22	12/22	02/20	Dec 22	01/21	03/23	
Sep 23	10/23	12/22	Oct 23	11/24	01/21	Nov 23	12/23	02/23	Dec 23	01/22	03/23	
Sep 24	10/24	12/23	Oct 24	11/24	01/22	Nov 24	12/24	02/23	Dec 24	01/23	03/24	
Sep 25	10/27	12/24	Oct 25	11/24	01/23	Nov 25	12/25	02/23	Dec 25	01/26	03/25	
Sep 26	10/27	12/26	Oct 26	11/25	01/26	Nov 26	12/26	02/24	Dec 26	01/26	03/26	
Sep 27	10/27	12/26	Oct 27	11/26	01/26	Nov 27	12/29	02/25	Dec 27	01/26	03/27	
Sep 28	10/28	12/29	Oct 28	11/28	01/26	Nov 28	12/29	02/26	Dec 28	01/27	03/30	
Sep 29	10/29	12/29	Oct 29	11/28	01/27	Nov 29	12/29	02/27	Dec 29	01/28	03/30	
Sep 30	10/30	12/29	Oct 30	12/01	01/28	Nov 30	12/30	03/02	Dec 30	01/29	03/30	
			Oct 31	12/01	01/29				Dec 31	01/30	03/31	