

## Notice of Right to Cancel – SCRIPT

January 11, 2021 Update

(dialogue in *italics*)

### DO NOT GIVE THIS FORM TO THE CUSTOMER

(Note: The scripts are based on California law but are not intended as legal advice.)

**Introduction:** First, be sure you're using the correct form. The Notices of the Right to Cancel should only be used on residential projects. See the Instructions for the 3-day and 7-day notices. Then read the form carefully so you can answer any questions that arise. Fill in the contract date in the upper right and check the box for "Customer" or "Agent" at the bottom before presenting it for signature. If applicable, fill in all the contact information in the Waiver section. Remember, they do not sign the top box unless and until they intend to cancel, which they cannot do if they sign the waiver in the bottom box.

*"The State of California allows a cooling off period for transactions negotiated in someone's home and requires us to give you this Notice of your right."*

## Waiver of Right To Cancel

**[If the project involves emergency service:** *"Rather than waiting during a cooling off period, we need to get started immediately because this is an emergency. The State allows you to waive the right to cancel. You need to write a brief description of the emergency in the blank space."* **See the Instructions on how to help them write it.**

I hereby state that the following emergency situation exists, requiring immediate attention:

\_\_\_\_\_

Pursuant to Section 1689.13 of the California Civil Code, I acknowledge and hereby WAIVE all rights to cancel this sale (agreement) within three (or seven) days. If I cancel the contract, (*Contractor Name*) will be entitled to payment (at contract prices) for the services performed up to the time of cancellation.

Print Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

*"Please sign here to waive the cooling off period."*

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

*"Please also sign here to confirm that I gave you this form."*

I received two completed copies of this form on (date): \_\_\_\_\_

Signature – check one: ☐ Customer; ☐ Authorized Agent \_\_\_\_\_ Print Name \_\_\_\_\_