

PRICING AND ADVERTISING OF CONSUMER ITEMS (EXCERPT)
Act 449 of 1976

***** THIS SECTION IS REPEALED BY ACT 15 OF 2011 EFFECTIVE SEPTEMBER 1, 2011 *****

445.360 Declaratory judgment; injunction; damages; attorneys' fees.

Sec. 10. (1) Whether or not a person seeks damages or has an adequate remedy at law, a person may bring an action to do either or both of the following if the attorney general or prosecuting attorney fails to initiate action within 60 days after receiving notice of an alleged violation of this act:

(a) Obtain a declaratory judgment that a practice is in violation of this act.

(b) Enjoin by temporary or permanent injunction a person who is engaging or is about to engage in a practice in violation of this act.

(2) Except as provided in section 10a, a person who suffers loss as a result of a violation of this act may bring an individual or a class action to recover actual damages or \$250.00, whichever is greater, for each day on which violations of this act have been found together with reasonable attorneys' fees not to exceed \$300.00 in an individual action.

History: 1976, Act 449, Eff. Jan. 1, 1978;—Am. 1984, Act 344, Eff. Mar. 29, 1985.

Popular name: Scanner Law

Popular name: Item Pricing Act