

JEWELERS UPDATE

Volume 13 Issue 4

'Tis the Season

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Suzi Bevacqua
Executive Director

1605 Pineview Street
Raleigh, NC 27608
Phone: 919-789-7979
Email: ncja@nc.rr.com

POSTMASTER:
Send address changes to:
Jewelers Update
PO Box 17161
Raleigh, NC 27619

Jewelers are seeing break-ins go through the roof—literally. Jewelers Security Alliance has reported on an increasing number of robberies in which access is gained through the ceiling. The alarms are being disabled by the burglars. Police respond when motion detectors are set off but leave believing the incident to be a false alarm because a visual inspection does not find any intruders or evidence of forced entry.

JSA reported another smash and grab in Tyson's Corner, Virginia last month. They reported that two black male suspects entered a retail jewelry store at 8:20 p.m. They did not display weapons, but they knocked an employee to the floor. They smashed a showcase with a crowbar, put the diamond merchandise in a bag and fled through the mall.

Shoplifting—both in the form of concealment and switching price tags—becomes popular this time of year when the stores are crowded and sales people are busy. If you employ a security guard for the season, be sure they (and your other employees) are aware of North Carolina statutes governing detainment of suspected shoplifters detailed in **§ 14-72.1. (c)** (see below).

§ 14-72.1. Concealment of merchandise in mercantile establishments.

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2009/2010

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President's Message

I'm hoping this message finds everyone well and in good spirit. I also hope everyone is beginning to feel the Christmas rush starting. Are most jewelers still finding things challenging? The answer is yes, but there really is a sense of optimism in the air and that's the tone we need to choose going into our important season. Remember, we are blessed to be in a business that celebrates happy times and occasions. There are many professions that can't say that! That truly is something for us to be proud of!

We have talked about how important your membership to NCJA will be with the new benefits we are working on. One we can tell you about now is the discount plan for FedEx for our membership. NCJA members will receive up to 42% off FedEx services. See page 3 for more details. You will also be hearing about more meaningful benefits as we get them on board.

Lastly I would like to remind you again about our "New Logo Design Contest". The winner will receive two paid registration fees for our convention this spring at Myrtle Beach. A \$300 value! Visit our website www.ncjewelers.org for convention details. Mark your calendar for this great weekend at the 4-diamond oceanfront Marriott Grande Dunes on April 23-25, 2010.

Good luck to all and a Merry Christmas wish to everyone and their families!

Tim Hiatt

Tim Hiatt

Ellis Jewelers
Lexington



Tim Hiatt—Ellis Jewelers

NCJA Headquarters

1605 Pineview Street
Raleigh, NC 27608

Mailing Address:
PO Box 17161
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Save up to 42% on select FedEx® services.

As a customer of the FedEx Jewelry Shipping Program, you can now save up to 42% on select FedEx Express® shipping services, and up to 15% on select FedEx Ground® shipping services. Eligible shippers may also be able to take advantage of FedEx Declared Value Exception to declare a higher value, at a reduced rate of up to 20¢ per \$100 (a 69.2% discount), on eligible FedEx Express shipments. A reduced rate of up to 28¢ per \$100 (a 56.9% discount) on eligible international shipments is also available. See further details below.

Your FedEx Jewelry Shipping Program Customer Discounts

FedEx Express: up to 42% on select services

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FedEx international shipments: up to 39% on select services

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FedEx delivers more with your shipments. FedEx delivers expertise, great service and great value for all your shipping needs, virtually anytime, anywhere. Above all, FedEx delivers peace of mind.

FedEx Express

Choose FedEx Express services for all your urgent shipments in the U.S. and around the world. Count on fast, reliable delivery of documents and packages up to 150 lbs. and delivery of palletized freight from 151 lbs. to 2,200 lbs. via FedEx Express® Freight. You can expect delivery typically in 1, 2 or 3 business days by a certain time.

FedEx Ground

Choose FedEx Ground services for cost-effective delivery of ground packages up to 150 lbs. to every business address in the U.S. Choose FedEx Home Delivery® for delivery of packages up to 70 lbs. to every residential address in the U.S. You can expect delivery by a certain day, based on distance to the destination, backed by a money-back guarantee.*

High-value goods such as jewelry cannot be shipped via FedEx Ground.

FedEx Declared Value Exception via FedEx Express

When you are shipping high-value items, you need expert shipping. FedEx Declared Value Exception offers eligible shippers the opportunity to declare a value up to \$50,000 when shipping via select FedEx Express services. Eligibility for the FedEx Declared Value Exception shipping program is subject to certain requirements as well as entering into a FedEx Declared Value Exception agreement. If you are interested in learning more about the program, please call 1.866.744.7389; a FedEx representative will take your name and contact information. A FedEx security specialist will contact you to determine if you qualify for the program.

The FedEx Declared Value Exception program is available within the U.S., including Hawaii and Alaska, and to other select FedEx direct-served countries. FedEx Declared Value Exception for high-value goods is offered only with FedEx Express services. Eligible shippers can receive a reduced rate of 20¢ per \$100 (69.2% discount) of declared value on eligible FedEx Express shipments. In addition, eligible shippers can also receive a reduced rate of 28¢ per \$100 (a 56.9% discount) on eligible international shipments.

*Discounts are off standard list rates and cannot be combined with other offers or discounts. Discounts are exclusive of any FedEx surcharges, premiums or special handling fees and are not available to package consolidators. Eligibility for discounts subject to FedEx credit approval. FedEx First Overnight®, FedEx Same Day®, FedEx® International Next Flight, FedEx International First®, FedEx International Priority Direct Distribution®, FedEx® 10kg Box, FedEx® 25kg Box and FedEx International Mail Service® not included. Eligible services subject to change. For details on the FedEx Money-Back Guarantee, see Service Info at fedex.com. The FedEx Ground money-back guarantee applies to deliveries within the U.S. For details, see the FedEx Ground Tariff. © 2009 FedEx. All rights reserved. 24846

(Continued from page 1)

(a) Whoever, without authority, willfully conceals the goods or merchandise of any store, not theretofore purchased by such person, while still upon the premises of such store, shall be guilty of a misdemeanor and, upon conviction, shall be punished as provided in subsection (e). Such goods or merchandise found concealed upon or about the person and which have not theretofore been purchased by such person shall be prima facie evidence of a willful concealment.

(b) Repealed by Session Laws 1985 (Regular Session, 1986), c. 841, s. 2.

(c) A merchant, or the merchant's agent or employee, or a peace officer who detains or causes the arrest of any person shall not be held civilly liable for detention, malicious prosecution, false imprisonment, or false arrest of the person detained or arrested, where such detention is upon the premises of the store or in a reasonable proximity thereto, is in a reasonable manner for a reasonable length of time, and, if in detaining or in causing the arrest of such person, the merchant, or the merchant's agent or employee, or the peace officer had at the time of the detention or arrest probable cause to believe that the person committed the offense created by this section. If the person being detained by the merchant, or the merchant's agent or employee, is a minor under the age of 18 years, the merchant or the merchant's agent or employee, shall call or notify, or make a reasonable effort to call or notify the parent or guardian of the minor, during the period of detention. A merchant, or the merchant's agent or employee, who makes a reasonable effort to call or notify the parent or guardian of the minor shall not be held civilly liable for failing to notify the parent or guardian of the minor.

(d) Whoever, without authority, willfully transfers any price tag from goods or merchandise to other goods or merchandise having a higher selling price or marks said goods at a lower price or substitutes or superimposes thereon a false price tag and then presents said goods or merchandise for purchase shall be guilty of a misdemeanor and, upon conviction, shall be punished as provided in subsection

(e). Nothing herein shall be construed to provide that the mere possession of goods or the production by shoppers of improperly priced merchandise for checkout shall constitute prima facie evidence of guilt.

NCJA has reported alerts to those of you with email addresses. If you are not receiving them, email us at ncja@nc.rr.com.

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In Memoriam

Charlie C. Holland, 82, of 6237 Old Jenks Rd., Apex, went home to be with his Lord on Thursday Oct. 8. Born in 1927, Charlie Holland lost his mother at age 8, then his father at age 11, beginning a difficult orphaned childhood. His compassion, concern, and support for orphans remained with him his entire life.

Following training at Spencer School of Watchmaking, he and his wife Ann founded Holland's Jewelers in Apex on Aug. 1, 1960. Holland had a passion for his Lord, serving the Apex Baptist Church as deacon and various committee chairs throughout his long membership there. He was devoted to the Apex business community serving as charter member of the Apex Rotary Club as well as Triangle Youth for Christ. He also served the community in the Apex Jaycees, the Apex Library Board, the Downtown Merchants Association, and the Apex Chamber of Commerce who honored him as Citizen of the Year in 2006. He was a member of the Apex Masonic Lodge and the Amran Shrine.

A service celebrating his life and home going was held at 4 p.m. on Sunday Oct. 11 in the Apex Baptist Church. Burial followed in the Apex Cemetery. Surviving are his wife of 56 years, Ann P. Holland, son Charles Lee Holland and his wife Gloria of Apex, son Andy Holland and his wife Kim of Raleigh, daughter Charlene Smith and her husband Wilton of Burlington, daughter Angela Dixon and her husband Dale of Fuquay-Varina, daughter Paula Mills and her husband Paul of Trinity, daughter Ginny Sears and her husband Stacey of Apex, and daughter Rebecca H. Young and her husband Sam of Cary. Also surviving are 13 grandchildren and one great granddaughter. Holland was preceded in death by four brothers, and survived by one sister, Jewel Holmes of Benson.

Those desiring to do so may make memorials to The Smile Train, or to Mabopane Orphanage, through Apex Baptist Church, 110 S. Salem St., Apex, NC 27502.

SAVE THIS CHART FOR REFERENCE!

Organization of records is key to the success of your store. The Internal Revenue Service is targeting jewelers for compliance with the Patriot Act. They will look at all aspects of your record keeping if you are selected for audit. See the schedule listed below and consult your accountant and/or attorney for your specific needs.

Business Record Retention Schedule

ACCOUNTING AND FISCAL

Accounts Payable Records	5
Accounts Receivables Records	5
Audit Reports	P
Audit Reports (Internal)	3
Bank Statements & Reconciliations	3
Canceled Checks	7
Check Registers	P
Deposit Slip Duplicates	2
Expense Analysis & Distribution Schedules	7
Financial Statements	P
Fixed Assets Records	P
General Ledgers	P
Invoices	7
Journals/Cash Books	7
Payroll Records	5

PERSONNEL

Contracts (After Termination)	5
Earnings Records	6
Employee Personnel Files	3
Employment Applications	5
Insurance Records	P
Retirement & Pension Plans	P
Time Cards	2
Training Manuals	P
Travel Records	1

CORPORATE

Annual Reports	P
Bonds	P
Budgets	3
Contracts (After Expiration)	7
Copyrights	P
Correspondence General	3
Correspondence (Legal)	P
Insurance Policies (After Expiration)	5
Inventories	7
Leases (After Expiration)	6
Legal Briefs	P
Licenses	P
Merger Acquisition Records	P
Minutes	P
Office Equipment Records	6
Patents	P
Profit & Loss Statements	P
Property Records	P
Trademark Records	P

TAXATION

Annuity or Deferred Payment Plan	P
Depreciation Schedules	P
Employee Withholding Statements	7
Tax Bills & Statements	P
Tax Returns & Work Papers	P

Legal requirements may vary, so your accountant or lawyer should be consulted for specific needs. (Numerals indicate number of years records should be stored, P = Permanently)

Unclaimed Repairs

Many jewelers are seeing repairs languish in their envelopes as customers delay the inevitable payment of them. North Carolina has statutes to address the disposal of unclaimed personal property valued at less than \$500. A jeweler cannot dispose of the property under this section if the property is valued over \$500.

§ 66-67.1. Disposal by repair businesses of certain unclaimed property.

(a) Disposal Authorized. – Notwithstanding the provisions of Article 1 of Chapter 44A of the General Statutes, a person who repairs, alters, treats, or improves personal property in the ordinary course of his business pursuant to an express or implied contract with an owner or legal possessor of the personal property may, upon compliance with the notice requirement of subsection (b), dispose of any personal property of a value of five hundred dollars (\$500.00) or less, other than a motor vehicle, that has not been claimed by the owner or legal possessor for a period of sixty days or more after his receipt of written notice that the property is ready to be claimed.

(b) Notice Requirement. – The repair business shall, at the time the property is surrendered, have a written notice of dimensions of not less than eight and one half by eleven inches prominently displayed in a conspicuous place in the office or shop where the property was surrendered containing the following message: "NOT RESPONSIBLE FOR GOODS LEFT ON HAND FOR MORE THAN 60 DAYS". When the property has been repaired or otherwise processed, the repair business shall notify the owner or legal possessor of the property, by certified mail with return receipt requested, that the property is ready to be claimed.

(c) Liability. – A person who disposes of property in accordance with this section is not liable for damages to the owner of the property disposed of.

(d) Definitions. – As used in this section, the terms "legal possessor" and "owner" have the meanings provided in G.S. 44A-1. (1987, c. 386.)


^c

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