## 554.7403 Obligation of bailee to deliver — excuse.

- 1. A bailee shall deliver the goods to a person entitled under a document of title if the person complies with subsections 2 and 3, unless and to the extent that the bailee establishes any of the following:
  - a. delivery of the goods to a person whose receipt was rightful as against the claimant;
  - b. damage to or delay loss, or destruction of the goods for which the bailee is not liable:
- c. previous sale or other disposition of the goods in lawful enforcement of a lien or on a warehouse's lawful termination of storage;
- d. the exercise by a seller of its right to stop delivery pursuant to section 554.2705 or by a lessor of its right to stop delivery pursuant to section 554.13526;
  - e. a diversion, reconsignment, or other disposition pursuant to section 554,7303;
  - f. release, satisfaction or any other personal defense against the claimant; or
  - g. any other lawful excuse.
- 2. A person claiming goods covered by a document of title shall satisfy the bailee's lien if the bailee so requests or if the bailee is prohibited by law from delivering the goods until the charges are paid.
- 3. Unless a person claiming the goods is a person against which the document of title does not confer a right under section 554.7503, subsection 1:
- a. the person claiming under a document shall surrender possession or control of any outstanding negotiable document covering the goods for cancellation or indication of partial deliveries: and
- b. the bailee shall cancel the document or conspicuously indicate in the document the partial delivery or the bailee is liable to any person to which the document is duly negotiated. [S13, \$3138-a8, -a9, -a10, -a11, -a12, -a16, -a19, -b10, -b11, -b12, -b13, -b14, -b18, -b21; C24, 27, 31, 35, 39, \$8255 8259, 8263, 8266, 9668 9672, 9676, 9679; C46, 50, 54, 58, 62, \$487.11 487.15, 487.19, 487.22, 542.8 542.12, 542.16, 542.19; C66, 71, 73, 75, 77, 79, 81, \$554.7403] 2007 Acts, ch 30, \$27, 45, 46 Referred to in \$554.7202, \$54.7209, \$54.7503