

ASHLAND MUNICIPAL COURT

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FRED M. OXLEY
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ERIC J. AKERS
CLERK OF COURT

R.C. KRAUSMAN
CHIEF BAILIFF

SHANNON N. SNYDER
CHIEF PROBATION OFFICER

December 13, 2017

RE: Changes to Civil and Small Claims Filing Fees/Costs

To All Counsel:

Effective January 1, 2018, filing fees and court costs in the Civil and Small Claims Division of the Ashland Municipal Court will be as set forth below. **After January 1, 2018, all filings received by the Court with incorrect payment amounts for filing fees/costs will not be filed by the Court until the Court receives the correct payment amount for filing fees/costs.**

- Filing costs for a **Civil/Contract/Collections action** (including certified U.S. mail service on one or two defendants) will be **\$170.00**.
- Filing costs for a **Small Claims action** (including certified U.S. mail service on one defendant) will be **\$60.00**.
- Filing costs for a **Replevin action** (including bailiff service at one address/location) will be **\$220.00**.
- Filing costs for **Civil Driving Privileges** will be **\$100.00**.
- Filing costs for a **Bank Garnishment** (including certified U.S. mail service on the garnishee bank and ordinary U.S. mail service (certificate of mailing) on the judgment debtor) will be **\$135.00**. All bank garnishment filings must also include a separate check or money order for \$1.00 made out to the garnishee bank.
- Filing costs for a **Wage Garnishment** (including certified U.S. mail service on the garnishee) will be **\$135.00**.
- Filing costs for a **Civil Bench Warrant** (including bailiff service at one address/location) will be **\$100.00**.
- Filing costs for an **Execution** (including bailiff service of initial execution documents and inventorying of property at one address/location) will remain **\$100.00**. If, after the bailiff's inventorying of property, the execution is to proceed to a bailiff's sale or other sale, then the party requesting the execution must pay a **deposit to the Court of \$600.00**. This deposit will cover costs/fees incurred by the Court in preparing for and conducting the sale. Any unused funds from the deposit will be refunded to the party that paid the deposit.
- Filing costs for the issuance of a **Small Claims Judgment Debtor Disclosure Form** will be **\$25.00**.
- Costs for **Bailiff Service** of Civil and Small Claims filings where personal/residence service by bailiff is not included in the filing cost will be **\$50.00**. The Court will no longer charge an additional fee of \$1.00 per mile.
- Costs for an **Audio/Video Recording** of a Civil or Small Claims hearing will be **\$20.00** (including delivery by ordinary U.S. mail or electronic means).

Additionally, in an effort to streamline the Court's processing of Bank Garnishments and Wage Garnishments and to reduce confusion for collection attorneys, judgment creditors, judgment debtors, and garnishees, the Court is making two other changes effective January 1, 2018. **First, the Court will no longer collect a 2% poundage fee when processing Bank Garnishment and Wage Garnishment checks. Second, the Court will no longer calculate remaining balances owed by the judgment debtor on the judgment, interest, and court costs.** The Court has long provided these calculations to judgment creditors and their attorneys as a courtesy (however, no rule or law requires the Court to determine remaining balance amounts), but the proliferation of computers, Excel spreadsheets, and the internet has rendered this practice obsolete. All questions regarding remaining balances owed will be referred to the attorney for the judgment creditor (or the judgment creditor if the judgment creditor does not have an attorney).

If you have any questions about these costs or changes to procedure, please contact the Civil and Small Claims Division of the Ashland Municipal Court at (419) 281-4890.


ERIC J. AKERS, CLERK OF COURT