

COUNTY COURT-CIVIL DIVISION
INDIAN RIVER COUNTY, FLORIDA

HOW TO COLLECT YOUR JUDGMENT

Having received a Final Judgment, your County Court can do just so much but no more than any other Court can do to help you collect your judgment.

YOU CAN:

- 1.) Record a certified copy of the **Final Judgment** with the Clerk of the Circuit and County Court. To obtain a certification of your Final Judgment, go to the Civil Division of the Indian River County Courthouse. Record the certified copy of the Final Judgment in the Recording Department; that creates a lien of record against any real estate in the County where recorded, then or thereafter owned by the defendant in his or her name.

The charge for recording is \$10.00 for the first page and \$8.50 for each page thereafter. The charge for copying is \$1.00 per page plus \$2.00 for the certification itself.

- 2.) To obtain a **Writ of Execution** fifteen days after entry of the Final Judgment, go to the Civil Division of the Indian River County Courthouse.

Writs of Execution are filed with the Department of State. You should review Florida Statute 55 regarding Judgments and Judgment Lien Certificates. Additional information can be found at the website, WWW.SUNBIZ.ORG, or by calling (850) 245-6011.

After filing the appropriate papers with the Department of State, you can file the Execution with the Sheriff's office for levy of certain property. You will need to contact the Sheriff's Civil Department for further instructions.

- 3.) If you know any third person, such as an employer, tenant, mortgager, or bank (where the defendant has money deposited) who may owe the defendant any money or have possession of any of the defendant's personal property, you may secure from the Clerk fifteen days after entry of the Final Judgment a **Writ of Garnishment** against such third person, which when served upon the person would obligate him to hold such money or property for disposition by the Court. If the Court finds that your judgment is still in effect and unsatisfied, the Court will order such person holding money or property due to the defendant to pay the same to you. The charge for this is \$85.00 plus \$40.00 for Sheriff's service. **These fees must be paid by money order, business check, or cashier's check, and must be two separate payments.**