

## CHAPTER 17 FEE SCHEDULE

### I. FEE AND DEPOSIT SCHEDULE

PROCESS	FEE	DEPOSIT	GOVT. CODE
<b>AFFIDAVIT AND ORDER</b>	\$40.00		26721
<b>ARREST ~ see Bench Warrant</b>			
<b>ASSESSMENT FEE ON DISBURSEMENTS</b>	\$12.00		26746
<b>ATTACHMENT WRITS</b>			
Automobiles and Non-Equipment Trucks	\$40.00		26721
plus check payable to DMV	\$20.00		488.385(b) CCP
Release of DMV Attachment Lien after 3 year attachment lien expires	\$40.00		26742
plus check made payable to DMV (CCP 488.385 (b))	\$20.00		488.385 CCP
Equipment on AT-1, include trucks etc. used as equipment	\$40.00		26721
plus check payable to Secretary of State (1 or 2 pages)	\$10.00		2104 CCP
Release of AT-1 after 3 year attachment lien expires	\$40.00		26742
plus check payable to Secretary of State (1 or 2 pages)	\$10.00		12194
Farm Products or Inventory	\$40.00		26721
plus check Payable to Secretary of State (1 or 2 pages)	\$10.00		2104 CCP
Mobile Homes, etc.	\$40.00		488.385(b) CCP
plus check payable to Department of Housing	\$20.00		488.385(b) CCP
Release of lien after 3 year attachment lien expires	\$40.00		26742
plus check payable to Department of Housing (CCP 488.385 (b))	\$20.00		488.385 (b) CCP
<b>Real Property Attachment ~ see Real Property</b>			
<b>AUTOMOBILE LEVY ~ see Personal Property Levy or Attachment Writs</b>			
BANK LEVY (served by Sheriff or Process Server)	\$40.00		26721
Levy on Safe Deposit Box (additional fee after receipt of MOG)	\$135.00		26723
Bank's fee to Drill Safe Deposit Box	Actual Cost		26748
<b>BENCH WARRANT (FTA on Subpoena or Court Order)</b>		\$140.00	
Receive and Process Warrant.	\$40.00		26744.5
Cancel the Service of the Warrant	\$40.00		26744.5
Unable to Locate Person After Due Diligence	\$85.00		26744.5
Arrest, which shall include Arrest & Release on Promise to Appear	\$100.00		26744.5
<b>BENCH WARRANT (CCP 491.160, 708.170) See code on following pg</b>	\$50.00		26744
<b>BUSINESS LEVY – see Keeper Levy</b>			
<b>BOOK LEVY - On Property Held by Levying Officer</b>	\$40.00		26734
<b>CANCELLATION OF SERVICE prior to completion</b>	\$40.00		26736
<b>CERTIFICATION OF CORRECTION - CVC 40616</b>	\$20.00		26746.1
<b>CERTIFIED MAIL - Return Receipt Requested</b>	Actual Cost		26748
<b>CITATION, Certification Of Correction - CVC 40616</b>	\$20.00		26746.1
<b>CLAIM AND DELIVERY WRITS</b>			
Serve Writ & Undertaking with Levy	\$100.00		26722
Serve Summons and Complaint with Writ	\$40.00		26721
Notice of Application and Hearing:	\$40.00		26721
Supporting Affidavits and/or Notices	No Charge		26721
Temporary Restraining Order & Supporting Documents	\$40.00		26721
Order to Transfer Possession & Supporting Documents	\$40.00		26721
Keeper fees. <i>see Keeper Levy</i>			
Moving and Storage Costs	Actual Cost		26748
<b>CLAIM OF PLAINTIFF - Small Claims</b>	\$40.00		26721
<b>COMMUNITY PROPERTY LEVY NOTIFICATION</b>			
Mailing Notice of Levy to spouse of debtor	No Charge		26721
Mailing Notice of Sale to spouse of debtor	\$40.00		26721
<b>COMPLAINT - without Summons</b>	\$40.00		26721
<b>COPYING FEE - Per Page</b>	\$1.00		26727
<b>COUNTER CLAIM or Counter Affidavit</b>	\$40.00		26721
<b>CROSS COMPLAINT - Small Claims</b>	\$40.00		26721
<b>DEBTOR'S INTEREST IN ESTATE</b>	\$40.00		26721
<b>DECLARATION OF DILIGENCE</b>	None		Repealed
<b>DISBURSEMENT FEE</b>	\$12.00		26746

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PROCESS	FEE	DEPOSIT	GOVT. CODE
EARNINGS WITHHOLDING ORDER	\$35.00		26750
EQUIPMENT - <i>see Attachment or Personal Property</i>			
ESTATE LEVY	\$40.00		26721
EVICTION - Writ of Possession - Real Property			
Posting eviction	\$85.00		26733.5
Reposting eviction	\$40.00		26721
Removing occupants and putting a person in possession	\$60.00		26733.5
Cancellation prior to service of notice to vacate	\$40.00		26736
Cancellation after service of notice to vacate	\$40.00		26736
Failure to take possession after service of notice to vacate	\$40.00		26736
EXECUTE/SERVING ANY OTHER INSTRUMENT	\$40.00		26742
EXECUTION- Writ of (Taking Immediate Possession)	\$100.00	Varies	26722
GARNISHMENTS Attachment or Execution (except wage)	\$40.00		26721
JOINT DEBTOR SUMMONS	\$40.00		26721
JURY SUMMONS for Civil Jury			
12 or Less	\$2.00		26745
Each Additional Juror	\$0.10		26745
KEEPER LEVY (Sheriffs fees.)			
Released at the end of 8 hours	\$100.00	\$240.00	26722
Fee per day for continuously maintaining levy after first day	\$40.00		26726(b)
Not found - Sheriffs fee (non installation)	\$35.00		26738
KEEPER FEES (amount paid to keeper)			
8 hours or less	\$140.00		26726(a)
8-12 hours (keeper <u>not</u> to exceed \$300 in any 24 hour period)	\$300.00		26726(a)
Vehicle Levy ~ not to exceed \$140	\$140.00		26726(a)
Not found ~ fee to keeper (non installation)	\$60.00		26726(c)
LEVY - <i>see Levy Type i.e. eviction real property, etc.</i>			
MILITARY AFFIDAVIT	\$40.00		26742
Additional Fee for Notary when Required	\$10.00		8211
NOT FOUND RETURN	\$35.00		26738
NOTARY	\$10.00		8211
NOTICE - Landlord/Tenant	\$40.00		26721
ORDER FOR APPEARANCE OR EXAMINATION	\$40.00		26721
ORDER TO SHOW CAUSE	\$40.00		26721
PERSONAL PROPERTY LEVY - Writ of Execution or Possession			
Personal Property Levy without Seizure or Turnover	\$40.00		26721
Perform Levy and Seize or Turnover Property	\$100.00		26722
Hiring Private Inventory Service	Actual Cost		26748
Moving and Storage Costs	Actual Cost		26748
Prepare and Post First Sale Notice	\$40.00		26728
Posting Each Additional Sale Notice	\$15.00		26728.1
Serve Sale Notice on Each Debtor (personally or by mail)	\$40.00		26721
Serve Sale Notice on Judgment Creditor or Attorney	No Charge		
Serve Sale Notice on Each Person Listed on Back of Writ	\$40.00		26721
Conduct or Postpone Sale	\$90.00		26730
Prepare and Issue Certificate of Sale - Personal Property	\$15.00		26741
Personal Property, Writ of Possession with Seizure of Prop.	\$100.00	Varies	26722
Vehicle Levy - Large Truck	\$100.00	Varies	26722
POSSESSION, WRIT OF (C&D) ~ <i>see Claim &amp; Delivery</i>			
POSSESSION, WRIT OF (Personal Property) ~ <i>see Personal Prop.</i>			
POSSESSION, WRIT OF (Real Property) ~ <i>see Eviction</i>			
POSTPONING SALE - Real or Personal Property	\$90.00	See PP or RP	26730
PREJUDGMENT CLAIM TO RIGHT TO POSSESSION with Copy of Summons and Complaint	\$40.00		26721.1
PROOF OF CORRECTION CERTIFICATION CVC 40616	\$20.00		26746.1
REAL PROPERTY LEVY ~ Execution or Attachment			
Real Property Levy Completed by Process Server	\$40.00	Varies	26721
Real Property Levy Prepared and Recorded by Sheriff	\$40.00		26721
County Recorder recording fee (Varies by County)	Actual Cost	Varies	26748
Demand Letter for Application for Order for Sale of Dwelling	No Charge		26721
Mail Notice of Levy to each Debtor	No Charge		26721

<b>REAL PROPERTY LEVY (contd)</b>			
Mail Notice of Levy to 3rd Person in whose name the debtor's interest stands upon the county records, per CCP 700.015(a) (not the same as other joint owners)	\$40.00		26725
Mail Notice of Levy to Additional (Joint) Owners of Record (this notice is not required by code)	\$40.00		26725
Mail Notice of Levy to Other Individuals Specified in Creditor's Instructions	\$40.00		26721
Serve Levy on Occupant or Post Property if No Occupant	\$40.00		26725
Post Levy on Additional Non-Attached Parcels	\$20.00		26725.1
Serve Application for Order for Sale of Dwelling on Occupant or post on real property (if instructed to do so by creditor/attorney)	\$40.00		26725
<b>REAL PROPERTY Sale</b>			
Prepare Sale Notice and Mail or Deliver to Publisher	\$15.00		26729
Publisher's Cost for Publishing Sale Notice	Actual Cost		26732
Mail Sale Notice to each Judgment Debtor	\$40.00		26721
Mail Sale Notice to Creditor or Creditor's Attorney	No Charge		26721
Mail Sale Notice to Each Person Listed On Back of Writ	\$40.00		26721
Mail Sale Notice to 3rd Person in whose name the debtor's interest in real property stands per 700.015(a)	\$40.00		26721
Mail Sale Notice to Each Lien Holder	\$40.00		26721
Mail Sale Notice Per Court Order or Attorney's Instructions	\$40.00		26721
Serve Occupant of Real Property if present (one attempt)	\$40.00		26721
Post Sale Notice on Real Property whether or not occupant is present	\$40.00		26721
Post Sale Notice on Additional Unattached Parcels	\$20.00		26725.1
Post Sale Notice in One Public Place in the City (if no city, then the county) where the Sale is to be held	\$40.00		26721
Conduct or Postpone Sale	\$90.00		26730
Prepare and Record Real Property Certificate of Sale (only on writ of sale with redemption)	\$15.00		26741
Notary Fee to Notarize Certificate of Sale	\$10.00		8211
County Recorder recording fee (Varies by County)	Actual Cost		26748
Transfer Tax not paid on Certificate, it's paid on Deed			
Prepare and Mail Right to Redeem Letter to Debtor	\$40.00		26721
Certified Mail	Actual Cost		26748
Prepare Certificate of Redemption and Deliver to Recorder	\$15.00		26740
Notarize Certificate of Redemption	\$10.00		8211
Prepare and Deliver Sheriffs Deed to Recorder	\$15.00		26741
Notarize Deed	\$10.00		8211
Recorder's Fee to Record Deed	Actual Cost		26748
Transfer Tax, Parcel Tax, etc.	Actual Cost		CO. ORD.
Prepare and Deliver Real Property Release to Recorder	\$40.00		26742
Notarize Release	\$10.00		8211
Recorder's Fee to record release	Actual Cost		26748
<b>REGISTERED MAIL - Return Receipt Requested</b>	Actual Cost		26748
<b>REGISTERED PROCESS SERVER - Open File and Levy</b>	\$40.00		26721
<b>RESTRAINING ORDER (Refer to Govt. Code 26721 on page 17.6)</b>	\$40.00		26721
<b>SAFE DEPOSIT BOX - After MOG received from bank</b>			
Levying Officer Fee	\$135.00		26723
Safe Deposit - Bank's Fee to Drill Box	Actual Cost		26748
<b>SALE - Conduct or Postpone Sale of Real or Personal Property</b>	\$90.00		26730
<b>SECRETARY OF STATE - see Attachments</b>			
<b>SPECIAL FUND FEES</b>			
Assessment on disbursements	\$12.00		26746
Portion of Fees. Set Aside in Fund (automated systems)	\$18.00		26731
<b>SPOUSE - see Community Property Levy Notification</b>			
<b>SUBPOENA, CIVIL – Sheriff's Fee (with or W/O Subpoens and Affidavit)</b>	\$40.00		26743 26720.9
<b>SUBPOENA, CIVIL STATE COURT Witness Fees</b>			
Any peace officer, any firefighter, any state employee, any trial court employee, any county employee, or a volunteer fire fighter.	Actual Cost	\$275.00 Per Day	68097.2

<b>SUBPOENA, CIVIL STATE COURT Witness Fees: General Public - All others not listed in Gov Code 68097.2 (35.00 per day plus \$0.20 per mile)</b>	Actual Cost	68093
<b>SUBPOENA, CIVIL FEDERAL COURT Witness Fees: \$40 per day(travel to and from court included), plus travel expenses, plus mileage per uniformed table of distances adopted by the U.S. General Services Administration (GSA).</b>	Actual Cost	28 U.S.C.§1821
<b>SUMMONS AND COMPLAINT and supporting documents</b>	\$40.00	26721.2
<b>SUMMONS AND COMPLAINT, Cancellation or Not found</b>	\$40.00	\$40.00
<b>SUMMONS, Complaint &amp; Prejudgment Claim of Right to Possession with unnamed tenants</b>	\$40.00	26721.1
<b>SUMMONS AND PETITION</b>	\$40.00	26721.2
<b>TILL TAP</b>	\$100.00	26722
<b>VEHICLE INSPECTION Proof of Correction CVC 40616</b>	\$20.00	26746.1
<b>VEHICLE LEVY ~ see Personal Property</b>		
<b>WAGE GARNISHMENT ~ see Earnings Withholding Order</b>		
<b>WARRANT OF ATTACHMENT see Bench Warrant</b>		
<b>WARRANT, BENCH ~ see Bench Warrant</b>		
<b>WRIT OF ATTACHMENT ~ see Attachment</b>		
<b>WRIT OF EXECUTION - Money Judgment ~ see type of levy</b>		
<b>WRIT OF POSSESSION - Personal Property ~ see Personal Property</b>		
<b>WRIT OF POSSESSION - Prejudgment ~ see Claim &amp; Delivery</b>		
<b>WRIT OF POSSESSION - Real Property ~ see Eviction</b>		
<b>WRIT OF RESTITUTION ~ see Eviction</b>		
<b>WRIT OF SALE ~ see type of levy</b>		

***You are requested to notify a Civil Committee member of any fee not listed or updated***

## II. CODE SECTIONS CONTROLLING SHERIFF'S FEES

### A. GOVT C 6101. HABEAS CORPUS:

No fee shall be charged in proceedings upon habeas corpus.

### B. GOVT C 6103.2. ADVANCED FEES - PUBLIC AGENCIES:

The sheriff, in connection with the service of process or notices, may require, notwithstanding specified existing provisions that all fees be paid in advance by all public agencies, except on any action:

- By the District Attorney's Office for the establishment or enforcement of a child support obligation or a protective order, restraining order, or injunction to be issued, if either of the following conditions applies:
- Where the protective order, restraining order, or injunction issued pursuant to this section is based upon stalking, as prohibited by Section 646.9 of the Penal Code.
- Where the protective order, restraining order, or injunction issued pursuant to CCP 527.6 is based upon unlawful violence or a credible threat of violence.

### C. GOVT C 8211. NOTARY PUBLIC FEES:

If a fee is charged by a notary public, the fee shall be the fee prescribed in this section and in Sections 8211. The fee of a notary public for taking an acknowledgment or proof of a deed, or other instrument, to include the seal and the writing of the certificate, is, the sum of ten dollars (\$10) for each signature. The fee of a notary public for administering an oath or affirmation to one person and executing the jurat, including the seal, is ten dollars (\$10).