

BURKE COUNTY

**SUPERIOR COURTS OF GEORGIA
COST SCHEDULE
Effective JANUARY 1, 2020**

CIVIL CASES

Civil, Modification, Garnishment ^{1, 2, 3, 4, 5, 6, 7, 8} **\$209.00**
Includes Law Library fee up to \$5.00 and ADR fees up to \$10.00, if any

Plus applicable service fees. ALL cases except: 1) Family violence⁹; 2) Contempt actions involving child support and/or alimony only¹⁰, 3) abandoned motor vehicle actions; and 4) Incoming transfers. See below for additional sums in condemnation and bond validation cases.

***Municipalities, counties, political subdivisions or agencies are exempt from \$15 POPIDF-B and \$125 Judicial Operations Fund fees. ^{7 & 8} State is exempt from the \$125 Judicial Operations Fund fees. ⁸*

Post-Judgment proceedings filed 30 or more days after judgment or dismissal require a new action case number but exempt for additional fees except for as provided for in OCGA 15-6-77 filing cost. ^{1, 2}

\$58.00

Family Violence ⁹ **No Fee**

Incoming Transfer from: Superior and State Court ^{11 & 12} **\$50.00**

Probate Court (\$50 plus add JOF fee of \$125) ^{13 & 8} **\$175.00**

Magistrate Court (\$59 plus JOF fee of \$125) ^{15 & 1,2,3,8} **\$184.00**

*Note that Law Libr, ADR and POPIDF-B have already been collected and disbursed in Magistrate Court) **Minus fee transferred from magistrate court** ¹⁴

**File upon receipt of the fee transferred from Magistrate Court and send filing party a bill for outstanding balance

Appeals from Lower Courts (same as General Civil fee) **\$209.00**

Appeal for Tax Assessment (effective January 1, 2016) ³⁷ **\$25.00**

ABANDONED MOTOR VEHICLE

Filing petition ¹⁶ **\$10.00**

Plus per Certified copy of Order Authorizing Sale of Vehicle to be provided to purchaser/DMV pursuant to OCGA 40-11-7 ¹⁷ **\$2.50 plus \$.50 per page after first page**

Condemnation and Validation of Bond Action Per Bond ¹⁸ To be collected at conclusion of action in addition to General Civil Costs above

up to 500 bonds **\$1.00**

over 500 bonds **\$.50**

Per page for recording **\$1.50**

Subpoena ¹⁹ **\$5.00**

Issuing Execution **\$0.00**

PUBLICATION COSTS -- STANDARD NOTICE ²⁰

Adoption **\$60.00**

Divorce and Name Change **\$80.00**

Trade Name **\$40.00**

BURKE COUNTY

<i>APPEALS TO SUPREME COURT AND COURT OF APPEAL</i> ²¹	
Preparation of Record, per page	\$1.00
Copying Transcript Where Required, per page	\$1.00
Preparation of transcript when clerk is not required to recopy	\$35.00
Entering Remittitur	\$0.00
Per Seal and Certification (in addition to all other costs)	\$2.00
Costs for preparation and furnishing copy of the record of appeal in capital felony case to the <u>Attorney General</u> in accordance with OCGA 5-6-43 ²²	No fee

<i>SHERIFF'S SERVICE FEES</i> ²³	
Per Copy Served, General	\$50.00
Action from Another County	\$50.00
Per Garnishee Served (1st Copy)	\$50.00
Second and Subsequent Copy(s)	\$6.00
Per Tenant in Dispossessory Action	\$25.00
Levying on attachment	\$50.00
Summoning each witness	\$10.00
Taking bonds in criminal cases	\$20.00
Search/return of nulla bona	\$20.00

<i>RECORDING COSTS -- DEEDS AND REAL ESTATE</i> ^{24, 25, 26, 2}	
Deeds or any instrument pertaining to real estate	\$25.00
Cancellation, Satisfaction, Release or Assignment per instrument listed on filing	\$25.00 each
Plats, Maps and Condominium Floor plans	\$10.00
Cross-indexing to previous instrument	No fee

<i>LIENS AND GENERAL EXECUTION DOCKET</i> ^{24, 25, 26, 2}	
General Execution or Lien Recordings, Materialman's liens, Notices, Bonds, Lis Pendens, Hospital Lien, Federal Tax Liens, etc	\$25.00
Cancellation, Satisfaction, Release or Assignment per instrument listed on filing	\$25.00 each
Cross-indexing to previous instrument	No fee
Tax Liens by a State or Local Government agency	\$5.00
* Additional per page after the first page	Plus \$2 each
* Additional sum for each tax cancellation, satisfaction, release, notice, withdrawal or other document reference	Plus \$2 each

BURKE COUNTY

UNIFORM COMMERCIAL CODE ^{24, 26, 38 (2 & 25 apply as deductions if recorded in real estate)}	
Financing Statement (UCC-1)	\$25.00
Financing Statement with Assignment (UCC-1)	\$50.00
Amendment or Assignment (UCC-3)	\$25.00
Continuation (UCC-3)	\$25.00
Termination or Release (UCC-3)	\$25.00

OTHER RECORDING		
	1st Page	2nd and Over
Veteran Discharge ²⁸	\$0.00	\$0.00
Bar Admission Documents ²⁸	\$0.00	\$0.00
All Other Recording ²⁹	\$5.00	\$2.00

NOTARY PUBLIC ^{30, 31, 2, 3, 4, 5, 7}		
Issuance of New Certificate	Includes Law Library fee up to \$5.00 & ADR fees	\$46.00
Renewal	Includes Law Library fee up to \$5.00 & ADR fees	\$46.00
Certificate of Authority ²⁹		\$2.00

PARTNERSHIPS ²⁷	
General, Limited and Amendments, each	\$209.00 Includes Law Library & ADR fees, if any

TRADE NAME REGISTRATION ^{32, 2, 3, 4, 5, 7, 8,}	
Registration	\$166.00
Includes Law Library fee up to \$5.00 & ADR fees	
Plus Publication Cost to Publisher ²⁰	\$40.00

MISCELLANEOUS COSTS ²⁹	
Copy, Uncertified, if no assistance required, per page	\$.50
Copy, Uncertified, if assistance is required, per page	\$1.00
Copy, Certified or Exemplified, first page	\$2.50
Each page after first	.50
Copy, Oversize, Larger than 8½" x 14", per page	\$2.00
Computer Printouts, per page or equivalent	\$2.50
Copy, Faxed or Electronic, first page	\$2.50
Each page after first	\$1.00
Certificate of pending action or unsatisfied judgment as provided in OCGA 40-9-40	\$3.00

BURKE COUNTY

Code Sections & Uniform Court Rule References

1	15-6-77(e)(2)	Superior Civil Base Filing fee
2	47-14-51(a) & (e)	Clerk's Retirement Fee [15-6-77(b) makes all \$2 a deduction from base fee]
3	47-16-61	Sheriff's Retirement Fee
4	36-15-9	County Law Library fund, up to \$5.00, if applicable
5	15-23-7	Alternative Dispute Resolution, up to \$ 10.00, if applicable
6	15-6-77.4	Children's Trust Fund (divorce only)
7	15-21A-6	POPIDF-B
8	15-21A-6.1(a)	Judicial Operations Fund Fee
9	15-6-77(e)(4)	Family Violence & Stalking exemption of filing fee
10	19-6-28(a)	Child Support/Alimony exemption
11	Uniform Sup Ct Rule 19.1(H)	Transfers from Superior Court
12	Uniform State Ct Rule A	State Court adopts all Superior Court Rules
13	Uniform Probate Ct Rule 16.1(F)	Transfers from Probate Court
14	Uniform Magistrate Ct Rule 36.3(A)	Transfer of base Magistrate Filing fee
15	15-10-87	File without further deposit but as between parties cost shall be as in other case in state or superior court
16	40-11-5(3)(B)	Abandoned Motor Vehicle
17	40-9-60(a)	Motor Vehicle Judgment Certificate (post judgment)
18	15-6-77(e)(3)	Condemnation & Bond Validation
19	15-6-77(g)(11)	Subpoena
20	9-13-143	Publication Fees
21	15-6-77(g)(12)	Appeals to Supreme Court or Court of Appeals
22	15-6-77(h)	Cost of copy of Appeal to Attorney General for capital felony cases only
23	15-16-21(b)	Sheriff's Service Fees
24	15-6-77(f)	Real Estate, Lien, UCC
25	15-6-98(b)	GSCCCA fee for real estate recordings
26	15-6-77(o)	Cross reference per instrument
27	15-6-77(g)(16)	Partnership fee – shall receive sums as in Civil Standard Filing Fee
28	15-6-77(i)	Exemptions for Costs or fees
29	15-6-77(g)	Miscellaneous fees
30	15-6-77(g)(9)	Notary Public base fee
31	45-17-4	GSCCCA for record keeping of notaries
32	15-6-77(g)(10)	Trade Name Registration base
33	15-10-80	Magistrate civil cost base & fifa issuing fee
34	47-25-60	Magistrate retirement fee
35	15-10-82	Magistrate warrant & citation fee
36	Local Legislation	Local Technology Fund
37	48-5-311(g)(2)	Tax Assessment Appeals
38	16-9-525(b)	GSCCCA fee for UCC

BURKE COUNTY

STATE COURT, MAGISTRATE COURT AND PROBATE COURT

STATE COURT

CIVIL CASES	
General Civil ^{1, 2, 3, 4, 5, 6, 7, 8, 36}	\$209.00
	Includes Law Library fee up to \$5.00 and ADR fees up to \$10.00, if any
<i>Plus applicable service fees.</i> ²³	

MAGISTRATE COURT

CIVIL CASES	
General Civil and Dispossessory ^{33, 34, 36, 2, 3, 4, 5, 7}	\$57.00
	Includes Law Library fee up to \$5.00 and ADR fees up to \$10.00, if any
<i>Plus applicable service fees. The sheriff's service fee for general civil is \$50.00. The sheriff's service fee for a dispossessory is \$25.00.</i> ²³	
Application for an arrest warrant ³⁵	\$ 20.00
Transfer from magistrate court to superior court (civil action) ^{14, 15, 8}	\$184.00- \$
	Magistrate base filing fee payable to Superior Court
	Plus cost of preparation of record to be made payable to Magistrate Court
	Deduct fee transferred from magistrate court
	*Note Law Library, ADR and POPIDF-B fund do not have to be recollected in superior court since collected and paid out in magistrate court
Appeal to superior court	Same as superior court filing fee payable to Superior Court Plus cost of preparation of record payable to Magistrate Court
Issuance of Fi. Fa. ³³	\$4.00
Plus Recording fee to Clerk of Superior Court for entry in Lien Records	\$25.00

PROBATE COURT

CIVIL CASES	
Transfer from probate court to superior court (civil action) ^{13 & 8}	\$175.00
(\$50 plus add JOF fee of \$125)	
Appeal to superior court	Same as superior court filing fee