

AFTER JUDGMENT INFORMATION SHEET

If neither party has filed an appeal within the required time after the date judgment was rendered, other remedies for collecting monies owed are available. There is no specific order that you must follow when choosing an option listed below

WRIT OF POSSESSION:(Evictions Only) This document may be requested if the defendant has not submitted an appeal within five (5) calendar days after the judgment was signed and has not vacated the premises. This document allows for the defendant to be forcibly removed from the premises. As the Plaintiff, you may be responsible for securing a bonded moving company and for a bonded storage company for the defendant's possessions. The Constable's office will contact the plaintiff after notice of the writ has been given to the defendant. **You may direct any questions or comments concerning this matter to the Montgomery County Constable, Pct. 4 office. Cost for a Writ of Possession is: \$5.00 issuance fee and \$150.00 service fee.**

WRIT OF EXECUTION: This document may be requested after the expiration of thirty (30) days from the date of judgment was signed. This document enables the proper Constable/Sheriff's department to seize non-exempt property for public sale. Proceeds from the public sale will be used to satisfy Plaintiff's judgment. The officer may collect payment from the defendant, on plaintiff's behalf at this time. Plaintiff may choose to file this document as many times as necessary until judgment is satisfied. **Cost for a Writ of Execution is: \$5.00 Filing fee and \$150.00 service fee.**

WRIT OF GARNISHMENT: This document will freeze any and all of the defendant's accounts at the specified bank. The accounts will remain frozen pending a court date between you and the bank or upon dismissal of garnishment, in writing by you. The garnishee (bank) will respond to you and to the court with information of the funds in the account(s). The plaintiff must know the defendant's bank and either the account number or how the account is styled. If there is not an account at the bank or if the account is closed or overdrawn, the bank's attorney fees may be charged to the plaintiff. **Cost for a Writ of Garnishment is: \$51.00 Filing fee and \$150.00 service fee.**

ABSTRACT OF JUDGMENT: May be filed after the expiration of ten (10) days from the date judgment was signed. This document is used to place a lien against any real property (real estate) owned by the defendant. It is valid for ten (10) years and is renewable at the expiration of ten (10) years. The plaintiff will receive the original abstract of judgment. The plaintiff must file the original document with the County Clerk's office in any county defendant owns or may own real property for this document to be effective. The plaintiff may file this document in as many counties as necessary. Check with the County Clerk's office for filing fees and procedures. **Cost for an Abstract is: \$5.00 Filing fee.**

THIS FORM IS FOR YOUR GENERAL USE. OUR OFFICE DOES NOT GIVE LEGAL ADVICE. YOU MAY CONTACT AN ATTORNEY TO DISCUSS OTHER REMEDIES THAT MAY BE AVAILABLE CONCERNING YOUR LAWSUIT.