



SYNDICATE LEGAL SUPPORT SERVICES

Writ of Execution

Syndicate Legal Services – Writ of Execution



SYNDICATE LEGAL SERVICES

Team of:
Attorneys / Lawyers
Law Clerks
Paralegals
Industry Specialists

If you win your case, the money the court awards you is called the "Judgment". You are the "Judgment Creditor." The person or entity that owes you the money is the "Judgment Debtor." The Judgment Debtor has Thirty (30) days from the mailing of the entry of Judgment to pay you the money ordered by the court, or they must do one of the following:

- File a Request for Time Payments;
- File an Appeal; or
- If they did not appear, file a Motion to Vacate Judgment

How do I Collect My Money?

If the Judgment Debtor does not pay you within 30 days from the mailing of the *Entry of Judgment*, there are ways the Sheriff can help you collect your money. To collect money, you must first get a *Writ of Execution*. A *Writ of Execution* is an order from the court to the Sheriff that allows the Sheriff to collect money owed to you. We can prepare a Writ of Execution to be filed with the County Court Clerk's Office. Once the Write of Execution has been signed by the Clerk of Court, here are some ways the Sheriff can help collect your money:

- If you know where the Judgment Debtor banks, you can ask the Sheriff to collect money from their account (bank account levy).
- If you know where the Judgment Debtor works, the Sheriff can collect 25% of the debtor's wages each pay period until your judgment is paid in full (*wage garnishment*).
- If the Judgment Debtor is a business and uses a cash register, you can instruct the Sheriff to do a *Till Tap*. This lets the Sheriff make a single trip to the business and take all cash and checks from the cash register.
- You can also request a *Keeper*. This lets the Sheriff stay at the business location for eight hours or more and collect all cash and checks received that day.

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Once the Write of Execution is signed by the Court, we complete the "Sheriff's Instructions" to let the Sheriff know which of the above you want done. Each County has fees they charge for each of these services.

How Can I Find Out Where the Judgment Debtor Works or Banks?

We can assist you in requesting a Judgment Debtor Hearing.

What Else can I do to Collect?

Here are three (3) other ways you can put pressure on the Judgment Debtor to pay your Judgment.

- •Place a Lien on Property: If the Judgment Debtor owns real estate, we can assist you in placing a lien on their property. If you do this, the Judgment Debtor will not be able to sell or refinance that property without paying you first. To do this, we assist you in completing an Abstract Judgment Form and filing that with the County Clerk's Office. After the County Clerk stamps it, we record it it at the County Recorder's Office in the County where the property is located.
- •Suspend the Debtor's Driver License: If your judgment involves an automobile accident, the Department of Motor Vehicles can suspend the Judgment Debtor's Driver License until payment is made.
- •Place a Lien on a Business: If your judgment is against a business, you can record a lien with the Secretary of State's Office. To do this, we can assist you in preparing a Notice of Judgment Lien, serving a copy of the Notice of Judgment Lien on the Judgment Debtor (personal service), and filing the Notice of Judgment Lien with the Secretary of State.

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• Can I Add Collection Costs and Interest to my Judgment?

Yes. You can add your collection costs plus ten (10) percent interest per year onto your judgment. To this, we will assist you in preparing a "Memorandum of Costs After Judgment", "Acknowledgment of Credit", and "Declaration of Accrued Interest" and filing that with the County Clerk's Office. You have two years from the date you paid to add collection costs to your judgment. You can add interest any time prior to collection.

How Long do I Have to Collect the Judgment?

You have ten (10) years from the date of the Judgment was issued to collect your money. If you cannot collect within ten (10) year, you can renew the Judgment for another ten (10) years by filing an "*Application for Renewal of Judgment*" and "*Notice of Renewal of Judgment*." These forms must be filed with the Clerk's Office before the end of the ten (10) year period. The Judgment Debtor must be served, and Proof of Service must be filed with the Court.

Syndicate Legal Services – Custom Legal Documents & Timelines



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Process:

- 1. Client engages Syndicate Legal Services for the legal documents needed.
- 2. Because Syndicate Legal Services provides custom legal documents, a member of Syndicate Legal Services will contact the Client get the information needed to complete the required legal work product. This happens via telephone conference or by video conference.
- 3. Syndicate Legal Services' team members will complete the First Draft of the Custom Legal Documents and send them electronically to the Client for review.
- 4. Client will review the First Draft and request any changes, edits or corrections. Syndicate Legal Services will continue to make corrections, changes and edits to the Legal Documents until the Client approves a Final Draft.
- 5. Once the Client is satisfied with the Legal Documents, Syndicate Legal Services will deliver a Final Draft to the Client along with a "Syndicate Legal Services Certificate of Completion."
- 6. All first drafts are delivered to the Client within 1-3 business days, with the average timeline being within one business day.

Syndicate Legal Services will send Client copies of all completed work, documents and correspondences, as well as other information throughout this Engagement. These copies will be the "Client File" copies. Syndicate Legal Services will also keep the information in the Syndicate Legal Services Corporate Office. The file in the Syndicate Legal Services Corporate Office will be "Our File". Please have the "Client File" available during all of our in-person meetings / video conferences / telephone conferences so that we all have the necessary information available to us. Once Syndicate Legal Services has completed the Legal Support Services detailed in this Engagement Agreement, Syndicate Legal Services will close "Our File" and return any original documents to Client (if any). Syndicate Legal Services will then store the "Our File" for approximately six (6) years. Syndicate Legal Services will destroy the "Our File" after that period-of-time unless Client instructs Syndicate Legal Services in writing to keep the file longer.

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Syndicate Subscription Legal Plans (www.SyndicateLegalPlans.com), Syndicate Legal Support (www.SyndicateLegalSupport.com), Syndicate Custom Legal Documents (www.SyndicateLegalDocuments.com) and Syndicate Legal Services (the collection of the three previously mentioned services and domains / URLs) are each tradenames for "Syndicate Legal & Financial, LLC," a California Limited Liability Company. Syndicate Legal & Financial, LLC is a licensed, bonded & insured Legal Document Assistant Office duly registered in the County of Los Angeles (#2024100564).

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