

THE

BRIEF

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An electronic update for the legal community providing a brief look at news in the Clerk of the Superior Court's Office



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New Fee: Renewal of Judgment

As a measure to increase consistency between Clerks statewide, the Clerk's Office in Maricopa County began charging a \$26 filing fee for Affidavits of Renewal of Judgment on June 1, 2011. The Class E schedule in ARS 12-284 provides for a minimum clerk fee for "filing any paper or performing any act for which a fee is not specifically provided." This provision includes the renewal affidavit, which is a filing as described in ARS 12-1612: "A judgment for the payment of money which has been entered and docketed in the civil docket or civil order book of the . . . superior court, may be renewed by filing an affidavit for renewal with the clerk of the proper court." AZTurboCourt will be programmed to identify this fee at the time of eFiling the affidavit. Until the programming is completed, payment for the Renewal of Judgment fee must be made directly to the Clerk's Office at a file counter or by calling 602-506-2565 after the document is submitted. Filing the renewal and paying the associated fee timely is an important practice tip, as most judgments expire on a date certain.

No Paper Accepted in Civil Filings

The Supreme Court is considering additional steps to secure compliance with its directive for attorneys to eFile in civil cases in the Superior Court in Maricopa County. The Clerk's Office anticipates direction from the Court to no longer accept paper filings from attorneys in civil cases, effective later this summer. Cases must still be initiated on paper; however, subsequent documents must be eFiled through AZTurboCourt, except those documents identified in Supreme Court Administrative Orders 2010-117 or 2011-10. Individual attorneys who have not yet done so are encouraged to register and file through AZTurboCourt now, as it is difficult to establish a same-day or next-day eFiling account due to the requirements of assigning roles in the eFiling system and to verify payment accounts before an eFiling can be submitted. Register with AZTurboCourt online at <http://www.azcourts.gov/Default.aspx?alias=www.azcourts.gov/azturbocourtinformation>.

Signed Orders: Notice

Timely notification that an eFiled proposed Order has been signed by the Court is a key element for parties and their attorneys. When the judge grants an eFiled Order from within the eFiling application, a copy of the signed Order will be received by the primary attorney of record as listed in the Court's case management system. If a Judge prints an eFiled proposed form of order and signs the Order on paper, the clerk will issue a minute entry notifying the primary attorney of record that action was taken on the Order. These steps eliminate the need for stuffing envelopes pursuant to the method of service in Civil Rule 5(j)(2)(B). It may take two to three days for paper Orders to be scanned, docketed and available. Notice that action was taken on the Order or a copy of the Order will be available through the Electronic Court Record Online (ECR Online) or in AZTurboCourt.

The primary attorney of record as listed in the Court's case management system remains responsible for providing notice to any additional attorneys representing their client. This includes co-counsel, associate counsel and pro hac vice attorneys. Existing electronic systems only provide notice to the primary attorney of record as listed in the Court's case management system.