

AMENDED

ORDINANCE NO. 75-2

An Ordinance to be entitled

AN ORDINANCE RELATING TO THE INCREASE OF FILING FEES OF CIVIL CASES IN COUNTY COURT AND CIRCUIT COURT OF CALHOUN COUNTY; PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF CALHOUN COUNTY, FLORIDA:

Section 1. Calhoun County hereby increases the filing fees of Civil cases in County Court and Circuit Court of Calhoun County as authorized by the provisions of §28.241 and §34.041, Chapter 74-154, Florida Statutes.

Section 2. The party instituting any civil action, suit or proceeding in the Circuit Court shall pay to the Clerk of said Court a service charge of Twenty-Five and no/100 (\$25.00) Dollars in all cases in which there are not more than five (5) Defendants, and an additional service charge of seventy five (\$.75) cents for each Defendant in excess of five (5).

Section 3. The party instituting any civil action, suit or proceeding in the County Court shall pay the following filing fees when filing his action, suit or proceeding:

- (a) For all claims less than One hundred and no/100 (\$100.00) Dollars-----\$ 6.00
- (b) For all claims of One Hundred and no/100 (\$100.00) Dollars and less than One thousand and no/100 (\$1,000.00)Dollars-----\$ 15.00
- (c) For all claims of One thousand and no/100 (\$1,000.00) Dollars or more-----\$ 20.00
- (d) In addition, for all proceedings of garnishment, attachment, replevin and distress-----\$ 10.00

Section 4. All fees herein provided that are in excess of those stated in the above Florida Statutes shall be used and applied in a legal aid program in and for Calhoun County; the Clerk of the Circuit Court and County Court shall deposit the excess fees in a separate fund labeled "Legal Aid," and said fund may be used in payment of attorneys' fees when any attorney is appointed by the Circuit Court or County Court of Calhoun County to represent persons who are indigent and unable to pay attorneys' fees; there shall be no distinction between the monies collected from either Court as applicable to attorneys' fees allowed in either Court.

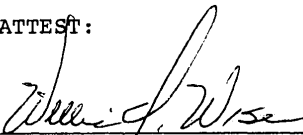
Section 5. If any Section, sub-section, sentence, clause, provision or a part of this Ordinance, shall be held invalid for any reason, the remainder of this Ordinance shall not be affected thereby but shall remain in full force and effect.

Section 6. This Ordinance shall become effective November 1, 1978.

PASSED AND ADOPTED this 17th day of October, 1978.

BOARD OF COUNTY COMMISSIONERS
OF CALHOUN COUNTY, FLORIDA.

ATTEST:



WILLIE D. WISE,
Clerk

BY:




S. DONNELL WHITFIELD
Chairman

STATE OF FLORIDA

COUNTY OF CALHOUN

I, WILLIE D. WISE, Clerk of the Board of County Commissioners in and for the County and State aforesaid, do hereby certify that the above and foregoing is a true and correct copy of an Ordinance as the same was duly adopted and passed at a regular meeting of the Board on the 17th day of October, 1978, and as the same appears on record in my office.

IN WITNESS I hereunto set my hand and official seal
at this 17th day of October, 1978.



WILLIE D. WISE,
Clerk of the Board of County
Commissioners of Calhoun County,
Florida.

