

Cuyahoga County Common Pleas Court Local Rules

**7.0 SECURITY FOR COSTS**

(A) Unless otherwise provided by law, no civil action or proceeding will be accepted by the Clerk of Courts for filing unless the party or parties filing the action have first deposited a sum to secure the payment of the costs. Deposits will be in accordance with the following schedule:

Civil Complaint	\$250.00 *
Civil Complaint - Foreclosure	\$475.00 *
Administrative Appeal	\$250.00
Cognovits	\$175.00
Foreign Judgment	\$125.00
Replevin	\$250.00
Third Party/Intervening Complaint	\$75.00
Counter Claim/ Cross Claim/ Amend Complaint	\$75.00
Service by Publication (Civil Action / Foreclosure)	\$150.00 / \$250.00
Jury Trial	\$0
Order of Sale and Online Sale Licensing Fee	\$820.00 for the first order of sale in a case and \$600.00 for all subsequent orders of sale.
Certificate of Judgment - Common Pleas	\$25.00
Certificate of Judgment - Foreign Court	\$20.00
Certificate for Transfer	\$15.00
Release of Lien	\$5.00
Exemplified Copy	\$1.00
Certified Copy	\$1.00
Motion to Modify, Revive, Vacate	\$30.00
Order in Aid	\$40.00
Garnishment - Other Than	\$80.00 **
Garnishment - Personal Earnings	\$85.00
Writ of Execution	\$3.00
Writ of Possession	\$0

*\* Special Project Fees included*

*\*\*Fee for one bank, \$10 each additional bank*

(B) The Clerk of Courts will accept payment via certain credit cards approved by its financial transaction provider. The Clerk of Courts is authorized to collect convenience fees for the use of credit cards and electronic checks. The convenience fee rates are set by the clerk’s financial transaction provider.

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- (C) In newly filed cases where the number of defendants exceeds ten, the Clerk of Courts will require the standard deposit and a deposit of five dollars for each additional defendant. In cases with multiple parties where there are supplemental pleadings filed, the Clerk of Courts may require the party requesting service to advance an amount estimated by the clerk.
- (D) On cases transferred to this court from the municipal court in which the prayer of the cross-claimant exceeds that court's monetary jurisdiction, the cross-claimant must post security for costs in a sum equal to the amount required as if the case was originally filed in this court.
- (E) The court may require an additional deposit from which fees for court-appointed representatives may be paid.
- (F) If a party is unable to pay court costs, then the party must submit a poverty affidavit requesting to have such charges waived on the form prescribed by the court. The completed affidavit must be submitted to the Clerk of Courts who will accept the filing without costs. Once the case is assigned, the trial judge may make further inquiry into the party's ability to pay costs and order payment where appropriate.
- (G) The Clerk may charge a fee of \$250.00 for the re-creation of a lost or destroyed order of sale. A party may move the court to waive this fee for good cause shown.

*Amended and passed by emergency vote 08/24/2020.*