

BENNY N. NAPOLEON

Wayne County Sheriff



OFFICE OF THE SHERIFF

1231 ST. ANTOINE • DETROIT, MI 48226
TEL: (313) 224-2222 • FAX: (313) 224-2367

PUBLIC NOTICE
PAGE ONE OF SIX

Pursuant to Act No. 429 of the Public Acts of 2002, amending M.C.L.A. Section 600.2558 and Act No. 243 of the Public Acts of 2003, amending M.C.L.A. Section 600.2559, **EFFECTIVE JANUARY 1, 2010, THE CURRENT FEES FOR SHERIFF'S SERVICES, AS STATED IN M.C.L.A. SECTION 600.2558 AND M.C.L.A. SECTION 600.2559, ARE AS FOLLOWS:**

MILEAGE IS CHARGED FOR EACH SET OF PAPERS, REGARDLESS OF THERE HAVING THE SAME CASE NUMBER.

THERE IS ONLY ONE EXCEPTION TO HAVING TO PAY FOR SERVICE OF PROCESS:

- 1) IF YOU HAVE AN AFFIDAVIT OF INDIGENCY SIGNED BY THE CHIEF JUDGE OF THE 3RD CIRCUIT COURT, AND SERVICE ON THE OTHER PARTY IS REQUIRED BY STATUTE.**

"Safer communities through effective, professional law enforcement."





SERVICE FEE CHART
PAGE TWO OF SIX

TYPE OF SERVICE	CURRENT FEE
SUMMONS & COMPLAINT	\$21.00 PLUS MILEAGE
AFFIDAVIT OF ACCOUNT & STATEMENT, PER DEFENDANT	\$21.00 PLUS MILEAGE
SUMMONS & AFFIDAVIT IN GARNISHMENT, FOR EACH GARNISHEE & DEFENDANT	\$18.00 PLUS MILEAGE
ORDER TO SHOW CAUSE	\$21.00 PLUS MILEAGE
SUBPOENA ON DISCOVERY	\$21.00 PLUS MILEAGE
SUBPOENA TO A WITNESS, INCLUDING JUDGMENT DEBTOR	\$21.00 PLUS MILEAGE
TAX SALE NOTICE	\$16.00 PLUS MILEAGE
SERVICE BY MAIL	\$8.00 PLUS THE ACTUAL COST OF POSTAGE (\$3.50)



SERVICE FEE CHART (CONTINUED)
PAGE THREE OF SIX

<u>TYPE OF SERVICE</u>	<u>CURRENT FEE</u>
FOR EACH PROCESS THAT HAS AN INCORRECT ADDRESS	\$10.00
SEIZURE & DELIVERY OF GOODS IN CLAIM & DELIVERY	\$35.00 PLUS MILEAGE
POSTING NOTICE ON PROPERTY FOR FORECLOSURE SALE	\$16.00 PLUS MILEAGE
CIVIL BENCH WARRANT	\$35.00 PLUS MILEAGE, PLUS \$42.71 PER HOUR FOR THE OFFICER (S) TO EXECUTE THE WARRANT. A REFUNDABLE \$150.00 DEPOSIT IS COLLECTED TO COVER THE FEE. 3 RD CIRCUIT WARRANTS MAY BE PLACED IN LEIN ONLY FOR \$35.00.
MORTGAGE FORECLOSURE SALE BY ADVERTISEMENT	\$50.00
ADJOURNMENT OF FORECLOSURE BY ADVERTISEMENT SALE	\$8.00 PER WEEK
JUDICIAL MORTGAGE SALE	\$55.00



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**SHERIFF'S SERVICES THAT INVOLVE TAKING AND
SAFEGUARDING PROPERTY UNTIL IT IS SOLD**

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IN ADDITION TO THE SHERIFF'S FLAT FEE AND MILEAGE, A DEPOSIT SHALL BE COLLECTED TO COVER THE ACTUAL AND REASONABLE COSTS OF TAKING, KEEPING & STORING THE SEIZED PROPERTY. ANY BALANCE REMAINING AFTER THE SEIZURE AND SALE HAS TAKEN PLACE, SHALL BE REFUNDED.

SERVICE FEE CHART

<u>TYPE OF SERVICE</u>	<u>CURRENT FEE</u>
SEIZURE OF PROPERTY UNDER WRIT OF ATTACHMENT	\$35.00 PLUS MILEAGE
WRIT OF RESTITUTION, ASSISTANCE, POSSESSION	\$35.00 PLUS MILEAGE

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**SHERIFF'S SERVICES THAT INVOLVE
EXECUTING A REQUEST & ORDER TO SEIZE PROPERTY(R &O)**
PAGE FIVE OF SIX

Executing on real or personal property pursuant to a *Request & Order to Seize Property* (R & O) involves placing a levy on real or personal property.

ACTUAL SEIZURE AND STORAGE OF THE PROPERTY PLACES A LEVY ON PERSONAL PROPERTY AND FILING A *NOTICE OF LEVY* WITH THE REGISTER OF DEEDS PLACES A LEVY ON REAL PROPERTY. THE SHERIFF IS ENTITLED TO A FEE OF 7% OF THE FIRST \$5000.00 RECEIVED AND 3% OF ANY AMOUNT REMAINING, REGARDLESS OF WHETHER:

- THERE IS A SETTLEMENT PRIOR TO SALE OR THE SALE TAKES PLACE, AND
- THE JUDGMENT IS SATISFIED, IN WHOLE OR IN PART.

A deposit is required before personal property is seized and sold. The amount of the deposit depends on the type of property being executed on. The amount will be decided after consulting with the Division's Attorney Administrator.

<u>TYPE OF SERVICE</u>	<u>CURRENT FEE</u>
LEVY UNDER WRIT OF EXECUTION	\$35.00 PLUS MILEAGE
FOR EACH NOTICE OF SALE OF REAL ESTATE UNDER LEVY OR CONSTRUCTION LIEN POSTED IN A PUBLIC PLACE IN A CITY OR TOWNSHIP	\$21.00 PLUS MILEAGE



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MILEAGE FEE
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IN ACCORDANCE WITH THE PROVISIONS OF PUBLIC ACT 243 OF 2003 (M.C.L.A. SECTION 600.2559(4), 1.50 CENTS PER MILE IS THE STATUTORY MILEAGE RATE FOR ALL COURT PROCESS SERVED ON AND AFTER JANUARY 1, 2010.

THE TOTAL SERVICE FEE CONSISTS OF THE APPLICABLE FEE LISTED ABOVE AND THE APPLICABLE MILEAGE FEE FOR EACH SET OF PAPERS REGARDLESS OF WHETHER THE PAPERS HAVE THE SAME CASE NUMBER.