



Superior Courts of California

NOTICE OF FEE CHANGES

Effective August 10, 2009

As a result of the enactment of Senate Bill X4 – 13 (ch.22 Statutes of 2009) on July 28, 2009, various civil filing fees and one criminal (security) fee will be increased. **The Superior Court in San Mateo County will have the new fees go into effect on *MONDAY, AUGUST 10, 2009*.** The additional revenue from the fee increase will be used to offset General Fund reduction to trial court operations.

Fee increases apply to the following:

- \$5 increase to first paper civil filing fees (permanent)
- \$10 increase to filings and services authorized in GC sections 70626(a) and GC 70626(b) (permanent)
- \$10 increase to the \$20 security fee authorized by Penal Code section 1465.8 (sunsets on June 30, 2011).

The new civil fees will be stated on the revised statewide civil fee schedule. A final version of the statewide fee schedule will be posted to the California Courts Web site at www.courtinfo.ca.gov/reference/feeschedule.htm.

A complete Fee Schedule including local court fees can be found on the Court's website at: www.sanmateocourt.org. A summary of the changes to the Fee Schedule is also posted in the Clerk's Offices and on the Court's website.

Superior Court of California
Amended Statewide Civil Fee Schedule
Effective August 10, 2009 (SB4X – 13, Statutes 2009 -Chapter 22)

| | | Code Sections | New Fee |
|------------------------------|---|---|----------------------|
| Unlimited Civil Cases | | | |
| 1 | Complaint or other first paper in unlimited civil case (amount over \$25,000), including: | GC 70611 | <u>\$355*</u> |
| | Complaint or other first paper in unlawful detainer case over \$25,000 | | |
| | Petition for a writ of review, mandate, or prohibition (other than a writ petition to the appellate division) | | |
| | Petition for a decree of change of name or gender | | |
| 2 | Answer or other first paper filed by each party other than plaintiff (amount over \$25,000) (including unlawful detainer) | GC 70612 | <u>\$355*</u> |
| Limited Civil Cases | | | |
| 7 | Complaint or other first paper (amount over \$10,000 up to \$25,000) | GC 70613(a) | \$ 330* |
| 8 | Complaint or other first paper in unlawful detainer (amount over \$10,000 up to \$25,000) | GC 70613(a), CCP 1161.2 | \$ 345* |
| 9 | Answer or other first paper filed by each party other than plaintiff (amount over \$10,000 up to \$25,000) (including unlawful detainer) | GC 70614(a) | \$ 330* |
| 10 | Complaint or other first paper (amount up to \$10,000) | GC 70613(b) | \$ 205* |
| 11 | Complaint or other first paper in unlawful detainer (amount up to \$10,000) | GC 70613(b), CCP 1161.2 | \$ 220* |
| 12 | Answer or other first paper filed by each party other than plaintiff (amounts up to \$10,000) (including unlawful detainer) | GC 70614(b) | \$205* |
| 16 | Complaint or other first paper within small claims jurisdictional limit filed by assignee of record (with declaration) | B&P 6322.1(c)(1), GC 70613(b), CCP 116.420 | \$ 181* |
| 17 | Answer or other first paper filed by each party other than plaintiff (case filed by assignee within small claims jurisdictional limit, with declaration) | B&P 6322.1(c)(1), GC 70614(b), CCP 116.420 | \$ 181* |
| 27 | Abstract of judgment rendered from another court (unless filed with an application for order of sale of a dwelling under CCP 704.750 or with an application for order of examination under CCP 708.160) | GC 70626(b)(2) | \$30 |
| 28 | Issuing commission to take deposition out of state under CCP 2026.010 | GC 70626(b)(5) | \$30 |

| | | Code Sections | New Fee |
|---|---|--------------------------------|----------------|
| Other Initial Filing Fees (both Limited and Unlimited Civil Cases) | | | |
| 29 | Filing and entering award under Workers' Compensation Act | GC 70626(b)(6) | \$30 |
| Requests for Protective Orders | | | |
| 33 | Petition to prevent civil harassment (other) and response | GC 70611, 70612 | \$355 |
| 35 | Petition to prevent workplace violence (other) and response | GC 70611, 70612 | 355 |
| JUDGMENT RELATED FEES | | | |
| 58 | Confession of judgment (CCP 1134) | GC 70626(b)(3) | \$30 |
| 59 | Renewal of judgment (CCP 683.150) | GC 70626(b)(4) | \$30 |
| POST JUDGMENT RELATED FEES | | | |
| 61 | Issuing writ of attachment, writ of mandate, writ of execution, writ of sale, writ of possession, writ of prohibition, writ of restitution, or any other writ for enforcement of an order or judgment | GC 70626(a)(1) | \$25 |
| 62 | Issuing abstract of judgment | GC 70626(a)(2) | \$25 |
| 63 | Issuing an order of sale | GC 70626(b)(1) | \$30 |
| 67 | Certificate of satisfaction of judgment (CCP 724.100) | GC 70626(a)(3) | \$25 |
| SMALL CLAIMS FEES | | | |
| 82 | Writ of execution | GC 70626(a)(1), CCP 116.820 | \$25 |
| 83 | Abstract of judgment | GC 70626(a)(2), CCP 116.820 | \$25 |
| FAMILY LAW FEES | | | |
| 84 | Petition or other first paper (including a joint petition) for dissolution of marriage or domestic partnership, legal separation, or nullity | GC 70670(b) | \$355 |
| 85 | Response or other first paper filed in response to petition for dissolution of marriage or domestic partnership, legal separation, or nullity | GC 70670(d) | \$ 355* |
| 86 | First paper in family law matter other than dissolution of marriage or domestic partnership, legal separation, or nullity | GC 70670(a) | \$355* |
| 87 | First paper filed in response in family law matter other than dissolution of marriage or domestic partnership, legal separation, or nullity | GC 70670(c) | \$355* |

| | | Code Sections | New Fee |
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| PROBATE FEES | | | |
| 108 | First-filed petition for letters of administration or testamentary, first-filed petition for special letters of administration with powers of general representative under Prob.C 8545 | GC 70650(a) | \$355 |
| 109 | First objection to probate of will or codicil (Prob.C §8250); first petition for revocation of probate of will or codicil (Prob.C § 8270) (if filed together with petition for appointment of personal representative under GC 70650(c)), only the fee under GC 70650(c) is charged. | GC 70650(b) | \$355 |
| 110 | Later-filed petition for letters of administration, letters testamentary, or special letters of administration with powers of general representative by a person other than the original petitioner | GC 70650(c) | \$355 |
| 112 | Opposition to a petition for appointment of a personal representative in a decedent's estate, other than a competing petition for appointment or a will contest, and objection or other opposition to first account of testamentary trustee subject to court supervision | GC 70651 | \$355 |
| 113 | Petition (or opposition to petition) concerning the internal affairs of a trust under Prob.C 17200 et seq. or first account of trustee of testamentary trust subject to continuing court jurisdiction under Prob.C <u>§ 17300, et seq.</u> | GC 70652 | \$355 |
| 115 | Petition for appointment of conservator, guardian of the estate or guardian of the person and estate or opposition to these petitions other than competing petition for appointment | GC 70653(a), (b) | \$355 |
| 117 | Petition for appointment of guardian of the person only or opposition to petition other than competing petition for appointment | GC 70654(a), (b) | \$205 |
| 121 | Petition commencing other proceedings under the Probate Code and objections or other opposition to such petitions, including the following: | GC 70655 | \$355 |
| 122 | Petition to determine the fact of death to determine title to real property and objections or other opposition (Prob.C 200) | GC 70655(c)(4) | \$355 |
| 123 | Petition for an order concerning a particular transaction and objections or other opposition (Prob.C 3100) | GC 70655(c)(5) | \$355 |
| 124 | Petition for an order concerning capacity determination and health care decision authority for adult without conservator and objections or other opposition (Prob.C 3200) | GC 70655(c)(6) | \$355 |
| 125 | Petition for compromise of the claim of a minor or disabled adult, no civil action pending, and objections or other opposition (Prob.C 3600) | GC 70655(c)(1) | \$355 |

| | | Code Sections | New Fee |
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| PROBATE FEES (Continued) | | | |
| 126 | Petition concerning a power of attorney and objections or other opposition (Prob.C 4541) | GC 70655(c)(8) | \$355 |
| 127 | Petition concerning advance health care directive and objections or other opposition (Prob.C 4766) | GC 70655(c)(7) | \$355 |
| 128 | Petition to determine succession to real property and objections or other opposition (Prob.C 13151) | GC 70655(c)(2) | \$355 |
| 129 | Spousal or domestic partnership property petition and objections or other opposition (Prob.C 13650) | GC 70655(c)(3) | \$355 |
| 130 | Petition for approval, compromise, or settlement of claims against deceased settlor, or for allocation of amounts due between trusts, or objections or other opposition (Prob.C. §19020) | GC 70655(c)(9) | \$355 |
| 131 | Any other petition that commences a proceeding under the Probate Code and objections or other opposition | GC70655(c)(10) | \$355 |
| 132 | Petition for order setting aside estate of small value if no estate is pending for the decedent (Prob.C 6602) | GC 70656(a) | \$205 |
| 133 | Opposition to petition for order setting aside estate of small value (Prob.C. § 6602) | GC 70656(b) | \$205 |
| 134 | Petition (or opposition to petition) for an order listed below, filed after issuance of letters testamentary, letters of administration, or letters of special administration to a personal representative of a decedent's estate; letters of guardianship or temporary guardianship to a guardian of the estate or person and estate; or letters of conservatorship or temporary conservatorship to a conservator (but for estate proceedings begun after 8/17/03, see line 144) | GC 70658(a) | \$355 |
| | • Petition for order concerning sale, lease, encumbrance, grant of an option, purchase, conveyance, or exchange of property | GC 70658(a)(1) | \$355 |
| | • Petition for order settling an account of a fiduciary | GC 70658(a)(2) | \$355 |
| | • Petition for order authorizing, instructing, or directing a fiduciary, or approving or confirming acts of a fiduciary | GC 70658(a)(3) | \$355 |
| | • Petition for order concerning payment of compensation or expenses of an attorney | GC 70658(a)(4) | \$355 |
| | • Petition for order concerning payment of compensation or expenses of a fiduciary | GC 70658(a)(5) | \$355 |
| | • Petition for order surcharging or removing a fiduciary | GC 70658(a)(6) | \$355 |

| | | Code Sections | New Fee |
|-------------------------------------|---|----------------------|----------------|
| PROBATE FEES (Continued) | | | |
| | • Petition for order transferring or authorizing transfer of property of an estate to a fiduciary in another jurisdiction | GC 70658(a)(7) | \$355 |
| | • Petition for order allowing a fiduciary's request to resign | GC 70658(a)(8) | \$355 |
| | • Petition for order adjudicating a claim to property under Prob.C 850 et seq. | GC 70658(a)(9) | \$355 |
| | • Petition for order granting permission to fix the residence of a ward or conservatee outside of California | GC 70658(a)(10) | \$355 |
| | • Petition for order concerning payments for support, maintenance, or education of a ward or conservatee or a of person entitled to support, maintenance, or education from a ward or conservatee | GC 70658(a)(11) | \$355 |
| | • Petition for order concerning payment of surplus income to relatives of a conservatee (Prob.C 2423) or concerning substituted judgment (Prob.C 2580) | GC 70658(a)(12) | \$355 |
| | • Petition for order affecting legal capacity of a conservatee under Prob.C 1870 et seq. | GC 70658(a)(13) | \$355 |
| | • Petition for order adjudicating merits of a claim under Prob.C 2500 et seq. | GC 70658(a)(14) | \$355 |
| 147 | Petition to establish record of birth, death, or marriage | H&S 103470 | \$205 |
| 148 | Affidavit procedure for real property of small value under Prob.C 13201 | GC 70626(b)(9) | \$30 |
| 153 | Petition for summary probate (Public Administrator only) | Prob.C 7660 | \$205 |
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| APPEAL AND WRIT RELATED FEES | | | |
| | Appeal of Unlimited Civil Case | | |
| | Other Appeals | | |
| 157 | Appeal in limited civil case (to appellate division), where amount demanded in case does not exceed \$10,000 | GC 70621(b) | \$205 |
| 158 | Appeal in limited civil case (to appellate division), where amount demanded in case exceeds \$10,000 (but does not exceed \$25,000) | GC 70621(a) | \$330 |
| 160 | Writ petition to appellate division, where amount demanded in limited civil case does not exceed \$10,000 | GC 70621(b) | \$205 |
| 161 | Writ petition to appellate division, where amount demanded in limited civil case exceeds \$10,000 (but does not exceed \$25,000) | GC 70621(a) | \$330 |
| 162 | Appeal from Labor Commissioner's Award (Lab.C 98.2) | GC 70611 | \$355 |
| 164 | Appeal from determination of dangerous or vicious dog (F&A 31622) | GC 70626(b)(8) | \$30 |

| | | Code Sections | New Fee |
|-----------------------------|---|----------------------|----------------|
| RECORDS RELATED FEES | | | |
| 167 | Certifying a copy of paper, record, or proceeding on file | GC 70626(a)(4) | \$25 |
| 168 | Certificate for which fee is not otherwise fixed; includes lis pendens | GC 70626(a)(8) | \$25 |
| MISCELLANEOUS FEES | | | |
| 178 | Administrative charge for collection of fees where fee waiver was previously granted. | GC 68638(a)(3) | \$25 |
| 180 | Taking affidavit, except in criminal case or adoption proceedings | GC 70626(a)(5) | \$25 |
| 181 | Acknowledgment of deed or other instrument | GC 70626(a)(6) | \$25 |
| 182 | Recording or registering license or issuing certificate in connection with a license, required by law, for which charge is not otherwise prescribed | GC 70626(a)(7) | \$25 |
| 183 | Filing affidavit of publication of notice of dissolution of partnership | GC 70626(b)(7) | \$30 |
| 184 | Filing and indexing papers for which a charge is not provided elsewhere | GC 70626(b)(10) | \$30 |