

**NOTICE OF CIVIL PROCESS FEES**

ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010, THE COMMISSIONERS COURT OF EL PASO COUNTY, TEXAS, IN ACCORDANCE WITH THE PROVISIONS OF THE TEXAS LOCAL GOVERNMENT CODE, SUB CHAPTER F, SECTION 118.131, SET THE FOLLOWING FEES TO BE CHARGED IN CIVIL MATTERS FOR SERVICE AND UNSUCCESSFUL SERVICE\* BY THE OFFICES OF THE SHERIFF AND CONSTABLES OF EL PASO COUNTY, TEXAS, TO BE EFFECTIVE ON JANUARY 1, 2011.

**CIVIL PROCESS FEES**

Citation/Notice By Posting .....	\$65.00	Capias/Commitment (from a Civil Suit) .....	\$165.00
Citation By Publication.....	\$65.00	Warrant To Take Physical Custody of Child...	\$200.00
All Other Citations.....	\$100.00	Writ of Attachment .....	\$200.00
Temporary Restraining Order.....	\$100.00	Writ of Execution.....	\$200.00**†
Subpoena .....	\$100.00	Writ of Possession.....	\$200.00**
Subpoena <i>Instanter</i> .....	\$125.00	Writ of Reentry .....	\$200.00**
Notice.....	\$100.00	Writ of Venditioni Exponas .....	\$200.00**
Precept.....	\$100.00	Writ of Sequestration .....	\$200.00**
Summons .....	\$100.00	Tax Warrant .....	\$200.00**
Writ Of Garnishment .....	\$100.00	Order Of Sale .....	\$200.00**
Writ Of Injunction .....	\$100.00	Turnover Order .....	\$200.00**
Writ Of Supersedeas/Certiorari.....	\$100.00	Distress Warrant.....	\$200.00
Protective Order Applicants fee.....	\$0.00	Any Other Writ/Order for the enforcement of	
<i>Fees from Family Code 81.003.)</i> .....	\$100.00	a judgment or to Seize Property .....	\$200.00**
Any other civil document (deliver only).....	\$100.00	Executing original deed (purchaser) .....	\$55.00
Justice Court Summon .....	\$55.00	Executing Bill Of Sale(purchaser) .....	\$50.00
Justice Court Subpoena.....	\$55.00	Posting Notice Of Sale .....	\$30.00
Justice Court Citation (not F.E.D.) .....	\$55.00	Notice of Levy .....	\$16.00
Forcible Entry and Detainer.....	\$100.00	Release of Levy.....	\$16.00
Small Claims Court Summon .....	\$55.00	Research Archives for civil case file.....	\$15.00
Small Claims Court Subpoena.....	\$55.00	Executing replacement Deed unrecorded.....	\$15.00
Small Claims Court Citation.....	\$55.00	Executing replacement Bill of Sale unrecorded..	\$15.00
Release court ordered impounded vehicle.....	\$26.00	Executing replacement Proof of Service/Attempted	
Mental Commitment.....	\$165.00	Service/Affidavit for sub-service.....	\$15.00

Special Events Fees as authorized by Local Government Code Section 118.131\*\*\*

	<u>Hourly Rate Straight</u>	<u>Hourly Rate Overtime</u>
Sheriff's Lieutenant:	\$38.00	\$57.00
Sheriff's Sergeant:	\$33.00	\$50.00
Sheriff's Deputy:	\$26.00	\$40.00

Flat hourly rate per Sheriff's vehicle used: \$12.00

Transportation Code Chapter 683 service fees and Other Fees

Admin fee to process each vehicle.....	\$7.00	Storage fee per day.....	\$18.00
Admin fee to re-issue receipt.....	\$13.00	Admin fee to research any case.....	\$20.00
Additional storage fee assessed per day...	\$18.00	Fingerprint Processing.....	\$10.00
		Local Criminal History Check.....	\$ 6.00

*Vehicles purchased at a Saturday Auction must be picked up by Monday or storage fees will resume. Vehicle storage fees for other vehicles begin the day the vehicle arrives at the impound lot.*

- \* Pursuant to Local Government Code Section 118.131. and Attorney General Opinion JM-1046 (1989). it is determined that the expenses for providing services incident to unsuccessful service of process are equal to or exceed the expenses of actual service and the fee is thus set at the same cost charged for actual service.
- \*\* All writs and/or orders involving the seizure of property, sale of property or the enforcement of a judgment which exceeds four (4) hours in the execution or enforcement of such writ/order will be assessed an additional fee of \$35.00 per hour for each hour or portion thereof.

Pursuant to rule 126 of the TEXAS RULES OF COURT, all fees must for any/all civil cases originating outside the County of El Paso, and/or the State of Texas must be collected in advance except when Paupers Oath is filed. The sheriff or constable will not execute any process until fees are received.

- \*\*\* Pursuant to Local Government Code, Subchapter F, Section 118.131(a) The Commissioners court of a county may set reasonable fees to be charged for services by the offices of the sheriff and constables.

† Writs of Execution with multiple defendants will be assessed a fee Per Defendant.

BY ORDER OF THE COMMISSIONERS COURT OF EL PASO COUNTY

  
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ANTHONY COBOS, COUNTY JUDGE