

## CHAPTER 32

AN ACT concerning certain court fees and amending P.L.1991, c.177.

**BE IT ENACTED** by the Senate and General Assembly of the State of New Jersey:

1. Section 14 of P.L.1991 c.177 (C. 22A:2-37.1) is amended to read as follows:

C.22A:2-37.1 Special Civil Part of Superior Court, Law Division fees.

14. a. In all civil actions and proceedings in the Special Civil Part of the Superior Court, Law Division, only the following fees shall be charged by the clerk and no service shall be performed until the specified fee has been paid:

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|---|---------|
| (1) Filing of small claim, one defendant  | \$15.00 |
| Each additional defendant   | \$ 2.00 |
| (2) Filing of complaint in tenancy,<br>one defendant  | \$25.00 |
| Each additional defendant   | \$ 2.00 |
| (3) (a) Filing of complaint or other initial<br>pleading containing a counterclaim, cross-claim<br>or third party complaint in all other civil actions,<br>whether commenced without process or by summons,<br>capias, replevin or attachment where the amount<br>exceeds the small claims monetary limit   | \$50.00 |
| Each additional defendant   | \$ 2.00 |
| (b) Filing of complaint or other initial<br>pleading containing a counterclaim, cross-claim<br>or third party complaint in all other civil actions,<br>whether commenced without process or by summons,<br>capias, replevin or attachment where the amount<br>does not exceed the small claims monetary limit   | \$32.00 |
| Each additional defendant   | \$ 2.00 |
| (4) Filing of appearance or answer<br>to a complaint or third party complaint in all<br>matters except small claims   | \$15.00 |
| (5) Service of Process: Fees for service of process, including: summons by mail, each<br>defendant; summons by mail each defendant at place of business or employment with postal<br>instructions to deliver to addressee only; reservice of summons by mail, each defendant;<br>postage for substituted service of process by the clerk upon the Chief Administrator of the<br>New Jersey Motor Vehicle Commission in addition to the substituted service fee provided<br>below; and wage execution by mail to a federal agency, shall be set by the Administrative<br>Director of the Courts. The fee for service of process shall not exceed the postal rates for<br>ordinary and certified mail, return receipt requested, and may include an administrative fee<br>that shall not exceed \$0.25 for each defendant served with process by mail. The total service<br>of process fee shall be rounded upward to the nearest dollar. For the purposes of this<br>paragraph, service of process means the simultaneous mailing by ordinary and certified mail,<br>return receipt requested, to the defendant at the address provided by the plaintiff.<br>Reservice of summons or other original process by<br>court officer, one defendant | \$ 3.00 |
| plus mileage<br>Each additional defendant   | \$ 2.00 |

plus mileage

Substituted service of process by the clerk upon

the Chief Administrator of the

New Jersey Motor Vehicle Commission \$10.00

(6) Mileage of court officer in serving or executing any process, writ, order, execution, notice, or warrant, the distance to be computed by counting the number of miles in and out, by the most direct route from the place where process is issued, at the same rate per mile set by the State for other State employees and the total mileage fee rounded upward to the nearest dollar

(7) Jury of six persons \$50.00

(8) Warrant for possession in tenancy \$15.00

(9) Warrant to arrest, commitment

or writ of capias ad respondendum, each defendant \$15.00

(10) Writ of execution or an order in the nature of execution, writs of replevin and attachment issued subsequent to summons \$ 5.00

(11) For advertising property under execution or any order \$10.00

(12) For selling property under execution or any order \$10.00

(13) Exemplified copy of judgment (two pages) \$ 5.00  
each additional page \$ 1.00

b. (Deleted by amendment, P.L.2002, c.34).

c. (Deleted by amendment, P.L.2002, c.34).

d. (Deleted by amendment, P.L.2009, c.32).

2. This act shall take effect immediately.

Approved March 21, 2009.