



Enforcing Judgments

Mendelsons Fixed Price Fully Inclusive Legal Solutions.

New South Wales

- ✓ Operates nationwide
- ✓ A leader in enforcement

- ✓ Value based pricing
- ✓ Focused on collecting money

Enforcing Judgments

- Judgments are not self-enforcing
- In New South Wales, the life of a judgment is 12 years.
- Interest runs at the current rate of 8.5% p.a. (subject to change but will always exceed bank deposit rates).
- The Mendelsons Fixed Price Fully Inclusive Legal Solutions covers all costs, including disbursements but is based on you providing a copy of the judgment and the information you provide being correct.

Examination Notice

- The documents are prepared by us, issued by the Court and served personally on the debtor.
- It compels the debtor to attend Court on a specified day.
- If the debtor does turn up, they will be questioned on oath about their financial affairs and the answers will be provided to Mendelsons Lawyers.
- If the debtor fails to turn up, application will be made for an arrest order.
- In some cases, additional costs are awarded by the Court against the debtor.
- Many debtors will pay up to avoid trauma of going to Court.
- The information gained will be useful in deciding which enforcement step to follow.

Writ of Execution

- The Writ is prepared by us, issued by the Court and sent to the Sheriff.
- The Sheriff will visit the debtor and seek payment or alternatively, seize goods owned by the debtor and sell them.
- Additional costs are awarded against the debtor.
- This procedure is effective only if the debtor owns goods which can be seized and which are of value.
- It tends to be effective if the debtor owns a business.
- The New South Wales sheriff has a good track record in seizing assets.

Garnishee of Wages

- This is an Order from the Court to the debtor's employer.
- The employer must deduct a specified sum from the debtor's wages and send this to Prushka.
- The Court will award costs of the Application against the debtor
- Garnishee is a useful procedure if the debtor is in stable employment.
- In such event, the debt will usually be recovered but it may be over a long period.
- If the debtor leaves his job, the Order will lapse.
- In cases where we are able to obtain recovery without obtaining a court order, we will still account to you in full for an amount equivalent to the cost order which would have been made.

- The fee does not cover attendances for collecting and monitoring the payments. Payments can either be made directly to you or we will discuss a fee if you wish us to handle them.
- **High success rate.**

What Is Included?

All figures quoted below are inclusive of:

- ✓ All legal costs
- ✓ Court issue fees
- ✓ Attendances, phone calls and correspondence
- ✓ Disbursements
- ✓ Bank fees
- ✓ Process serving fees (including all attempts and re-locates)
- ✓ GST

FIXED-PRICE FULLY – INCLUSIVE COST

WRIT OF EXECUTION	
TOTAL INCLUSIVE COST*	\$611.75
GST INCLUDED	\$41.25
EXAMINATION NOTICE	
TOTAL INCLUSIVE COST*	\$699.75
GST INCLUDED	\$49.25
GARNISHEE	
TOTAL INCLUSIVE COST*	\$743.00
GST INCLUDED	\$63.00

How Much Money Will I Get Back?

All monies recovered from the debtor will be sent to you

How do I proceed?



Simply complete and sign the Action Form (which acknowledges that you have been provided with the Engagement Agreement) and send, with payment to Mendelsons Lawyers.

**Post: Mendelsons Lawyers
Private Bag 6, Mitcham Vic 3132
Fax: (03) 9872 4757**

Call the Legal Team for further details on (03) 9872 7289 or send an email to legal@mendelsons.com.au

Pursuant to Rule 29 of the Professional Conduct and Practice Rules 2005 (Victoria) Mendelsons Lawyers Pty Ltd ACN 125 099 701 discloses that it is associated with and shares common ownership with Prushka Fast Debt Recovery Fast Debt Recovery Pty Ltd.