



Enforcing Judgments

Mendelsons Fixed Price Fully Inclusive Legal Solutions.

Western Australia

- ✓ Operates nationwide
- ✓ A leader in enforcement

- ✓ Value based pricing
- ✓ Focused on collecting money

Enforcing Judgments

- Judgments are not self-enforcing
- In Western Australia, the life of a judgment is 6 years.
- Interest runs at the current rate of 6% 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.

Means Enquiry

- The Means Enquiry is prepared by us, issued by the Court and served personally on the debtor.
- The Means Enquiry compels the debtor to attend Court on a specified day. Many debtors will pay up to avoid the trauma of going to Court. If the debtor does not make any payment and fails to turn up, he will be questioned on oath about his financial affairs and asked to commit to an instalment order. We can request for specific questions to be asked. The answers will be provided to Mendelsons Lawyers and a copy will be given to you.
- In addition, an arrest order will usually be made if the debtor fails to turn up.
- Not normally very effective.

Warrant of Execution

- The Warrant is prepared by us and issued by the Court, which is then 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 possess goods which can be seized and are of value. It is most effective where the debtor is a business owner.

Earnings Appropriation Order (Garnishee)

- This is an order requiring an employer who pays wages to the Judgment Debtor to pay a portion of those earnings to us.
- An earnings appropriation order can only be made against an individual.
- Before an earnings appropriation order can be issued a debtor must default on an instalment order. In this instance, an application for an Earnings Appropriation Order can be made at the default inquiry stage.
- 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 The Cost?

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

MEANS ENQUIRY	
TOTAL INCLUSIVE COST*	\$868.00
<i>GST INCLUDED</i>	<i>\$63.00</i>
WARRANT OF EXECUTION	
TOTAL INCLUSIVE COST*	\$1,134.00
<i>GST INCLUDED</i>	<i>\$55.00</i>
EARNINGS APPROPRIATION ORDER (GARNISHEE)	
TOTAL INCLUSIVE COST	\$801.60
<i>GST INCLUDED</i>	<i>\$62.10</i>

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.