

## EFFECTIVE JULY 1, 2015

### **RULE 4-1. FEES TO BE CHARGED BY THE SECOND CIRCUIT CLERK OF COURT**

The Clerk of the Second Circuit Court of Appeal shall charge and collect the following fees authorized by statute and by this court rule, effective July 1, 2015.

4-1.1	Copies of opinions/Orders (hard copy or e-mail)	1.00 per page
	All other copies (hard copy or e-mail)	1.50 per page
	Faxed Copies	2.50 per page
4-1.2	Certification of any document	2.00

### **FILING FEES**

4-1.3	Civil Appeal (fee for each appeal) (original and duplicate)	324.50*
4-1.4	Civil Writ (original and 3 copies)	174.50*
4-1.5	Criminal Appeal or Writ (original and 3 copies of writ)	50.00
4-1.6	Answer to Appeal (original and 4 copies)	74.50*
4-1.7	Dismissal of Civil Appeal (pre-lodging) (original and 3 copies)	74.50*
4-1.8	Dismissal of Criminal Appeal (pre-lodging) (original and 3 copies)	25.00
4-1.9	Application for Rehearing, Civil (fee due for each docket number in consolidated cases) (original and 6 copies)	100.00
4-1.10	Motion for Extension of Time to File a Brief - Civil Only (only 1 fee due in consolidated cases) (original and 4 copies)	25.00
4-1.11	Motion to Exceed Page Limitation of Brief (original and 4 copies)	25.00
4-1.12	Motion for Extension of Return Date To File Civil Writ (pre-lodging)	49.50*

\*Includes \$24.50 additional filing fee required by LRS 13:10.3, LRS 13:35 and LRS 13:352.1. The additional \$.50 filing fee required by LRS 13:352.1 does not apply to juvenile and family cases. See *attachment* for clarification.

The filing fee in all criminal cases shall be paid by the governing authority of the parish in cases of filings originating from a district, parish, or ward court, or by the municipality where filings originate in a case from a city court where the charge is based on a violation of municipal ordinance as authorized by LRS 13:352A (5) B.

Pursuant to La. R.S. 13:10.3(E), the annual fees charged in Rules 4-1.3; 4-1.4; 4-1.6; 4-1.7, and 4-1.12 may be increased each July 1<sup>st</sup> by an amount equal to the percent of increase in the average consumer price index between the two complete calendar years preceding the year in which the adjustment is made. Any such increases are made effective July 1 of each year and are rounded to the nearest half-dollar. In forwarding the fee to the Second Circuit Court of Appeal, the filer should ascertain the correct fees in those categories subject to annual change.

### **EXEMPTIONS FROM FILING FEES:**

Juvenile	- Ch.C. Art. 406
Unemployment	- R.S. 23:1692
State	- R.S. 13:4521

A good rule to follow:

All Briefs - original plus 7 copies (URCA 2-12.1, amended January 1, 1995)  
All filings in writs - original plus 3 copies  
All filings on rehearings - original plus 6 copies  
All motions - original plus 4 copies

***ATTACHMENT***  
**ACTS 2014, NO. 405 FILING FEE EXCEPTIONS**

Effective August 1, 2014

The only exemptions to the \$.50 filing fee per civil writ and appeal as provided for in Acts 2014, No. 405 (enacted as La. R.S. 13:352.1) are for writs and appeals filed in juvenile and family cases. **For purposes of filing fees to the Second Circuit Court of Appeal:**

Juvenile cases include those proceedings initiated under or arising out of the provisions of the Louisiana Children's Code and/or in juvenile court, such as:

- Title VI-Child in Need of Care Proceedings
- Title VII-Families in Need of Services Proceedings
- Title VIII-Truancy and Delinquency Proceedings
- Title IX-Traffic Violation Proceedings
- Title X-Judicial Certification of Children for Adoption (Involuntary Termination of Parental Rights) Proceedings
- Title XI-Surrender of Parental Rights (Voluntary Termination of Parental Rights) Proceedings
- Title XII-Adoption of Children Proceedings
- Title XIII-Support of Family Proceedings
- Title XIV-Mental Health Proceedings
- Title XV-Special Proceedings
- Title XVI-Proceedings Necessary to Implement the Provisions of Interstate Compacts Affecting Children

Family cases include all proceedings involving "family", such as proceedings brought under or arising out of the provisions of the Louisiana Civil Code and Title IX<sup>1</sup>, specifically:

Louisiana Civil Code, Book I:

- Title IV-Husband and Wife
- Title V-Divorce
- Title VII-Parent and Child
- Title VIII-Of Minors, Their Tutorship and Emancipation
- Title IX-Persons Unable to Care for their Persons or Property

Louisiana Civil Code, Book III:

- Title VI-Matrimonial Regimes

Title IX:

- Relative to Book I Civil Code, Title IV-Husband and Wife
- Relative to Book I Civil Code, Title V-Divorce
- Relative to Book I Civil Code, Title VII-Parent and Child
- Relative to Book I Civil Code, Title VIII-Of Minors, Their Tutorship and Emancipation
- Relative to Book I Civil Code, Title IX-Persons Unable to Care for their Persons or Property
- Relative to Book III Civil Code, Title VI, Matrimonial Regimes

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<sup>1</sup>These cases typically involve issues related to marriage, divorce, matrimonial agreements, spousal support, child custody/visitation, classification and/or partition of community property, adoption, paternity/filiation/legitimation, interdiction, curatorship, and tutorship/emancipation. (This list is illustrative, not exclusive).