



**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**  
P. O. Box 4988  
San Rafael, CA 94913-4988

**Office Hours**  
**8:30 A.M. to 4:00 P.M.**  
**Monday through Friday**

**FEE SCHEDULES**  
EFFECTIVE FEBRUARY 18, 2005

**General Information**

1. Daily Court Calendar, Local Rules of Court, this Fee Schedule, and other court related information are available on-line on the Court home page, <http://www.co.marin.ca.us/courts>
2. Civil litigants are usually ordered by the Court to participate in judicial arbitration or mediation. A referral from court is made to the ADR Coordinator at the conclusion of the first status conference. The ADR Coordinator provides two services: 1) a list of mediators developed by the Marin County Bar Association, or 2) a selection of judicial arbitrators. The ADR Coordinator's phone number is 473-6072.
3. Most pro per parties in family law matters will be required to meet with the Family Law Facilitator prior to a judicial hearing. The Family Law Facilitator provides the following services: educational materials to parents concerning the process of establishing parentage and establishing, modifying and enforcing child and spousal support orders; distribution of necessary court forms and voluntary declarations of paternity; assistance in completing court forms; preparation of support guideline calculations; and referrals to the Department of Child Support Services, family court service agencies and other community resources which provide services for parents and children. The phone number of the Family Law Facilitator is 473-3062.
4. The Court provides information to small claims disputants at no cost. Small Claims advice can assist claimants in settling disputes informally and can give advice in a number of subject areas including small claims court practice and procedures; consumer sales; vehicular sales and repair; credit and financing; professional and occupational licensing; landlord-tenant law; and mediation. Small Claims advice is available by phone at 492-1111 or in person at the Legal Self Help Center of Marin at 30 North San Pedro Road, Suite 160, San Rafael (across the street from the Civic Center) from 8:30 a.m. to 5:00 p.m. each day.
5. The Probate Examiner reviews all probate matters prior to submission to judicial officers. To obtain general procedural assistance in decedents' estates, conservatorships, guardianships, trusts, or for information regarding a specific probate matter, please call 473-6421.
6. In law and motion matters for civil and family law, parties may call the Court prior to judicial hearing to receive tentative rulings from judicial officers. Judicial officers research pending matters prior to hearings and publish their tentative rulings on a voice recorder. If parties agree with the rulings, no court appearances are necessary. If parties dispute the rulings, they must appear at their scheduled dates and times for hearings. To access these rulings, please call 473-7545 after 2 p.m. the day before your scheduled motion and follow the automated instructions.
7. In probate matters, parties may also call the court prior to judicial hearing to receive tentative rulings. Tentative rulings are available on a voice recorder after 2 p.m. on the Thursday preceding the Monday probate calendar. Please call 473-7545 to access these rulings.

**Reclassification - Filing Fees**

1. The fee for reclassification of a case from a limited civil case to an unlimited civil case shall be one hundred thirty-eight dollars (\$138.00). (CCP § 403.060).
2. No fee shall be charged for reclassification of a case from an unlimited civil case to a limited civil case. Parties are not entitled to a refund of the difference between any fees previously paid for appearance or filing in an unlimited civil case and the fees due in a limited civil case. (CCP § 403.060 (c))

## Waivers of Filing Fees

1. No filing fees shall be charged to any public agencies, or public officers acting in an official capacity, for any document, paper, stipulation or agreement which may constitute an appearance in any court. This fee waiver does not apply to any public officer acting with reference to private assets or obligations which have come under his jurisdiction. (GC § 6103) Filing fees waived pursuant to GC § 6103 are recoverable upon payment of a judgment entered in favor of the public agency and shall be included in such judgments. (GC § 6103.5(a)) If the judgment consists only of the filing fee, it shall be the public agency's discretion whether to seek collection. The Court shall also collect \$25.00 to defray the cost of administering this provision, which shall be added to the writ of execution. (GC § 6103.5(c))
2. No filing fees shall be charged for service rendered in any criminal action; adoption proceeding (except as provided in HS § 103730); juvenile proceeding to declare a minor free from parental control or custody; or for any service rendered to a municipality, county, state or national government. (GC § 26857)
3. No filing fees shall be charged to an indigent plaintiff for family law orders pursuant to certain sections of Divisions 6, 10, 12 of the Family Code. (GC § 26833.5)

## Jury Fees

1. Jury fees of \$150.00 shall be deposited with the Court at least 25 days prior to the trial date. (CCP § 631(a)(5) and Judges' Action of 12/19/96) In the case of an Unlawful Detainer action, the jury fees shall be deposited with the Court at least 5 days prior to the trial date. (CCP § 631.5)
2. Jury fees deposits shall not be refunded to the depositor if the Court finds there has been insufficient time to notify the jurors that the trial will not proceed. Jury fees deposits may be refunded if the depositor submits a written request within 20 business days of the date the action is settled, dismissed or continued. (CCP § 631.3)
3. Jury fees shall be collected daily by the courtroom clerk while the trial is in progress. (CCP § 631(a)(7))
4. Jurors shall be paid \$15.00 per day, after the first day of service, plus mileage, one way. (CCP § 215)

## Witness and Reporter Fees

1. Witnesses shall be paid \$35.00 per day, plus mileage @ \$.20 per mile, both ways. (GC § 68093)
2. Witness fee deposits of \$150.00 per day shall be paid for peace officers or persons defined in Penal Code Section 830. These deposits shall be paid to the witness' agency. (GC § 68097.2)
3. The fee in civil cases for court reporters is a per diem rate of \$300.00 (\$150.00 half day rate shall be charged on matters lasting more than one hour but not more than four hours, for any part of a morning or afternoon court session). Court reporter fees shall be collected by the courtroom clerk at the beginning of each trial day. (GC § 68086(a) and Judges' Action of 12/19/96)
4. Deposits for court reporters' transcripts on appeal shall be made payable to Marin County Superior Court in the following amounts: \$325.00 for transcriptions of proceedings lasting a half day or less, \$650.00 for transcriptions of proceedings lasting a full day. (CRC § 4)

**PLEASE NOTE: Filings paid with checks that are returned to the Court without payment will be VOID if not replaced by cash or a certified check or money order within 20 days of notification. (CCP § 411.20) A handling fee of \$25.00 shall be charged on all returned checks. (GC § 6157 and GC § 71386)**

Civil/Probate Family Law/ Juvenile Rm. 113 473-6407	Criminal Rm. C-10 473-6225	Small Claims Rm. 113 473-6215	Traffic (Adult & Juvenile) Rm. C-10 473-6238	Law & Motion Rm. 113 473-6422 473-7477	Tentative Rulings Rm. 113 473-7545	Appeals Clerk Rm. 113 473-6423	Jury Services Rm. 244 473-6063	ADR Coordinator Rm. 113 473-6072	Small Claims Advice 492-1111
---	----------------------------------	--	--	--	---	---	---	---	---------------------------------------

## CIVIL FILING FEES

<b>SUPERIOR COURT</b>		Service Fee Code	Total Fee
1.	First paper in civil action or proceeding. Complaint, petition, application, change of venue or papers transmitted from another Court on a transfer, Sister State Judgment, trial de novo on Labor Commissioner Award and Special Proceedings. GC § 26820.4	002	296.00
2.	First paper, except disclaimer, on behalf of each defendant, intervenor, respondent or adverse party demurrant. GC § 26820.4	003	293.00
3.	Application for order for sale of dwelling and abstract of judgment or certified copy of judgment when dwelling is located outside the county where judgment was entered. CCP § 704.750	057	12.00
4.	Abstract of money judgment from another county and affidavit in support of application for order of examination when person to be examined resides or does business more than 150 miles from court. GC § 72059	057	20.00
5.	Pursuant to a writ of attachment, certified copy of complaint and affidavit in support of application for order of examination when person to be examined resides or does business more than 150 miles from court. CCP § 491.150	057	12.00
6.	Change of venue and fee for making up and transmitting transcript and papers (plus filing fee of other court). GC § 26823	023	26.00
7.	Filing and endorsement of statement and entry of judgment. CCP § 1134	057	15.00
8.	Petition to establish record of birth, death or marriage. HS § 103470	018	38.00
9.	Petition for adoption HS § 103730, HS § 100430	019	20.00
10.	Petition for Injunction Prohibiting Harassment. Family Code § 1835		no fee
11.	Fee to designate, or oppose designation of, a case as complex, as defined by California Rules of Court. Each party in each case that is designated, counter-designated, or found to be complex shall pay a separate fee. (Cap of \$10,000 on plaintiffs' side and separate \$10,000 cap from all defendants). GC § 26820.4 (d)	039	550.00
<b>LIMITED JURISDICTION CASES</b> Maximum Civil Jurisdiction \$25,000		Service Fee Code	Total Fee
1.	First paper in civil action or proceedings of <b>over \$10,000</b> . Complaint, petition, application, change in venue, Sister State Judgment, transfer from another court, or special proceedings. GC § 72055	004	299.00
2.	First paper in civil action or proceedings of <b>\$10,000 or less</b> . Complaint, petition, application, change in venue, Sister State Judgment, transfer from another court, or special proceedings. GC § 72055	005	152.00
3.	First paper on behalf of any party other than plaintiff in civil action or proceedings of <b>over \$10,000</b> . GC § 72056	006	299.00
4.	First paper on behalf of any party other than plaintiff in civil action or proceedings of <b>\$10,000 or less</b> . GC § 72056	040	148.00
5.	Amended complaint, cross complaint or amended cross complaint. GC § 72056.01 (a) & (b) (Note: A party shall not be required to pay the fee more than one time in any action.)	035	50.00
6.	Filing and endorsement of statement and entry of judgment. CCP § 1134	057	10.00
7.	First appearance by plaintiff for unlawful detainer \$10,000 or less. GC § 77055, CCP § 1161.2	061	156.00
8.	First appearance by plaintiff for unlawful detainer over \$10,000. GC § 72055, CCP § 1161.2	062	303.00
<b>SMALL CLAIMS</b> Maximum Jurisdiction \$5,000		Service Fee Code	Total Fee
1.	Plaintiff's Claim Commencing Action if <b>more than 12 claims</b> have been filed in previous 12 months. CCP § 116.230(b)	012	66.00
2.	Plaintiff's Claim Commencing Action if <b>12 claims or less</b> have been filed in previous 12 months. CCP § 116.230(a)	011	22.00
3.	Claim of defendant or counter claim. CCP § 116.230(a)	011	22.00
4.	Court Service by certified mail to each party. CCP § 116.230 (b)	017	7.00
5.	Request for postponement & reschedule of hearing. CCP § 116.570 (d)	017	10.00
6.	Judgment debtors request to make payment and satisfaction of judgment. CCP § 116.860	058	25.00
7.	Transfer of action when defendant's claim exceeds jurisdictional limit. (Plus the filing fee of other court) CCP § 116.390(b)	057	1.00
8.	Notice of motion in any small claims proceeding, including application for renewal of judgment. GC § 26830(c)	015	16.00

## APPEALS FEES

		Service Fee Code	Total Fee
1.	Court of Appeal filing fee for Notice of Appeal or Petition for Writ in the amount of \$655.00 (Check payable to "Clerk, Court of Appeal"). GC § 68926, GC § 68926.1, CRC § 1(b)		655.00
2.	Fee for certificate on filing notice of motion prior to appeal in appellate court. GC § 26838	036	26.00
3.	Superior Court Appeal filing fee, payable to Marin County Superior Court. GC § 68926.1	001	100.00
4.	Deposit for Limited and Superior Court Clerks' Transcription on Appeal, payable to Marin County Superior Court. This amount will be determined by Appeals Clerk. CRC § 5.	029	amount varies
5.	Appeal from Limited or Small Claims Court to Superior Court. GC § 26824 & CCP § 116.760	057	50.00
6.	Fee for certificate and transmitting transcript and papers on appeal from Limited or Small Claims Court to Superior Court. GC § 72060	020	11.00
7.	Notice of Administrative Appeal of violation of ordinance of local agency. GC § 53069.4	001	25.00
8.	Notice of Parking Appeal. VC § 40230	001	25.00
9.	Notice of Appeal, menacing dog. Fd & Ag C § 31622	001	20.00

## FEES FOR MOTIONS & JUDGMENTS IN BOTH COURTS

	Service Fee Code	Total Fee
1. Notice of Motion or any other paper requiring a hearing subsequent to the first paper, or any intention to move for a new trial of any civil action or special proceeding, including application for renewal of judgment, Order for Examination of Judgment Debtor, Ex-Parte motion, subsequent demurrers, motion to strike when filed concurrently with a demurrer, stipulations to continue hearings, notice of motion for order determining claim exemption. GC § 26830(a) Note: Fees for small claims motions appear in the Small Claims Filing Fees Section. <b>Exceptions:</b> 1) amended Notice of Motion 2) a civil case management statement 3) hearing on petition for emancipation of a minor 4) <b>show cause hearing on</b> petition for injunction prohibiting harassment; or application for order prohibiting domestic violence; or writ of review, mandate or prohibition; petition for change of name 5) hearing to compromise claim of minor or incompetent person	010	37.00
2. Motion for Summary Judgment. GC § 26830 (b)	016	165.00
3. Abstract of judgment on proceedings from another county. GC § 72059	057	20.00
4. Motion for continuance of trial, in addition to notice of motion fee in GC § 26830(a). GC § 26830(d)	013	110.00
5. Request to postpone a trial. GC § 26830(d)	038	110.00

## FAMILY LAW FILING FEES

	Service Fee Code	Total Fee
1. Petition for general dissolution, legal separation or nullity or transferred action. GC § 26820.4	007	300.00
2. Joint Petition for summary dissolution. GC § 26820.4, GC § 26859	007	300.00
3. Petition/Complaint on a non-marital partnership, custody and/or visitation. GC § 26820.4	007	300.00
4. First paper on behalf of respondent. GC § 26820.4 <b>Exceptions: No Fees</b> a. Declaration of spouse in OSC proceeding b. Marital Settlement Agreement c. Stipulation to Modify a Marital Settlement Agreement d. Stipulation for appointment of pro tem judge or investigator e. Respondent's Appearance, Stipulation and Waiver if the respondent is a member of U.S. Armed Forces and does not contest the action. GC § 26857.5	003	293.00
5. Motions, OSC's and other proceedings to modify or enforce custody and/or visitation. GC § 26862 & GC § 26830	014	59.00
6. Certified copy of final Judgment of Dissolution, Legal Separation or Nullity for petitions filed prior to 7/1/84. GC § 26859, HS § 100430	028	4.00
7. Petition, Response, Modification or enforcement of a protective order. Family Code § 6222		no fee
8. Note: See Certification Section for fees for certified copies of marriage dissolution judgments.		

## FAMILY COURT SERVICES & COURT INVESTIGATOR FEES

	Service Fee Code	Total Fee
1. Family Court Services Evaluations are on a sliding scale from \$800 to \$1600 based upon ability to pay.	050	\$800/ \$1600
<b>COURT INVESTIGATION FEES</b>		
1. Conservatorship: (initial) Probate Code § 1851.5.	051	\$650.00
2. Conservatorship: (reviews) Probate Code § 1851.5	051	\$475.00
3. Guardianship: by a relative Initial Investigation: Person Only. Probate Code § 1513.1	051	\$625.00
4. Guardianship: by a relative Review: Person Only. Probate Code § 1513.1	051	\$475.00
5. Guardianship: by a relative Estate Only. Probate Code § 1513.1	051	\$150.00
6. Termination of Parental Rights & Stepparent Adoptions: after termination has been completed. Family Code § 7851.5	052	\$550.00

## PROBATE FILING FEES

	Svc Fee Code	Total Fee
1. First or any subsequent petition for letters of administration, special letters of administration, letters testamentary, or a first account of a testamentary trustee of a trust that is subject to the continuing jurisdiction of the Court, pursuant to Chapter 4 (beginning with Section 17300) of Part 5 of Division 9 of the Probate Code. The petitioner shall estimate the value of the decedent's estate in the petition and the filing fee shall be determined based on that estimate. If the final appraised value of the estate would result in a filing fee different from the one originally paid, an adjustment shall be made at the final accounting, under rules adopted by the Judicial Council. <b>For estates under \$250,000 - GC § 26827 (a)(1) GC § 26827</b> <b>For estates of at least \$250,000 and less than \$500,000 - GC § 26827 (a)(2)</b> <b>For estates of at least \$500,000 and less than \$750,000 - GC § 26827 (a)(3)</b> <b>For estates of at least \$750,000 and less than \$1,000,000 - GC § 26827 (a)(4)</b> <b>For estates of at least \$1,000,000 and less than \$1,500,000 - GC § 26827 (a)(5)</b> <b>For estates of at least \$1,500,000 and less than \$2,000,000 - GC § 26827 (a)(6)</b> <b>For estates of at least \$2,000,000 and less than \$2,500,000 - GC § 26827 (a)(7)</b> <b>For estates of at least \$2,500,000 and less than \$3,500,000 - GC § 26827 (a)(8)</b> <b>For estates of more than \$3,500,000 - GC § 26827 (a)(9) - (\$3,917.00 plus .2% of the amount over \$3.5M)</b>	008 041 042 043 044 045 046 047 048	271.00 342.00 452.00 617.00 1,167.00 2,267.00 2,817.00 3,917.00 TBD
2. First or any subsequent petition for letters of guardianship, letters of conservatorship, compromise of a minor's claim, contest of any will or codicil. GC § 26827 (c)	008	271.00
3. Subsequent paper in probate action which requires a court hearing. GC § 26827.4(a) <b>Exceptions:</b> 1) Section 10501 of Probate Code 2) Accountings of trustees of testamentary trusts under continuing jurisdiction of the court. 3) Division 4 of the Probate Code	063	26.00
4. Objections to papers exempt from fees pursuant to Government Code § 26827.4(a). GC § 26827.4(b)	063	26.00
5. Subsequent petition for letters of administration, special letters of administration, letters testamentary, or a first account of a testamentary trustee of a trust that is subject to the continuing jurisdiction of the Court, pursuant to the Probate Code, Chapter 4, beginning with Section 17300, <b>filed by person other than original petitioner.</b> GC § 26827 (d)	009	271.00
6. First paper, except disclaimer, on behalf of each defendant, intervenor, respondent or adverse party. First account of testamentary trustee and any subsequent first account filed by new petitioner. GC § 26820.4	008	271.00
7. Filing and one certified copy of affidavit for real property of less than \$20,000. Probate Code § 13201	059	35.00
8. Annual registration fee of private or professional conservator/guardian under Probate Code § 2343 (plus annual renewal fee payable to Department of Justice pursuant to Probate Code § 2340 in the amount of \$56.00)	060	50.00
9. Handbook for Conservators	060	20.00
10. Receipt and storage of will. Probate Code § 8200		no fee
11. Receipt and storage of estate planning documents. GC § 26827.6	060	30.00
12. Fee for searching document transferred to the court pursuant to Probate Code § 732, GC § 26827.7	060	5.00

## CERTIFICATION, COPYING AND FORMS FEES

	Service Fee Code	Total Fee
1. Copying records, per page. GC § 26831	037	1.00
2. Comparing a copy of any paper, record or proceeding with the original on file with Marin Superior Court, per page. GC § 26837.1	021	2.00
3. Certifying a copy of any paper, record or proceeding on file with Marin County Superior Court (plus the fee for copying and/or comparing the record). GC § 26833.1	022	7.00
4. Preparing copies of microfilmed records, per film, and imaged records, per image.	029	1.00
5. Certified copy of marriage dissolution judgment for petitions filed after 7/1/84 requested by private party. GC § 26832.1	024	11.00
6. Certified copy of marriage dissolution judgment requested by public agency. GC § 26832.1	025	6.00
7. Authenticating each signature pursuant to court order. GC § 26835.1	026	7.00
8. Certificate for which the fee is not otherwise fixed. GC § 26836.1	022	7.00
9. Exemplification of a record or other paper (plus the fee for copying and/or comparing the record). GC § 26839	029	20.00
10. Certificate of satisfaction of judgment. CCP § 724.100	058	3.00
11. Making record of certificate of revivor. GC § 26847	060	2.00
12. Certificate of judgment and/or docket entries issued to judgment creditor, subsequent to unsatisfied judgment. VC § 16373	029	5.00

## MISCELLANEOUS FILING FEES

	Service Fee Code	Total Fees
1. Any writ for the enforcement of a court order or judgment. GC § 26828	057	7.00
2. Issuance of order of sale. GC § 26829	057	20.00
3. Issuance of abstract of judgment. GC § 26834	057	7.00
4. Taking an affidavit, except in criminal cases or adoption proceedings. GC § 26853.1	027	7.00
5. Searching records or files, and retrieving files from archives, each file. GC § 26854	060	5.00
6. Taking acknowledgment of any deed, or other instrument, including the certificate. GC § 26855.4	027	7.00
7. Filing and indexing all papers for which a fee is not elsewhere provided. GC § 26850.1	027	7.00
8. Filing power of attorney, notice of cancellation, revocation, or withdrawal for surety insurer. GC § 26855.1		3.50
First name		2.25
Each additional name	059	
9. Filing a financial statement of surety insurer. GC § 26855.2	059	3.50
10. Issuance of certificate of authority of admitted surety insurer. GC § 26855.3	001	3.50
11. Verification and certification of translated document (each folio). GC § 27293	060	1.50
12. Abstract of judgment where judgment debtor is the creditor of a public entity. CCP § 708.785	001	6.00
13. Local Rules of Court	029	40.00
14. Receiving and filing an abstract of judgment rendered by another court and for subsequent services on it. GC § 72059	057	20.00