

#D-300

11/7/79

Memorandum 79-54

Subject: Study D-300 - Enforcement of Judgments (Outline of Comprehensive Statute)

Attached is a revised outline for the comprehensive statute relating to enforcement of judgments. The staff is using this outline as a guide in drafting various portions of the new statute. You may find the outline useful in determining where various portions of the statute you will be receiving fit into the comprehensive statute.

Respectfully submitted,

John H. DeMouilly
Executive Secretary

TITLE 9. ENFORCEMENT OF JUDGMENTS

Division 1. Definitions and General Provisions

- Chapter 1. Short Title and Definitions (\$ 680.010)
- Chapter 2. General Provisions (\$ 681.010)
- Chapter 3. Period for Enforcement (\$ 683.010)
- Chapter 4. Manner of Service of Writs, Notices, and Other Papers (\$ 684.010)
- Chapter 5. Costs and Interest (\$ 685.010)
- Chapter 6. Death of Judgment Creditor or Judgment Debtor (\$ 686.010)
- Chapter 7. Levying Officers (\$ 687.010)
- Chapter 19. Forms (\$ 693.010)
- Chapter 20. Transition Provisions (\$ 694.010)

Division 2. Enforcement of Money Judgments

- Chapter 1. General Provisions (\$ 695.010)
- Chapter 2. Liens
 - Article 1. Liens Generally (\$ 697.010)
 - Article 2. Judgment Liens on Real Property (\$ 697.310)
 - Article 3. Judgment Liens on Personal Property (\$ 697.510)
- Chapter 3. Execution
 - Article 1. General Provisions (\$ 699.010)
 - Article 2. Writ of Execution; Notice of Levy; Return of Writ (\$ 699.510)
 - Article 3. Property Subject to Execution (\$ 699.710)
 - Article 4. Methods of Levy (\$ 700.010)
 - Article 5. Duties and Liabilities of Third Persons (\$ 701.010)
 - Article 6. Sale (\$ 701.510)
 - Article 7. Distribution of Proceeds (\$ 701.810)
- Chapter 4. Exemptions
 - Article 1. General Provisions (\$ 703.010)
 - Article 2. Procedure (\$ 703.510)
 - Article 3. Exempt Property (\$ 704.010)
 - Article 4. Dwelling Exemption (\$ 704.710)
- Chapter 5. Third-Party Claims
 - Article 1. General Provisions (\$ 706.010)
 - Article 2. Claim of Title, Possession, or Interest (\$ 706.110)

- Article 3. Claim of Security Interest (§ 706.210)
- Article 4. Hearing (§ 706.310)
- Article 5. Judgment Creditor's Demand (§ 706.510)
- Article 6. Undertaking to Release Property (§ 706.710)

Chapter 6. Miscellaneous Creditors' Remedies

- Article 1. Interrogatories (§ 708.010)
- Article 2. Examination (§ 708.110)
- Article 3. Creditor's Suit (§ 708.210)
- Article 4. Charging Order (§ 708.310)
- Article 5. Liens on Causes of Action and Judgments (§ 708.410)
- Article 6. Assignment Order (§ 708.510)
- Article 7. Receivers (§ 708.610)
- Article 8. Garnishment of Public Entity (§ 708.710)

Division 3. Enforcement of Nonmoney Judgments

- Chapter 1. General Provisions (§ 712.010)
- Chapter 2. Judgment for Possession of Personal Property (§ 714.010)
- Chapter 3. Judgment for Possession of Real Property (§ 715.010)
- Chapter 4. Judgment for Sale of Property (§ 716.010)
- Chapter 5. Other Judgments (§ 717.010)

Division 4. Wage Garnishment

- Chapter 2.5. Employees' Earnings Protection Law
 - Article 1. Short Title; Definitions (§ 723.010)
 - Article 2. General Provisions (§ 723.020)
 - Article 3. Restrictions on Earnings Withholding (§ 723.050)
 - Article 4. Earnings Withholding Order for Taxes (§ 723.070)
 - Article 5. Procedure for Earnings Withholding Orders and Exemption Claims (§ 723.100)
 - Article 6. Forms; Employer's Instructions (§ 723.120)
 - Article 7. Administration and Enforcement (§ 723.151)

Division 5. Satisfaction and Discharge of Judgments

- Chapter 1. Satisfaction of Judgment (§ 724.010)
- Chapter 2. Acknowledgment of Partial Satisfaction of Judgment (§ 724.110)
- Chapter 3. Entry of Record of Discharge of Judgment Under Bankruptcy Act (§ 724.310)