

Quick Summary of New Court Filing Fees Effective July 1, 2011

1. **Civil Court Filing Fees:** Filing fees for all civil actions and special proceedings will increase.
 - Superior court\$200
 - District court\$150
 - Magistrate (small claims)\$96
 - Special Proceedings (except foreclosures see, below).....\$120
 - Estates (additional fee on value of gross estate remains unchanged)\$120
 - **Exceptions:**
 - No changes to the additional \$1000 special assessment for complex business cases
 - Special Proceedings GCJF fee does not apply to Foreclosures. (See below)

2. **Filing fees for counterclaims and cross-claims:** Any pleading filed in a civil action in superior or district court, containing a counterclaim or cross-claim, must be assessed civil filing fees.
 - Superior court.....\$200
 - District court.....\$150
 - Magistrate court.....\$96

3. **Motion Fee: \$20** filing fee for every filing (district, superior, special proceedings) that contains one or more motions. Including estates filings that contain and motion and requires a notice of hearing.
 - **Exceptions:**
 - Motion is listed in N.C. Gen. Stat § 7A-308
 - Foreclosure under Power of Sale in Deed of Trust or Mortgage.....\$150
 - If Power of Sale additional charge of .45¢ per \$100. Minimum fee of \$10 and maximum fee of \$500.
 - Proceeding Supplemental to Execution.....\$30
 - Confession of Judgment.....\$25
 - Taking a Deposition.....\$10
 - Execution.....\$25
 - Notice of resumption of former name.....\$10
 - Taking or administering oath (except public officials).....\$2
 - Taking justification or approving Bonds.....\$10
 - Certificate, under seal.....\$3
 - Exemplification of Records.....\$10
 - Recording, Docketing, or Indexing
 - 1st page.....\$6
 - Each additional page.....25¢
 - Preparation of Copies
 - 1st page.....\$2
 - Each additional page.....25¢
 - Docketing of transcript of judgment.....\$10
 - Substitution of Trustee in Deed of Trust.....\$10
 - Criminal record search (except by Federal or State agencies).....\$25
 - Filing affirmations, acknowledgments, agreements and resulting orders entered into for Child Support or Welfare.....\$6

- Filing motion to assert right to access to a civil proceeding or judicial record.....\$30
 - Motion contains a sole claim for relief of costs and/or Attorney's Fees.
 - If filing seeks an additional form of relief, the motion fee is required.
 - Request for relief solely for Child Support or Welfare. Motion fee shall not be charged in IV-D and non-IV-D motions.
 - Estate motions that do not require a hearing. (such as summary revocation of letters of a personal representative)

- 4. **Foreclosure filing fees:** The filing fee for foreclosures will double.....\$300

- 5. **Alias & pluries and endorsement fees:** For any alias and pluries summons or endorsement issued on an original summons in a civil action only, the clerk must assess a fee of **\$15**.
 - **Exceptions**
 - Fee does not apply in child support actions.

Summary compiled by [Roberts & Stevens, LLP](#) of Asheville for the NCADA.