

IC 33-24-9

Chapter 9. Appeal Bonds

IC 33-24-9-1

Taxing fees and costs; collection of fees, costs, and executions

Sec. 1. In all cases brought to the supreme court by appeal, in which an appeal bond is executed by the plaintiff in the appeal, the clerk of the supreme court shall:

- (1) tax all fees and costs for which the plaintiff is liable in the court, against the principal and sureties on the bonds, as though they were co-plaintiffs or co-defendants;
- (2) issue fee bills or executions for the collection of the fees or costs and executions; and
- (3) collect all judgments that are rendered by the court against the plaintiffs, against the principals and sureties jointly.

As added by P.L.98-2004, SEC.3.

IC 33-24-9-2

Endorsement on writ; levy on property on principal or surety

Sec. 2. (a) Before delivering a writ for the collection of fees, costs, or execution to the proper officer, the clerk of the supreme court shall endorse on the writ which of the parties is the principal and which is the surety in the writ.

(b) The officer responsible for enforcement of the writ shall first levy upon the property of the principal in the writ. To the extent that sufficient property of the principal cannot be found, the officer shall, without delay, levy the writ upon the property of the surety or sureties, and proceed to sell that property as in other cases.

As added by P.L.98-2004, SEC.3.

IC 33-24-9-3

Limitation of action for collection of fees or costs

Sec. 3. A writ may not be issued under this chapter for the collection of fees or costs more than five (5) years after the date the cause was decided in the supreme court.

As added by P.L.98-2004, SEC.3.