

District Civil Case Timeline
Eviction / Unlawful Detainer (Excluding Money Judgment)

Landlord serves tenant with initial termination notice.

After termination date is up, statement of claim is filed in District Court. Filing Fee is \$302.00 for 1 Plaintiff & 1 Defendant. Each Additional plaintiff adds \$50.00, each additional defendant adds \$10.00 to filing fee. Service is sent to the tenant through the Sheriff's Office & will either be served personally or posted on the residence. Once served Defendant(s) has seven calendar days to file an answer in district court.

Defendant Files Answer

Defendant does NOT file Answer

Answers Contests:

Judge will set case for hearing at the earliest convenience of the court. Bring any evidence or items to support your case to court.

Answers Admit:

Judge issues Order granting eviction action

After the seven calendar days have expired, landlord can petition the court for a Default judgment by submitting proper paperwork and \$50.00 fee.

Judge will enter a judgment of default. Please read this order carefully as it has appeal information.

After hearing, judge will enter an order either in favor of the Plaintiff or Defendant, etc. It will have important information about filing an appeal. Please read carefully.

Once Judge issues orders based on whether it is contested, agreed, or by default, after the appeal time listed in the order has expired, a Writ of Execution may be filed by the plaintiff if the plaintiff was awarded a judgment of the property as long as an appeal has not been filed. This is done in District Court by submitting the proper paperwork and a \$30.00 fee. The Plaintiff must enter a current phone number for the sheriff's office to contact them to schedule a date / time to execute the Writ. If a money judgment is awarded, after 14 days, a Writ of Garnishment can be issued by completing paperwork and submitting a \$30.00 fee.

For additional information, please visit our website at: <http://calhoun.alacourt.gov/>

These instructions are being provided merely for the purpose of guidance as to procedures of this office and in no way should be construed as advice as to the laws governing unlawful detainers/evictions. The Clerk's office cannot give you legal advice. If you need assistance, you should contact an attorney.