



16th Judicial Circuit Court Macomb County

Circuit Judges:

JAMES M. BIERNAT, JR., *Chief Judge*
MATTHEW S. SWITALSKI, *Chief Judge Pro Tem*
MARK S. SWITALSKI
EDWARD A. SERVITTO, JR.
RICHARD L. CARETTI
DIANE M. DRUZINSKI
TRACEY A. YOKICH
KATHRYN A. VIVIANO
JENNIFER M. FAUNCE
JAMES M. MACERONI
JOSEPH TOIA
CARL J. MARLINGA
MICHAEL E. SERVITTO
RACHEL RANCILIO

Clerk of the Court
KATHY SMITH

Court Administrator
JULIE L. BOVENSCHEN

ADMINISTRATIVE POLICY GOVERNING WAIVER OF LATE FEES

Pursuant to MCL 600.4803(1), a 20% late fee is automatically imposed on amounts owed that are not paid within 56 days of the date the amount is owed. However, the Court may waive such fees upon the request of the person subject to the late penalty. Consistent with the Court's goal of providing expedient service to the public, as well as in the interest of judicial economy, the following individuals are hereby authorized to waive late fees imposed by MCL 600.4803(1):

- 1) Court Finance Managers;
- 2) Judicial Aides; and
- 3) Reimbursement Aides

The above-referenced individuals shall waive fees in the following circumstances:

- 1) If waiver of such fees has been court-ordered;
- 2) If the defendant/respondent/financially responsible party is on a written payment plan or wage assignment and makes consistent monthly payments until assessments are paid in full excluding the late fee;
- 3) If there is a Bankruptcy Order;
- 4) If the person subject to the late fee is off probation and offers to pay off his or her case in a lump sum, the above-referenced individuals may negotiate either waiving all or part of the late fee;
- 5) If the person subject to the late fee is deceased and there is no estate; or
- 6) The person subject to the late fee has performed community service in lieu of paying the late fee.

Approved:

Chief Judge

Date

7/6/18