

Memorandum of Costs after Judgment

When you win a lawsuit, you can collect the total amount of the judgment entered by the court, plus any costs incurred after judgment and accrued interest on the total amount.

To have costs and interest added to the amount owed, you must file and serve a [***Memorandum of Costs After Judgment \(MC-012\)***](#) (<https://www.courts.ca.gov/documents/mc012.pdf>). On this form, you must include the exact amount of all allowable costs, the payments credited toward the principal and interest, and the amount of accrued interest.

Costs

Under [California Code of Civil Procedure \(CCP\) § 685.040](#)

Related guides:

[Abstract of Judgment](#)

(https://www.saclaw.org/resource_library/ej-abstract-of-judgment/)

[Bank Levy](#)

(https://www.saclaw.org/resource_library/ej-bank-levy/)

[Renewal of Judgment](#)

(https://www.saclaw.org/resource_library/ej-renewal-of-judgment/)

[Wage Garnishment](#)

(https://www.saclaw.org/resource_library/ej-wage-garnishment/)

(http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=CCP§ionNum=685.040), a judgment creditor is entitled to reimbursement for the “reasonable and necessary” costs of enforcing a judgment. The law provides a detailed list of the types of costs that can be recovered, including the costs of issuing the writ of execution; levying officers’ fees for processing writs or levies; debtor’s examination fees; and fees for preparing, issuing and recording an abstract of judgment or notice of lien ([CCP § 685.050 et seq](#) (http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=CCP§ionNum=685.050)).

Attorneys’ fees related to the enforcement of a judgment are generally not reimbursable, unless specifically allowed by law, or the underlying judgment includes an award of attorney’s fees ([CCP § 685.040](#) (http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=CCP§ionNum=685.040)). The law does not provide for reimbursement of costs such as postage or photocopying, nor can the judgment creditor be compensated for their time or mileage related to enforcement efforts. Once approved by the court, costs become part of the judgment ([CCP § 685.090](#) (http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=CCP§ionNum=685.090)). To be reimbursable, costs must be reported to the court within two years of being incurred ([CCP § 685.070\(b\)](#) (http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=CCP§ionNum=685.070)). For this reason, many judgment creditors regularly file a ***Memorandum of Costs After Judgment*** (MC-012) with the court.

Interest

Unpaid judgment amounts accrue interest at the legal rate of 10% per year ([CCP § 685.010](#) (http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=CCP§ionNum=685.010); 7% if the judgment debtor is a state or local government entity, [California Constitution, Article XV, §1](#) (http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=CONS§ionNum=SECTION%201.&article=XV)). Costs approved by

the court are included as part of the judgment amount, and thus accrue interest.

Additionally, upon renewal of a judgment, the unpaid judgment amount and accrued interest are calculated to determine the renewed judgment amount. For this reason, many judgment creditors will renew a judgment as soon and as frequently as possible, *i.e.*, every five years. For more information, see the Step-by-Step guide on [Renewal of Judgments](https://www.saclaw.org/resource_library/ej-renewal-of-judgment/) (https://www.saclaw.org/resource_library/ej-renewal-of-judgment/). Interest begins to accrue on the day the judgment is entered. [CCP § 685.020\(a\)](#) (http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=CCP§ionNum=685.020). If the judgment is payable in installments, interest accrues from the date each installment is due.

Crediting payments

Payments received by the judgment creditor must be credited in the specific order detailed in [CCP § 695.220](#) (http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=CCP§ionNum=695.220). Payments are credited first toward costs incurred by the levying officer under [CCP § 685.050\(b\)](#) (http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=CCP§ionNum=685.050) (e.g., the fees associated with processing a writ of execution). After that, payments are credited toward fees due to the court under [California Government Code \(Govt Code\) § 6103.5](#) (http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=GOV§ionNum=6103.5) (court fees waived because a party was a government entity) or [Govt Code § 68637](#) (http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=GOV§ionNum=68637) (waived filing fees). Payments are then credited toward accrued interest, and lastly toward the principal judgment amount.

Step-by-Step Instructions

1. Calculate Your Costs and Interest

On your *Memorandum of Costs After Judgment* (MC-012), you must include the exact amount of all allowable costs, the payments credited toward the principal and interest, and the amount of accrued interest. This means you are responsible for calculating these amounts.

The California Courts' [Information Sheet for Calculating Interest and Amount Owed on a Judgment \(MC-013-INFO\)](#) (<https://www.courts.ca.gov/documents/mc013info.pdf>) provides detailed instructions for making these calculations by hand. However, it is much easier to use the [San Diego Superior Court's free online calculator](#) (<https://jjcalc.sdccourt.ca.gov/Disclaimer.aspx>) that will calculate the amount due on a specific day. All you do is input the judgment amount, date, and payment history, and the program does all the calculations for you. (Note: this calculator is set to 10%, which does not apply to some consumer debts.)

2. Complete and Copy Your Form

The Judicial Council form used in this procedure is:

- [Memorandum of Costs After Judgment \(MC-012\)](https://www.courts.ca.gov/documents/mc012.pdf) (<https://www.courts.ca.gov/documents/mc012.pdf>)

A sample completed form with instructions is included at the end of this Guide.

Make one (1) photocopy of the completed form.

3. Serve Your Memorandum of Costs After Judgment

Have the photocopy of your *Memorandum of Costs After Judgment* (MC-012) served on the judgment debtor, either personally or by mail. Service must be made by someone over 18 who is not a party to your case. After service, your server must complete the proof of service on the second page of the *Memorandum of Costs After Judgment* (MC-012).

4. Make Photocopies

Make two (2) photocopies of the *Memorandum of Costs After Judgment* (MC-012) with the signed proof of service.

5. File Your Documents

File the original and two photocopies of your *Memorandum of Costs After Judgment* (MC-012). In Sacramento County, these will be filed in the drop box in room 102 of the Gordon D. Schaber Courthouse at 720 Ninth Street in downtown Sacramento. Provide the court with a self-addressed stamped envelope so they can return of your documents to you. The court will process the paperwork, and return the two photocopies, stamped "Endorsed/Filed," to you. The court will retain the original papers for its file.

The *Memorandum of Costs After Judgment* (MC-012) may be filed as a stand-alone document, or along with another document such as a [Writ of Execution \(EJ-130\)](https://www.courts.ca.gov/documents/ej130.pdf) (<https://www.courts.ca.gov/documents/ej130.pdf>) or an [Application for and Renewal of Judgment \(EJ-190\)](https://www.courts.ca.gov/documents/ej190.pdf) (<https://www.courts.ca.gov/documents/ej190.pdf>). If filed with another document, the other document can be issued immediately if your claimed costs are less than \$100. If your costs are more than \$100, the clerk will wait 10 days (15 days, if served by mail) to issue your document, to allow the judgment debtor to oppose your costs by filing a Motion to Tax Costs ([CCP § 685.070](http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=CCP§ionNum=685.070) (http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=CCP§ionNum=685.070)). If the debtor does not contest it, your *Memorandum of Costs After Judgment* (MC-012) is automatically approved.

6. Oppose the Debtor's Motion to Tax Costs, if Filed

If the debtor files a Motion to Tax Costs, you will be served with a copy of the motion. If you choose to oppose the motion, you must act quickly. Your response must be filed and served at least nine court days before the scheduled hearing date. For more information on opposing a Motion to Tax Costs, see *California Points and Authorities* (KFC 1010 .B4 (Ready Reference)), Chapter 60, also available electronically on the Law Library's computers, using *Lexis Advance*.

For Help

SH@LL (Self-Help at the Law Library) (<https://saclaw.org/services/civil-self-help/>) (formerly Civil Self Help Center)
609 9th Street, Sacramento CA 95814
(916) 476-2731 (Appointment Request Line)

Services Provided: SH@LL provides general information and basic assistance to self-represented litigants on a variety of civil legal issues, including name changes. All assistance is provided by telephone. Visit "[What we can help with](https://saclaw.org/services/civil-self-help/#canhelp)" for a list of qualifying cases.

Eligibility: Must be a Sacramento County resident or have a [qualifying case](https://saclaw.org/services/civil-self-help/#who) in the Sacramento County Superior Court.

For More Information

California Forms of Pleading and Practice KFC 1010 .A65 C3 (Ready Reference) Chap. 174
Electronic Access: On the Law Library's computers, using *Lexis Advance*.

California Practice Guide: Enforcing Judgments and Debts KFC 1065 .A9 S3 Chap. 6

How to Collect When You Win a Lawsuit KFC 1065 .Z9 H69 (Reference) Chap.16

Samples

Memorandum of Costs after Judgment (MC-012)

MC-012

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: Calvin J. Creditor FIRM NAME: STREET ADDRESS: 2036 Donner Drive CITY: Sacramento STATE: CA ZIP CODE: 95814 TELEPHONE NO.: 916-123-4567 FAX NO.: EMAIL ADDRESS: ccreditor@email.com ATTORNEY FOR (name): In Pro Per</p> <p>YOUR NAME, ADDRESS, AND PHONE NUMBER. "IN PRO PER" MEANS YOU ARE REPRESENTING YOURSELF.</p>	<p>FOR COURT USE ONLY</p>
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF SACRAMENTO STREET ADDRESS: 720 Ninth St. MAILING ADDRESS: 720 Ninth St. CITY AND ZIP CODE: Sacramento, CA 94814 BRANCH NAME: Civil</p> <p>COURT NAME, ADDRESS, AND BRANCH.</p>	
<p>PLAINTIFF: Calvin J. Creditor DEFENDANT: Doug J. Debtor</p> <p>PLAINTIFF'S AND DEFENDANT'S NAMES AS THEY APPEARED ON THE COMPLAINT.</p>	
<p>MEMORANDUM OF COSTS AFTER JUDGMENT, ACKNOWLEDGMENT OF CREDIT, AND DECLARATION OF ACCRUED INTEREST</p> <p>CASE NUMBER: 16-0012345678 CASE NUMBER.</p>	

1. **Postjudgment costs**

a. I claim the following costs after judgment incurred within the last two years (indicate if there are multiple items in any category):

	Dates Incurred	Amount
(1) Preparing and issuing abstract of judgment	2/7/2022	\$ 45.00
(2) Recording and indexing abstract of judgment	2/15/2022	\$ 95.00
(3) Filing notice of judgment lien on personal property		\$
(4) Leaving writ of execution, to extent not satisfied by Code Civ. Proc., § 708.110	6/17/2022	\$ 40.00
(5) Fees, to extent not satisfied by Code Civ. Proc., § 708.110		\$
(6) Wage garnishment		\$
(7) Application for order for appearance of judgment		\$
(8) Other approved costs under Code Civ. Proc., § 708.110		\$
(9) Total of claimed costs for current memorandum of costs (add (1)–(8))		\$ 180.00

IF YOU HAVE INCURRED ANY POST-JUDGMENT COSTS, CHECK BOX 1 AND LIST THE DATES AND AMOUNTS.

TOTAL OF LINES (1)–(8)

b. All previously allowed postjudgment costs

c. **Total of all postjudgment costs (add a and b)**

2. **Credits to interest and principal**

a. I acknowledge total payments to date in the amount of: \$2,400.00 (including returns on levy process and direct payments). The payments received are applied first to the amount of accrued interest, and then to the judgment principal (including postjudgment costs allowed) as follows: credit to accrued interest: \$2,194.60 credit to judgment principal \$205.36

b. **Principal remaining due.** The amount of judgment principal remaining due is \$11,794.64 See Code Civ. Proc., § 680.300

3. **Accrued interest remaining due.** I declare interest accruing at the legal rate of 10% on the unpaid principal amount of \$11,794.64 and 0% on the unpaid principal amount of \$0.00 (see Information Sheet for Calculating Interest and Amount Owed on a Judgment (form MC-013-INFO)) from the date of entry or renewal and on balances from the date of any partial satisfactions (or other credits reducing the principal), remaining due in the amount of \$11,794.64

4. I am the: judgment creditor agent for the judgment creditor attorney for the judgment creditor.

I have knowledge of the facts concerning the costs claimed above. To the best of my knowledge and belief, the costs claimed are correct, reasonable, and **CHECK "JUDGMENT CREDITOR."**

I declare under penalty of perjury that the foregoing is true and correct.

Date: 10/27/2022

Calvin J. Creditor (TYPE OR PRINT NAME) _____ (SIGNATURE OF DECLARANT)

NOTICE TO THE JUDGMENT DEBTOR

If this memorandum of costs is filed at the same time as a writ of execution, any statutory costs, fees, and charges included in the writ of execution may be disallowed by the court. The fees sought by the debtor, notwithstanding the fees included in the writ of execution. (Code Civ. Proc., § 685.070(e).) A motion to tax costs claimed in this memorandum must be filed within 10 days after service of the memorandum. (Code Civ. Proc., § 685.070(c).)

Enter your name, date and sign.

Fill in amounts as appropriate. See the next page for instructions for determining these amounts using the San Diego Superior Court's judgment calculator.

MEMORANDUM OF COSTS AFTER JUDGMENT, ACKNOWLEDGMENT OF CREDIT, AND DECLARATION OF ACCRUED INTEREST

Form Adopted for Mandatory Use
Judicial Council of California
MC-012 [Rev. January 1, 2024] §§ 685.040, 685.070, 695.220
www.courts.ca.gov



Short Title: Creditor v. Debtor

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MC-012

CASE NUMBER

Check the box for the type of service performed.

PROOF OF SERVICE

Mail Personal Service

- At the time of service I was at least 18 years of age and not a party to this legal action.
- My residence or business address is:
1234 Oak Ave.
Sacramento CA 94834
- I mailed or personally delivered a copy of the *Memorandum of Costs After Judgment, Acknowledgment of Credit, and Declaration of Accrued Interest* as follows (complete either a or b):
 - Mail.** I am a resident ~~of~~ or employed in the county where the mail occurred.
 - I enclosed a copy in an envelope AND
 - deposited the sealed envelope** with the United States Postal Service with the postage fully prepaid.
 - placed the envelope** for collection and mailing on the date and at the place shown in items below.
 - The envelope was addressed and mailed as follows:
 - Name of person served: Doug J. Debtor
 - Address on envelope: 111 Main St. #22, Sacramento CA 94814
 - Date of mailing: 10/28/2022
 - Place of mailing (city and state): Sacramento CA
 - Personal delivery.** I personally delivered a copy as follows:
 - Name of person served:
 - Address where delivered:
 - Date delivered:
 - Time delivered:

Address of person serving the documents.

Check the box that describes the mailing. If the envelope was placed in a mail box or given to the post office, check box (a). If it was placed in your business's outgoing mail, check box (b). If served personally, skip this part of the question.

Name and address of the person served.

Date and location of mailing.

If served personally, enter the name, location, date and time of service. If served by mail, skip this question.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 10/28/2022

Sally Server (TYPE OR PRINT NAME) _____ (SIGNATURE OF DECLARANT)
Name, date and signature of person serving documents.

MC-012 [Rev. January 1, 2024]

MEMORANDUM OF COSTS AFTER JUDGMENT,
ACKNOWLEDGMENT OF CREDIT, AND DECLARATION
OF ACCRUED INTEREST

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Memorandum of Costs (MC-012) (page 2 of 2)



Judgment Information (Required)

Judgment Amount: Interest Rate: % Judgment Date: End Date:

Payment and/or Cost (Optional)

Hide

Date	Payment	Cost	Days	Newly-Accrued Interest	Unpaid Interest	Interest Reduction	Principal Reduction	Principal Balance
02/04/2022	0.00	45.00	275	904.12	904.12	0.00	0.00	12,045.00
02/15/2022	0.00	95.00	11	36.30	940.42	0.00	0.00	12,140.00
03/12/2022	1,000.00	0.00	25	83.15	23.57	1,000.00	0.00	12,140.00
06/17/2022	0.00	40.00	97	322.62	346.19	0.00	0.00	12,180.00
08/02/2022	250.00	0.00	46	153.50	249.69	250.00	0.00	12,180.00
09/01/2022	250.00	0.00	30	100.11	99.80	250.00	0.00	12,180.00
10/03/2022	250.00	0.00	32	106.78	0.00	206.58	43.42	12,136.58
11/02/2022	250.00	0.00	30	99.75	0.00	99.75	150.25	11,986.33
05/14/2023	100.00	0.00	193	633.79	533.79	100.00	0.00	11,986.33
07/16/2023	300.00	0.00	63	206.89	440.68	300.00	0.00	11,986.33

1 Enter costs and payments received to date.

Calculate Print Start Over Exit

Results			
Judgment Amount	12000	Daily Interest	\$3.2839
Principal Reduction	\$193.67	Interest Accrued	\$505.72
Principal Balance	\$11,806.33	Interest to Date	\$440.68
Costs After Judgment	\$180.00	Total Interest	\$946.40
		Days	154
		GRAND TOTAL	\$12,932.73

- 2 **Credit to Accrued Interest:** To determine the amount credited toward interest, subtract the principal reduction amount (the amount shown in 3) from the total amount paid to date (the amount shown in 1).
- 3 **Credit to Judgment Principal:** The amount of payments that have gone toward the principal judgment amount. This is shown as the "Principal Reduction" in the calculator.
- 4 **Judgment Principal Remaining Due:** The amount remaining unpaid on the principal judgment amount. This is shown as the "Principal Balance" in the calculator.
- 5 **Accrued Interest Remaining Due:** The amount of interest that remains unpaid as of the date of the Memorandum of Costs. This is shown as the "Total Interest" in the calculator.

San Diego Superior Court Judgment Calculator

Date Created 03/30/2023