

## **RULE 4:101. Civil Judgment And Order Docket**

### **4:101-1. Abstracts to Be Entered**

- **(a) Entry on Civil Judgment and Order Docket.** Upon payment by the proponent of the order or judgment of the fee prescribed by N.J.S.A. 22A:2-7, the Clerk of the Superior Court or, where provided by law or these rules, the deputy clerk of the Superior Court in the county of venue shall enter in the Civil Judgment and Order Docket an abstract of each judgment or order for the payment of money entered in the Superior Court; and upon written notice by any party thereto pursuant to law, an abstract prepared by such party of any judgment or order affecting title to or a lien upon real or personal property, and an abstract of any judgment or order for costs and counsel fees entered by the Appellate Division of the Superior Court. The abstract shall contain the following information:
  - **(1)** The title of the court and the names of all the parties to the judgment or order, designating particularly against whom it is rendered, and the firm name of all partnerships, if such appears in the pleadings;
  - **(2)** The style of the action and the amount of the debt, damages and costs recovered; or, in the case of a judgment or order affecting title to or a lien upon real or personal property, a designation of the property so affected; and
  - **(3)** The date of the actual entry of such judgment or order by notation thereof upon the Civil Docket.
- **(b) Child Support Judgments and Orders.** When a child support judgment or order issued pursuant to N.J.S.A. 2A:17-56.23a is entered in the Superior Court Child Support Judgment Index of the New Jersey automated child support system, it shall have the same force and effect as entry of an abstract in the Civil Judgment and Order Docket pursuant to paragraph (a) of this rule.

Note: Source-R.R. 4:120-2 (first unnumbered paragraph). Paragraph (a) amended September 5, 1969 to be effective September 8, 1969; amended July 7, 1971 to be effective September 13, 1971; amended July 24, 1978 to be effective September 11, 1978; amended July 22, 1983 to be effective September 12, 1983; existing rule redesignated as paragraph (a) with new caption added and new paragraph (b) added July 14, 1992 to be effective September 1, 1992; paragraph (a) amended June 28, 1996 to be effective September 1, 1996; paragraph (b) amended July 21, 2011 to be effective September 1, 2011.

### **4:101-2. Entries**

- **(a) Judgments and Orders.** The Clerk of the Superior Court shall make an entry upon the Civil Docket of every judgment or order and the date when the judgment or order was entered and showing execution of process.
- **(b) Attachments.** The Clerk of the Superior Court shall enter in the Civil Judgment and Order Docket all attachments, the names of the plaintiff and defendant, the time of issuing the writ of attachment and the amount for which issued.

Note: Source-R.R. 4:120-2 (third unnumbered paragraph), 4:120-7; amended June 28, 1996 to be effective September 1, 1996.

### **4:101-3. Effect of Entry; Date of Judgment or Order**

The entry required by this rule shall constitute the record of the judgment or order, and a transcript certified by the clerk of the court shall be deemed plenary evidence of such judgment or order.

Note: Source-R.R. 4:120-2 (second unnumbered paragraph).

#### **4:101-4. Docketing of Judgments; Recording of Transcript and Other Documents**

Upon payment by the proponent of the order or judgment of the fee prescribed by N.J.S.A. 22A:2-7, the Clerk of the Superior Court shall docket final judgments recovered or docketed in the Special Civil Part and certificates or liens filed by State or county officers and agencies, required by law to be docketed in the clerk's office, by entry in accordance with R. 4:101-1 on the Civil Judgment and Order Docket or by binding the transcript or statement of such certificates or judgments in books kept for that purpose and indexing the name of the judgment debtor in the index to the Civil Judgment and Order Docket.

Note: Source-R.R. 4:120-5. Amended July 7, 1971 to be effective September 13, 1971; amended July 22, 1983 to be effective September 12, 1983; amended June 29, 1990 to be effective September 4, 1990; amended June 28, 1996 to be effective September 1, 1996.

#### **4:101-5. Assignments of, Postponement of Lien of, or Warrant to Satisfy Judgments; Entry of Satisfaction**

- **(a) Assignments; Postponements; Warrants.** The Clerk of the Superior Court shall enter upon the Civil Judgment and Order Docket, if the judgment is entered therein, and otherwise in the Civil Docket or other book in which the judgment or lien has been entered, a notation of the filing or lodging with the clerk for record of any assignment of, postponement of the lien of, or warrant to satisfy, any judgment. Such notation shall appear at a discernible place on or at the entry of such judgment in said docket or book.
- **(b) Entry of Satisfaction-Generally.** Where a judgment is satisfied, the entry of satisfaction may be made at any discernible place on or at the entry of such judgment on the Civil Judgment and Order Docket or other book in which it may be entered.
- **(c) Entry of Satisfaction-Child Support Judgments and Orders.** If a child support judgment or order entered in the Child Support Judgment Index requires payment to an individual obligee, the obligee shall execute a warrant of satisfaction as of the date requested by or on behalf of the obligor. If the order or judgment requires payment through Probation, the Chief Probation Officer shall issue, upon request, a certification as to the amount due in a form prescribed by the Administrative Director of the Courts, and the warrant of satisfaction shall be signed by both the creditor and the Chief Probation Officer.

Note: Source-R.R. 4:120-6; paragraphs (a) and (b) amended and new paragraph (c) added July 14, 1992 to be effective S