

**Information & Instructions: Letter to client regarding collection of judgments**

**PREVIEW**

1. If a judgment cannot be satisfied shortly after it is obtained, the attorney should inform the client that certain steps must be performed in order to keep the judgment alive.
2. It is recommended that the attorney inform the client that a judgment lien expires with the passage of time and that new Writs of Execution are necessary to continue the validity of the judgment.
3. The following letter is designed to accomplish that purpose.

**Form: Letter to client regarding collection of judgments**

**PLEASE DO NOT COPY** [Date]

[Client name]

[Client address]

Regarding: Judgment obtained against [name], Debtor

Amount of Judgment: \$[Amount]

Style of Case:

Dear [Name of client]:

**THIS DOCUMENT**

We have obtained a judgment on your behalf against [debtor's name], in the amount of \$[Amount] in the [District Court, Cause No. ], on or about [date]. We have requested an Abstract of Judgment and the same has been filed in [Name of County], the same count in which the abstract was filed.

As we have discussed, there are several Post judgment remedies that are available to collect a judgment which has not been discharged by bankruptcy including, but not limited to:

1. Propounding Interrogatories in aid of Judgment (in order to ascertain the Debtor's assets);
2. Taking the Debtor's oral deposition (to obtain information regarding [his or her] assets);
3. Collection procedure, such as a Writ of Execution, whereby the Constable attempts to seize the Debtor's nonexempt property and sell the same to satisfy the debt);
4. Post judgment garnishment of the Debtor's bank accounts or monies held at a bank in a safe deposit box;
5. Peaceful repossession and/or attachment (if the creditor continues to hold a security interest in goods and property)

**THANK YOU**

**LegalFormsForTexas.Com**

6. A turnover order designed to have nonexempt property turned over to a receiver or trustee for liquidation for payment of debts;

**PREVIEW**

7. We have also discussed various third-party services that perform asset searches, locate bank accounts, etc.

At this point in time, you have informed my office that you do not desire to proceed with any of the above Post judgment collection measures. Accordingly, I am closing my file on this matter and shall perform no further work unless I am specifically requested, in writing, to do so.

This letter shall confirm our conversation in which I informed you that the filing of an Abstract of Judgment creates a judgment lien on the Debtor's real property in the county in which the Abstract has been filed.

**PLEASE DO NOT COPY**

The Judgment remains valid unless it is discharged by a Debtor's bankruptcy. In order to keep a Judgment alive under the present Texas law, within ten years of the date of the Judgment a new Writ of Execution must be issued and a new Abstract of Judgment must be recorded.

I suggest that you frequently review the current law to ascertain whether or not the above time periods and requirements have changed. If so, you will need to comply with them. I also suggest that you calendarize the times for issuing new Abstracts of Judgment and requesting Writs of Execution in order to prevent the Judgment from expiring.

If you have any questions, please contact me. We have enjoyed working with you on this matter.

**THIS DOCUMENT**

Sincerely,

[Attorney's name]

**THANK YOU**

**LegalFormsForTexas.Com**