

COMMON QUESTIONS

- 1) WRITS OF EXECUTION ARE NO LONGER DOCKETED AND INDEXED BY SHERIFFS. FLORIDA NOW REQUIRES THAT THEY BE DONE WITH THE FLORIDA DEPT OF REVENUE. THEIR WEB PAGE FOR THIS IS WWW.SUNBIZ.ORG.
- 2) THE SHERIFF NOR ITS JUDICIAL PROCESS DIVISION IS NOT ABLE TO PROVIDE ANY LEGAL GUIDANCE, OR FORMS FOR ANY LEGAL ACTION. THE SHERIFF'S DUTY IS THAT OF ADMINISTRATIVE. THIS SIMPLY MEANS WE PROVIDE THE SERVICE AND ENFORCEMENT AS DIRECTED BY THE COURTS AND FLORIDA LAW. FSS 30.15
- 3) THE SHERIFF DOES NOT PROVIDE STORAGE OF ANY PROPERTY TAKEN UNDER A LEVY. WE DO NOT HAVE THE ROOM NOR THE INSURANCE TO COVER SUCH AN ACT. WE WILL PROVIDE ESTIMATES FROM A LIST THAT YOU PROVIDE FROM A LICENSED AND INSURED STORAGE FACILITIES. TOWING FEES AND DAILY STORAGE OF VEHICLES ARE COVERED BY FLORIDA LAW AND COUNTY ORDINANCE. THESE FEES ARE NOT CONTROLLED BY THE SHERIFF. THE SHERIFF WILL COLLECT ENOUGH FEES TO COVER ALL COSTS INCLUDING ADDITIONAL FEES SHOULD THE DEFENDANT ENTER BANKRUPTCY.
- 4) THE SHERIFF IS REQUIRED TO COLLECT FEES PRIOR TO THE EXECUTION OF THE PROCESS. WE WILL NOT CALL IF THE PROCESS IS RECEIVED INCOMPLETE OR FEES ARE INCORRECT. THE INCOMPLETE PROCESS WILL BE MAILED BACK. THE FEES USED IN LEVY ARE TO COVER ACTUAL COSTS. ANY REMAINING WILL BE REFUNDED AFTER ALL COSTS ARE REMOVED.
- 5) THE SHERIFF DOES NOT PROFIT BY THE COSTS IMPOSED BY JUDICIAL PROCESS. ALL FEES MADE ARE PLACED MONTHLY INTO THE COUNTIES GENERAL FUND AND NOT THAT OF THE SHERIFF.
- 6) THE SHERIFF WILL HONOR THE AUTOMATIC STAY GRANTED BY FEDERAL BANKRUPTCY LAW. WE WILL NOT EXECUTE ANY PROCESS ONCE IT IS VERIFIED THAT THE DEFENDANT IS UNDER BANKRUPTCY PROTECTION. IT WILL BE THE PLAINTIFFS DUTY TO GET AUTHORIZATION TO PROCEED WITH THE PROCESS FROM THE FEDERAL JUDGE OR TRUSTEE. ALL COMMUNICATIONS WILL BE IN WRITING. THE SHERIFF WILL NOT ACT ON A VERBAL REQUEST.
- 7) THERE IS NO RUSH SERVICE PROVIDED. PROCESS IS SERVED IN THE ORDER IT IS RECEIVED AND BY ITS TYPE. CRIMINAL WILL BE SERVED FIRST OVER CIVIL AND ENFORCEABLE OVER NON ENFORCEABLE. FLORIDA LAW DOES NOT PERMIT THE SHERIFF TO ASK FOR OR ACCEPT ADDITIONAL FEES TO RUSH SERVICE.
- 8) WE ARE NOT PERMITTED TO RECOMMEND ANY ATTORNEY OR LAW FIRM FOR GUIDANCE.