

Seventh Judicial District  
State of Colorado

**Administrative Order 2003-05 – Regarding Interrogatories Pursuant to Rule 369**

**WHEN THE PLAINTIFF OR DEFENDANT** has obtained a judgment against the opposing party in a civil action, either in the County Court or the Small Claims Court, thereby becoming a judgment creditor,

**IT IS HEREBY ORDERED** that the judgment creditor may serve, by certified mail return receipt requested or personal service, interrogatories to the judgment debtor without motion or order from the Court, pursuant to Rule 369, CRCP. The interrogatories used for this process shall be the standard court approved interrogatories. If the judgment creditor serves the interrogatories, as above, only the cost of the forms will be required. No docket fee or service fees for the interrogatories will be assessed. If the judgment creditor requests the Court to mail the interrogatories to the judgment debtor, the judgment creditor shall pay for any forms provided by the court, docket fee and service of process fee to effect the action in accordance with CRS 13-32-103 (6), Rule 369, CRCP and Judicial Branch Fiscal Policy and Procedures.

**FURTHER**, all motions for contempt citations for failure to answer said interrogatories shall be in compliance with Rule 407 (c) C.R.C.P. A Motion and Order for Contempt Citation, along with the Show Cause Citation itself are to be filed with the Court for issuance. This shall include a proper return of service of the interrogatories.

Done and effective this 13<sup>th</sup> day of November 2003.

**/s/ Signed copy on file**

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J. Steven Patrick  
Chief Judge

CRS 13-32-103 Docket fees in special proceedings. (6) In any supplemental proceeding held pursuant to rule 69, Colorado Rules of Civil Procedure, or rule 369, Colorado Rules of County Court Civil Procedure, the judgment creditor, upon commencement of the proceeding, shall pay a docket fee of fifteen dollars (plus the stabilization fee of \$15.00 as per 2003 legislation).

Rule 304. Service of Process

Rule 369. Execution and Proceedings Subsequent to Judgment (d) Order for Debtor to Answer. At any time when execution may issue on a judgment, the judgment creditor shall be entitled to an order requiring the judgment debtor to answer such interrogatories concerning his property as shall be approved by the court. The interrogatories when so approved shall be mailed by the clerk to the judgment debtor, who shall answer the said interrogatories and mail or file them with the court within ten days after receipt thereof by the judgment debtor. The interrogatories, upon approval, may also be served upon the judgment debtor in accordance with Rule 304.

Rule 403. Garnishment

Rule 407. Remedial and Punitive Sanctions for Contempt (c) Indirect Contempt Proceedings.