

Rule Change 2010(06)

CHAPTER 25 -- COLORADO RULES OF COUNTY COURT CIVIL PROCEDURE

Rule 307. Pleadings and Motions.

(a) [No change]

(b) **Motions.** ~~Written motions are not permitted except by order of court or when specifically required by a rule herein or when any rule herein requires that the motion be verified or accompanied by an affidavit.~~ REPEALED

(c) - (d) [No change]

Rule 354. Judgments; Costs.

(a) - (g) [No change]

(h) **Revival of Judgments.** A judgment may be revived against any one or more judgment debtors whether they are jointly or severally liable under the judgment. To revive a judgment a motion shall be filed alleging the date of the judgment and the amount thereof which remains unsatisfied. Thereupon the clerk shall issue a notice requiring the judgment debtor to show cause within ten days after service thereof why the judgment should not be revived. The notice shall be served on the judgment debtor in conformity with Rule 304. If the judgment debtor answer, any issue so presented ~~shall~~may be tried and determined by the court. A revived judgment must be entered within twenty years after the entry of the judgment which it revives, and may be enforced and made a lien in the same manner and for like period as an original judgment. A judgment entered on or after July 1, 1981 must be revived within six years after the entry of the judgment which it revives, and may be enforced and made a lien in the same manner and for like period as an original judgment. If a judgment is revived before the expiration of any lien created by the original judgment, the filing of the transcript of the entry of revivor in the register of actions with the clerk and recorder of the appropriate county before the expiration of such lien shall continue that lien for the

same period from the entry of the revived judgment as is provided for original judgments. Revived judgments may themselves be revived in the manner herein provided.

Amended by the Court, En Banc April 5, 2010, effective immediately.

By the Court:

Nancy E. Rice
Justice, Colorado Supreme Court