

**NOTICE TO THE BAR**  
**RE: COLLECTION OF STATUTORY FEES FOR EACH COUNT IN A DIVORCE COMPLAINT**

Pursuant to 204 Pa. Code § 29.351(b)(2)(ii), the statutory fees in connection with the Judicial Computer Project (JCP), Access to Justice (ATJ), Criminal Justice Enhancement (CJEA), and Office of Attorney General's General Government Operations Appropriations (OAG) accounts are to be charged for EACH COUNT in a Divorce Complaint or Answer and Counterclaim in Divorce. The JCP/ATJ/CJEA/OAG statutory fees currently total \$40.25.

Pursuant to 42 Pa.C.S. § 1725(c)(2)(v), if a Divorce Complaint or Answer and Counterclaim in Divorce includes a Count that constitutes a First Filing for Custody, Partial Custody, or Visitation (now known as Supervised Physical Custody – see 23 Pa.C.S. § 5322 definition), the \$35.20 Base Fee for commencement of a Custody action will be collected in addition to the JCP/ATJ/CJEA/OAG statutory fees of \$40.25. Thus, any Count in a Divorce Complaint or Answer and Counterclaim that constitutes a First Filing in a custody action will be charged a fee of \$75.45.

EFFECTIVE January 8, 2018, the Clerk of Family Court will begin collecting the JCP/ATJ/CJEA/OAG fees for each count in a Divorce Complaint or Answer and Counterclaim. Beginning January 8, 2018 the office of the Clerk of Family Court will not accept a Divorce Complaint or Answer and Counterclaim for filing unless full payment of all applicable filing fees is made, including the JCP/ATJ/CJEA/OAG fee for each count in the Divorce Complaint or Answer and Counterclaim and the Base Fee for any Count in a Divorce Complaint or Answer and Counterclaim that constitutes a First Filing in a custody action, or said fees are waived pursuant to the *In Forma Pauperis* or other fee waiver process that might be applicable.

These fees are subject to change from time to time. For additional information regarding the JCP/ATJ/CJEA/OAG fees, please see 42 Pa.C.S. § 3733.1(a)(1)-(3), 42 Pa.C.S. § 3733(a.1)(1)(ii), 42 Pa.C.S. § 3733(a.1)(2)(iii), and 72 Pa.C.S. § 1795.1-E. Also see the Philadelphia County Office of Judicial Record Fee Schedule and the legal authority cited therein.

Honorable Margaret T. Murphy  
Administrative Judge  
Philadelphia Family Court

Honorable Walter J. Olszewski  
Supervising Judge  
Philadelphia Family Court

December 29, 2017