


## NOTICE TO ATTORNEYS WHO HANDLE ASSIGNMENT CASES

The Judges of Madison County District Court have decided to adopt the "Madison County" requirements for proving assignment cases. Effective March 1, 2014, the requirements for obtaining a judgment by default or by trial in assignment cases will be as follows:

1. Proof of original account: Either the writing, contract or agreement establishing the account or, alternatively, the last monthly account statement from original creditor to the Defendant identifying the creditor, the debtor, the date of the statement, the account number and the final balance.
2. Copies of all assignments from original creditor to intermediate assignees, if any, and the final assignment to named Plaintiff.
3. Each assignment must be accompanied by proof that the subject account is one of the accounts included in the schedule of accounts referenced in the document showing that particular assignment.
  - a. This may be in the form of a copy of the relevant page of the schedule of accounts containing the Defendant's name, account number, and balance at the time of assignment. Generally the remainder of the page relating to other accounts will be redacted.
  - b. Alternatively, this may be a printout of the data relevant to the subject account which has been extracted from the electronic record of accounts referenced in the assignment and provided to the assignee by the assignor with that assignment. Such printouts should include an averment that the data was reproduced from electronic records provided to the Plaintiff by the assignor as part of the assignment.
4. An affidavit of the current account balance by an identified, authorized agent of the named Plaintiff.

Since these requirements have been in effect in Shelby County for a number of years most of you already know what will now be required in Madison County. Thank you for your cooperation.

Done this the 13<sup>th</sup> day of February, 2015

  
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Presiding District Judge Madison County