

CHAPTER 607

SUPREME COURT; COSTS AND DISBURSEMENTS

Sec.
607.01 Costs and disbursements

Sec.
607.02 Additional allowance; costs, when paid

607.01 COSTS AND DISBURSEMENTS. Subdivision 1. Costs in the supreme court may be allowed, in the discretion of the court, as follows:

(1) To the prevailing party, upon a judgment in his favor on the merits, not exceeding \$25;

(2) Upon dismissal, not exceeding \$10.

Subd. 2. In all cases the prevailing party shall be allowed his disbursements necessarily paid or incurred unless otherwise ordered by the court.

[*R. L. s. 4353; 1965 c 608 s 1*] (9486)

NOTE: See Rules of Civil Appellate Procedure, Rules 139.01, 139.02.

607.02 ADDITIONAL ALLOWANCE; COSTS, WHEN PAID. In an action for the recovery of money only, the court, if of opinion that the appeal was taken merely for delay, may allow plaintiff, in addition to costs and disbursements, not more than three per cent of the judgment in the trial court. Except when otherwise ordered by the court, the losing party shall pay the costs and disbursements before he shall be entitled to a remittitur, or to proceed further in the trial court. If it shall appear to the satisfaction of the court that he is unable to pay such costs in full, it shall grant a remittitur upon payment of the clerk's fees only, and thereupon he may proceed in the trial court.

[*R. L. s. 4354*] (9487)

NOTE: See Rules of Civil Appellate Procedure, Rules 138.04, 138.