

223.25

ARTICLE 11

223.26

UNIFORM CANADIAN JUDGMENTS

223.27 Section 1. **[548.64] SHORT TITLE.**

223.28 Sections 548.64 to 548.74 may be cited as the "Uniform Registration of Canadian Money
223.29 Judgments Act."

223.30 Sec. 2. **[548.65] DEFINITIONS.**

223.31 In sections 548.64 to 548.74:

224.1 (1) "Canada" means the sovereign nation of Canada and its provinces and territories.

224.2 "Canadian" has a corresponding meaning.

224.3 (2) "Canadian judgment" means a judgment of a court of Canada, other than a judgment
224.4 that recognizes the judgment of another foreign country.

224.5 Sec. 3. **[548.66] APPLICABILITY.**

224.6 (a) Sections 548.64 to 548.74 apply to a Canadian judgment to the extent the judgment
224.7 is within the scope of sections 548.54 to 548.63, if recognition of the judgment is sought to
224.8 enforce the judgment.

224.9 (b) A Canadian judgment that grants both recovery of a sum of money and other relief
224.10 may be registered under sections 548.64 to 548.74, but only to the extent of the grant of
224.11 recovery of a sum of money.

224.12 (c) A Canadian judgment regarding subject matter both within and not within the scope
224.13 of sections 548.64 to 548.74 may be registered under sections 548.64 to 548.74, but only
224.14 to the extent the judgment is with regard to subject matter within the scope of sections
224.15 548.64 to 548.74.

224.16 Sec. 4. **[548.67] REGISTRATION OF CANADIAN JUDGMENT.**

224.17 (a) A person seeking recognition of a Canadian judgment described in section 548.66
224.18 to enforce the judgment may register the judgment in the office of the court administrator
224.19 of a court in which an action for recognition of the judgment could be filed under section
224.20 548.59.

224.21 (b) A registration under paragraph (a) must be executed by the person registering the
224.22 judgment or the person's attorney and include:

224.23 (1) a copy of the Canadian judgment authenticated in the same manner as a copy of a
224.24 foreign judgment is authenticated in an action under section 548.59 as an accurate copy by
224.25 the court that entered the judgment;

224.26 (2) the name and address of the person registering the judgment;

224.27 (3) if the person registering the judgment is not the person in whose favor the judgment
224.28 was rendered, a statement describing the interest the person registering the judgment has
224.29 in the judgment which entitles the person to seek its recognition and enforcement;

224.30 (4) the name and last-known address of the person against whom the judgment is being
224.31 registered;

225.1 (5) if the judgment is of the type described in section 548.66, paragraph (b) or (c), a
225.2 description of the part of the judgment being registered;

225.3 (6) the amount of the judgment or part of the judgment being registered, identifying:

225.4 (i) the amount of interest accrued as of the date of registration on the judgment or part
225.5 of the judgment being registered, the rate of interest, the part of the judgment to which
225.6 interest applies, and the date when interest began to accrue;

225.7 (ii) costs and expenses included in the judgment or part of the judgment being registered,
225.8 other than an amount awarded for attorney fees; and

225.9 (iii) the amount of an award of attorney fees included in the judgment or part of the
225.10 judgment being registered;

225.11 (7) the amount, as of the date of registration, of post-judgment costs, expenses, and
225.12 attorney fees claimed by the person registering the judgment or part of the judgment;

225.13 (8) the amount of the judgment or part of the judgment being registered which has been
225.14 satisfied as of the date of registration;

225.15 (9) a statement that:

225.16 (i) the judgment is final, conclusive, and enforceable under the law of the Canadian
225.17 jurisdiction in which it was rendered;

225.18 (ii) the judgment or part of the judgment being registered is within the scope of sections
225.19 548.64 to 548.74; and

225.20 (iii) if a part of the judgment is being registered, the amounts stated in the registration
225.21 under clauses (6), (7), and (8) relate to the part;

225.22 (10) if the judgment is not in English, a certified translation of the judgment into English;
225.23 and

225.24 (11) the filing fee stated in section 548.30.

225.25 (c) On receipt of a registration that includes the documents, information, and filing fee
225.26 required by paragraph (b), the court administrator shall file the registration, assign a docket
225.27 number, and enter the Canadian judgment in the court's docket.

225.28 (d) A registration substantially in the following form complies with the registration
225.29 requirements under paragraph (b) if the registration includes the attachments specified in
225.30 the form:

225.31 REGISTRATION OF CANADIAN MONEY JUDGMENT

226.1 Complete and file this form, together with the documents required by Part V of this form,
226.2 with the court administrator. When stating an amount of money, identify the currency in
226.3 which the amount is stated.

226.4 PART I. IDENTIFICATION OF CANADIAN JUDGMENT

226.5 Canadian Court Rendering
226.6 the Judgment:

226.7

226.8 Case/Docket Number in
226.9 Canadian Court:

226.10

226.11 Name of Plaintiff(s):

226.12

226.13 Name of Defendant(s):

226.14

226.15 The Canadian Court entered
226.16 the judgment:

226.17 on in in

226.18 [Date] [City] [Province or Territory]

226.19 The judgment includes an award for the payment of money in favor of

226.20 in the amount of

226.21 If only part of the Canadian judgment is subject to registration (see Minnesota Statutes,
226.22 section 548.66, paragraphs (b) and (c)), describe the part of the judgment being registered:

226.23

- 226.24 PART II. IDENTIFICATION OF PERSON REGISTERING JUDGMENT AND PERSON
- 226.25 AGAINST WHOM JUDGMENT IS BEING REGISTERED

- 226.26 Provide the following information for all persons seeking to register the judgment under
- 226.27 this registration and all persons against whom the judgment is being registered under this
- 226.28 registration. Name of Person(s) Registering Judgment:

- 226.29

- 226.30 If a person registering the judgment is not the person in whose favor the judgment was
- 226.31 rendered, describe the interest the person registering the judgment has in the judgment
- 226.32 which entitles the person to seek its recognition and enforcement:

- 226.33

- 226.34 Address of Person(s) Registering Judgment:

- 226.35

- 226.36 Additional Contact Information for Person(s) Registering Judgment (Optional):

- 226.37 Telephone Number: Fax Number:

- 226.38 E-mail Address:

- 226.39 Name of Attorney for Person(s) Registering Judgment, if any:

- 226.40

- 227.1 Address:

- 227.2 Telephone Number: Fax Number:

- 227.3 E-mail Address:

- 227.4 Name of Person(s) Against Whom Judgment is Being Registered:

- 227.5

- 227.6 Address of Person(s) Against Whom Judgment is Being Registered:

- 227.7 (provide the most recent address known)

- 227.8 Additional Contact Information for Person(s) Against Whom Judgment is Being Registered
- 227.9 (Optional) (provide most recent information known):

- 227.10 Telephone Number: Fax Number:
- 227.11 E-mail Address:
- 227.12 PART III. CALCULATION OF AMOUNT FOR WHICH ENFORCEMENT IS SOUGHT
- 227.13 Identify the currency or currencies in which each amount is stated.
- 227.14 The amount of the Canadian judgment or part of the judgment being registered is:
- 227.15
- 227.16 The amount of interest accrued as of the date of registration on the part of the judgment
227.17 being registered is:
- 227.18
- 227.19 The applicable rate of interest is:
- 227.20 The date when interest began to accrue is:
- 227.21 The part of the judgment to which the interest applies is:
- 227.22 The Canadian Court awarded costs and expenses relating to the part of the judgment being
227.23 registered in the amount of:
- 227.24
- 227.25 (exclude any amount included in the award of costs and expenses which represents an
227.26 award of attorney fees).
- 227.27 The person registering the Canadian judgment claims post-judgment costs and expenses
227.28 in the amount of:
- 227.29
- 227.30 and post-judgment attorney fees in the amount of
- 227.31
- 227.32 relating to the part of the judgment being registered (include only costs, expenses, and
227.33 attorney fees incurred before registration).
- 227.34 The amount of the part of the judgment being registered which has been satisfied as of the
227.35 date of registration is

227.36

227.37 The total amount for which enforcement of the part of the judgment being registered is
227.38 sought is

227.39

227.40 PART IV. STATEMENT OF PERSON REGISTERING JUDGMENT

227.41 I, state:

228.1 (Person Registering Judgment or Attorney for Person Registering Judgment)

228.2 1. The Canadian judgment is final, conclusive, and enforceable under the law of the
228.3 Canadian jurisdiction in which it was rendered.

228.4 2. The Canadian judgment or part of the judgment being registered is within the scope of
228.5 Minnesota Statutes, sections 548.64 to 548.74.

228.6 3. If only a part of the Canadian judgment is being registered, the amounts stated in Part
228.7 III of this form relate to that part.

228.8 PART V. ITEMS REQUIRED TO BE INCLUDED WITH REGISTRATION

228.9 Attached are (check to signify required items are included):

228.10 A copy of the Canadian judgment authenticated in the same manner a copy of a
228.11 foreign judgment is authenticated in an action under Minnesota Statutes, section
228.12 548.59, as an accurate copy by the Canadian court that entered the judgment.

228.13 If the Canadian judgment is not in English, a certified translation of the judgment
228.14 into English.

228.15 The registration fee stated in Minnesota Statutes, section 548.30.

228.16 I declare that the information provided on this form is true and correct to the best of my
228.17 knowledge and belief.

228.18 Submitted by:

228.19 Signature of Person Registering Judgment or

228.20 Attorney for Person Registering Judgment

228.21 Date of submission:

228.22 Sec. 5. **[548.68] EFFECT OF REGISTRATION.**

228.23 (a) Subject to paragraph (b), a Canadian judgment registered under section 548.67 has
228.24 the same effect provided in section 548.60 for a judgment a court determines to be entitled
228.25 to recognition.

228.26 (b) A Canadian judgment registered under section 548.67 may not be enforced by sale
228.27 or other disposition of property, or by seizure of property or garnishment, until 31 days after
228.28 notice under section 548.69 of registration is served. The court for cause may provide for
228.29 a shorter or longer time. This paragraph does not preclude use of relief available under law
228.30 of this state other than sections 548.64 to 548.74 to prevent dissipation, disposition, or
228.31 removal of property.

228.32 Sec. 6. **[548.69] NOTICE OF REGISTRATION.**

228.33 (a) A person that registers a Canadian judgment under section 548.67 shall cause notice
228.34 of registration to be served on the person against whom the judgment has been registered.

229.1 (b) Notice under this section must be served in the same manner that a summons and
229.2 complaint must be served in an action seeking recognition under section 548.59 of a
229.3 foreign-country money judgment.

229.4 (c) Notice under this section must include:

229.5 (1) the date of registration and court in which the judgment was registered;

229.6 (2) the docket number assigned to the registration;

229.7 (3) the name and address of:

229.8 (i) the person registering the judgment; and

229.9 (ii) the person's attorney, if any;

229.10 (4) a copy of the registration, including the documents required under section 548.67,
229.11 paragraph (b); and

229.12 (5) a statement that:

229.13 (i) the person against whom the judgment has been registered, not later than 30 days
229.14 after the date of service of notice, may petition the court to vacate the registration; and

229.15 (ii) the court for cause may provide for a shorter or longer time.

229.16 (d) Proof of service of notice under this section must be filed with the court administrator.

229.17 Sec. 7. [548.70] PETITION TO VACATE REGISTRATION.

229.18 (a) Not later than 30 days after notice under section 548.69 is served, the person against
229.19 whom the judgment was registered may petition the court to vacate the registration. The
229.20 court for cause may provide for a shorter or longer time for filing the petition.

229.21 (b) A petition under this section may assert only:

229.22 (1) a ground that could be asserted to deny recognition of the judgment under sections
229.23 548.54 to 548.63; or

229.24 (2) a failure to comply with a requirement of sections 548.64 to 548.74 for registration
229.25 of the judgment.

229.26 (c) A petition filed under this section does not itself stay enforcement of the registered
229.27 judgment.

229.28 (d) If the court grants a petition under this section, the registration is vacated, and any
229.29 act under the registration to enforce the registered judgment is void.

230.1 (e) If the court grants a petition under this section on a ground under paragraph (b),
230.2 clause (1), the court also shall render a judgment denying recognition of the Canadian
230.3 judgment. A judgment rendered under this section has the same effect as a judgment denying
230.4 recognition to a judgment on the same ground under sections 548.54 to 548.63.

230.5 Sec. 8. [548.71] STAY OF ENFORCEMENT OF JUDGMENT PENDING
230.6 DETERMINATION OF PETITION.

230.7 A person that files a petition under section 548.70, paragraph (a), to vacate registration
230.8 of a Canadian judgment may request the court to stay enforcement of the judgment pending
230.9 determination of the petition. The court shall grant the stay if the person establishes a
230.10 likelihood of success on the merits with regard to a ground listed in section 548.70, paragraph
230.11 (b), for vacating a registration. The court may require the person to provide security in an
230.12 amount determined by the court as a condition of granting the stay.

230.13 Sec. 9. [548.72] RELATIONSHIP TO UNIFORM FOREIGN-COUNTRY MONEY
230.14 JUDGMENTS RECOGNITION ACT.

230.15 (a) Sections 548.64 to 548.74 supplement the Uniform Foreign-Country Money
230.16 Judgments Recognition Act, and sections 548.54 to 548.63, other than section 548.59, apply
230.17 to a registration under sections 548.64 to 548.74.

230.18 (b) A person may seek recognition of a Canadian judgment described in section 548.66
230.19 either:

230.20 (1) by registration under sections 548.64 to 548.74; or

230.21 (2) under section 548.59.

230.22 (c) Subject to paragraph (d), a person may not seek recognition in this state of the same
230.23 judgment or part of a judgment described in section 548.66, paragraph (b) or (c), with regard
230.24 to the same person under both sections 548.59 and 548.64 to 548.74.

230.25 (d) If the court grants a petition to vacate a registration solely on a ground under section
230.26 548.70, paragraph (b), clause (2), the person seeking registration may:

230.27 (1) if the defect in the registration can be cured, file a new registration under sections
230.28 548.64 to 548.74; or

230.29 (2) seek recognition of the judgment under section 548.59.

231.1 Sec. 10. [548.73] UNIFORMITY OF APPLICATION AND INTERPRETATION.

231.2 In applying and construing this uniform act, consideration must be given to the need to
231.3 promote uniformity of the law with respect to its subject matter among states that enact it.

231.4 Sec. 11. [548.74] TRANSITIONAL PROVISION.

231.5 Sections 548.64 to 548.74 apply to the registration of a Canadian judgment entered in
231.6 a proceeding that is commenced in Canada on or after the effective date of sections 548.64
231.7 to 548.74.

231.8 Sec. 12. EFFECTIVE DATE.

231.9 Sections 1 to 11 are effective January 1, 2023.