

WHAT YOU NEED TO KNOW ABOUT LITIGATION IN THE U.S.A.

Litigation is the last resort in the collection process and can be expensive, and frustrating. Continental Legal Services (Continental) is committed to providing our clients with the best possible results and overall satisfaction with our services and, to make every effort to keep final costs within reasonable limits.

Accordingly, please ensure that you have read and understood the following information:

Commissions and Legal Expenses

When dealing with a lawyer or litigation agent in the U.S.A., most bill on a contingency basis. Our commission rate is 30% flat on any amounts collected inclusive of commissions charged by the lawyer but does not include any additional lawyers' fees or disbursements that may be required which are for the account of the Plaintiff and not Continental.

Jurisdiction and Representation

Litigation will be commenced in the jurisdiction of the Defendant. In the event that a Defence is filed, and the matter proceeds to Trial, a representative from your company knowledgeable of the facts and authorized to negotiate a settlement may be required to attend at the hearing.

Supporting Documentation

Please ensure that you provide us with copies of all relevant documentation that may not already be in our possession.

Offers to Settle

A negotiated voluntary settlement is almost always preferable to protracted litigation and we therefore encourage our clients to "never ignore a serious offer".

Withdrawing a Claim

Once a claim has been issued and served it may prove difficult to withdraw particularly if a counterclaim has been filed. Accordingly, litigation should never be commenced unless you are committed to carry the matter through to conclusion.

Do not hesitate to call us should you have any questions with respect to this matter.