

## THE NETHERLANDS

### ISSUES FOR NON-US COLLECTION AGENCIES

#### AND LAWYERS TO ANSWER:

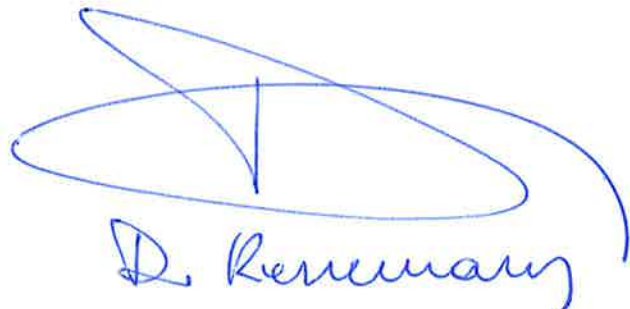
1. Are there any problems with a US claimant pursuing a claim against a debtor in your country? **No**
2. The outstanding invoices are in dollars. Can the claim made in court proceedings be in dollars? **Yes**
3. If there is no contractual right to interest, can interest nonetheless be claimed and if so at what rate? **Yes, rate depends on if it's B2B or B2C**
4. Can agency lawyers in your jurisdiction work upon a contingency fee basis and if so, typically what are the rates? **No**
5. How do court costs compare with the US? **Don't know the US court costs so can't make a comparison at this time. Court fees are based on a scale.**
6. What language would the court proceedings be in and do documents have to be translated? **It has to be in Dutch: documents have to be translated.**
7. Will witnesses be required to visit your country for depositions in the trial? **Not necessarily, it depends on the case.**
8. What are the rules regarding enforcement of a US judgment in your country? **We would have to check with the bailiff.**
9. What personal liability is there on the offices of a corporation that has issued cheques which have not been honoured? **?**
10. What liability do officers of the corporation have if the corporation goes into bankruptcy? **If officers are responsible for the bankruptcy, there are possibilities to hold them liable. For example letting the company go bankrupt on purpose.**
11. Do agencies and lawyers operate a trust or client account for monies recovered from a debtor? **We use a trust/escrow account.**
12. Is this requirement mandatory or voluntary? **For lawyers this is mandatory.**
13. What fidelity or malpractice insurance do you have? **We have an insurance for malpractice and our third party account is always secured.**

Belgium

**ISSUES FOR NON-US COLLECTION AGENCIES  
AND LAWYERS TO ANSWER:**

1. Are there any problems with a US claimant pursuing a claim against a debtor in your country? **No**
2. The outstanding invoices are in dollars. Can the claim made in court proceedings be in dollars? **YES**
3. If there is no contractual right to interest, can interest nonetheless be claimed and if so at what rate? **YES - 8%**
4. Can agency lawyers in your jurisdiction work upon a contingency fee basis and if so, typically what are the rates? **SIMILAR TO OUR**
5. How do court costs compare with the US? **NO IDEA RATES**
6. What language would the court proceedings be in and do documents have to be translated? **NET DUTCH FRENCH - YES**
7. Will witnesses be required to visit your country for depositions in the trial? **WRITTEN EXPLANATIONS ARE OK**
8. What are the rules regarding enforcement of a US judgment in your country? **YOU HAVE TO ASK A NEW JUDGMENT**
9. What personal liability is there on the offices of a corporation that has issued cheques which have not been honoured? **CRIMINAL LAW**
10. What liability do officers of the corporation have if the corporation goes into bankruptcy? **ONLY FOR BAD GOVERNMENT**
11. Do agencies and lawyers operate a trust or client account for monies recovered from a debtor? **YES - SEPARATED ACCOUNT**
12. Is this requirement mandatory or voluntary? **VOLUNTARY**
13. What fidelity or malpractice insurance do you have?

**INSURANCE OF THE  
BAR OF ANTWERP**



**D. Renuary**