



CHAPTER 1C
ARTICLE 17 - UNIFORM ENFORCEMENT OF FOREIGN JUDGMENTS ACT

N.C.G.S. § 1C-1705.

Defenses; procedure; stay.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT S.L. 2003-19, s. 2 — second act in the lineage	RETRIEVED 21 September 2026, 05:30 UTC	SOURCE FINGERPRINT faad5705e531c2eee19203df - 86061d615e898dd2a66bfbf3 - d775b1439a2d6849
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§ 1C-1705(a) The judgment debtor may file a motion for relief from, or notice of defense to, the foreign judgment on the grounds that the foreign judgment has been appealed from, or enforcement has been stayed by, the court which rendered it, or on any other ground for which relief from a judgment of this State would be allowed. Notwithstanding subsection (b) of this section, the court shall stay enforcement of the foreign judgment for an appropriate period if the judgment debtor shows that:

- (1) The foreign judgment has been stayed by the court that rendered it; or
- (2) An appeal from the foreign judgment is pending or the time for taking an appeal has not expired and the judgment debtor executes a written undertaking in the same manner and amount as would be required in the case of a judgment entered by a court of this State under G.S. 1-289.

§ 1C-1705(b) If the judgment debtor has filed a motion for relief or notice of defenses then the judgment creditor may move for enforcement of the foreign judgment as a judgment of this State, unless the court stays enforcement of the judgment under subsection (a) of this section. The judgment creditor's motion shall be heard before a judge of the trial division which would be the proper division for the trial of an action in which the amount in controversy is the same as the amount remaining unpaid on the foreign judgment. The Rules of Civil Procedure (G.S. 1A-1) shall apply. The judgment creditor shall have the burden of proving that the foreign judgment is entitled to full faith and credit.

APPARATUS I
2 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1989		1996	2003
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT			
Nº	YEAR	ACT	CHARACTER
01	1989	c. 747, s. 1	ENACTED
02	2003	S.L. 2003-19, s. 2	AMENDED

APPARATUS II
2 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 1-289	(a)(2)	"a court of this State under"
G.S. 1A-1	(b)	"The Rules of Civil Procedure ("

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 1C-1705 (2003).

PINPOINT

N.C. Gen. Stat. § 1C-1705(a) (2003).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE
(1989, c. 747, s. 1; 2003-19, s. 2.)

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