

IC 34-49-5

Chapter 5. Appeal Bonds

IC 34-49-5-1

Appeal bonds governed by IC 34-56-2

Sec. 1. Appeal bonds for appeals taken to circuit courts, superior courts, or probate courts are governed by IC 34-56-2.

As added by P.L.1-1998, SEC.45. Amended by P.L.84-2016, SEC.161.

IC 34-49-5-2

Federal agencies exempt from appeal bond requirements

Sec. 2. Federal agencies are exempt from appeal bond requirements under IC 34-56-3.

As added by P.L.1-1998, SEC.45.

IC 34-49-5-3

Amount of appeal bond

Sec. 3. (a) An appeal bond that an appellant must post to stay execution on a judgment while an appeal is pending may not exceed twenty-five million dollars (\$25,000,000) regardless of the total amount of the judgment.

(b) Notwithstanding subsection (a), if an appellee proves by a preponderance of the evidence that an appellant is dissipating assets outside the ordinary course of business to avoid payment of a judgment, a court may enter orders that:

- (1) are necessary to protect the appellee; and
- (2) require the appellant to post a bond that is equal to the total amount of the judgment.

As added by P.L.46-2002, SEC.1.