

Ask a KKC Attorney



Attorney Chris Bowen

Question:

I am a contractor with a customer who refuses to pay me. Should I record a mechanic's lien, bring a collection action, or both?

Answer:

Sometimes a mechanic's lien is effective. Sometimes it is not. If there is no equity in the liened property or if the homeowner has no intentions to sell or borrow against the property, a lien may not bring the dispute to a head. Sometimes, the best approach is to file a collection. If you want to record and foreclose a mechanic's lien, strict compliance with the statute is a must. If you don't comply, your lien will be ineffective.

Attorney Christopher Bowen is a partner in KKC's Litigation Department and represents individuals and companies in a wide array of business and consumer disputes in a broad range of fields and industries at both the trial and appellate level in state and federal court. He can be reached at 860-812-1742 or cbowen@kkc-law.com.