

(D) IF A COMPLAINT IS FILED, THE PARTY SEEKING TO ESTABLISH THE LIEN HAS THE BURDEN OF PROOF.

(E) THE CLERK OF THE CIRCUIT COURT SHALL DOCKET THE PROCEEDINGS UNDER THIS SECTION, AND ALL PROCESS SHALL ISSUE OUT OF AND ALL PLEADINGS SHALL BE FILED IN A SINGLE ACTION.

(F) BEFORE ANY HEARING HELD UNDER SUBSECTION (C) OF THIS SECTION, THE PARTY SEEKING TO ESTABLISH A LIEN MAY SUPPLEMENT, BY MEANS OF AN AFFIDAVIT, ANY INFORMATION CONTAINED IN THE NOTICE GIVEN UNDER SUBSECTION (A) OF THIS SECTION.

(G) (1) IF A COMPLAINT IS FILED UNDER SUBSECTION (C) OF THIS SECTION, THE COURT SHALL REVIEW ANY PLEADINGS FILED, INCLUDING ANY SUPPLEMENTARY AFFIDAVIT FILED UNDER SUBSECTION (F) OF THIS SECTION, AND SHALL CONDUCT A HEARING IF REQUESTED UNDER SUBSECTION (C)(3) OF THIS SECTION.

(2) IF THE COURT DETERMINES THAT PROBABLE CAUSE EXISTS TO ESTABLISH A LIEN, IT SHALL ORDER THE LIEN IMPOSED.

(3) THE ORDER TO IMPOSE A LIEN SHALL STATE THAT THE OWNER OF THE PROPERTY AGAINST WHICH THE LIEN IS IMPOSED MAY FILE A BOND OF A SPECIFIED AMOUNT TO HAVE THE LIEN AGAINST THE PROPERTY REMOVED.

(H) (1) IF THE COURT ORDERS A LIEN TO BE IMPOSED UNDER SUBSECTION (G) OF THIS SECTION, OR IF THE OWNER OF THE PROPERTY AGAINST WHICH A LIEN IS INTENDED TO BE IMPOSED FAILS TO FILE A COMPLAINT UNDER SUBSECTION (C) OF THIS SECTION THE PARTY SEEKING TO CREATE THE LIEN MAY FILE A STATEMENT OF LIEN AMONG THE LAND RECORDS OF EACH COUNTY IN WHICH ANY PORTION OF THE PROPERTY IS LOCATED WITHIN THE EARLIER OF:

(I) THE EXPIRATION OF 30 DAYS OF THE COURT ORDER; OR

(II) 120 DAYS AFTER NOTICE UNDER SUBSECTION (A) OF THIS SECTION WAS MAILED TO A PARTY.

(2) A LIEN IMPOSED UNDER THIS SUBTITLE HAS PRIORITY FROM THE DATE THE STATEMENT OF LIEN IS FILED.

(3) UNTIL AN ORDER IMPOSING A LIEN IS ENTERED BY THE COURT, THE OWNER OF THE PROPERTY AGAINST WHICH THE LIEN IS IMPOSED MAY HAVE THE LIEN REMOVED AT ANY TIME BY FILING WITH THE CLERK OF THE CIRCUIT COURT A BOND IN THE AMOUNT SPECIFIED BY THE COURT UNDER SUBSECTION (G)(3) OF THIS SECTION.

(I) (1) UNTIL AN ORDER IS ENTERED BY THE COURT EITHER ESTABLISHING OR DENYING A LIEN, THE ACTION SHALL PROCEED TO TRIAL ON ANY MATTER AT ISSUE.

(2) THE COURT MAY AWARD COSTS AND REASONABLE ATTORNEY'S FEES TO ANY PARTY UNDER THIS SUBTITLE.