

INFORME SECRETARIAL: Al Despacho del señor Juez las presentes diligencias, informando respetuosamente que, venció el término de traslado de la liquidación de crédito presentada por la apoderada de la parte actora, y no hubo pronunciamiento al respecto. Bucaramanga, 21 de febrero de 2022.

  
Oscar Andrés Ramírez Barbosa  
Secretario

JUZGADO TERCERO DE PEQUEÑAS CAUSAS  
Y COMPETENCIA MULTIPLE

Bucaramanga, veintiuno de febrero de dos mil veintidós

Ref. Ejecutivo 2019-00370, seguido por la Sociedad Comercial BAGUER S.A.S., en contra de Jesús David Cabeza Jiménez.

Una vez revisada la liquidación de crédito presentada por la apoderada de la parte demandante, advierte el Despacho que, el valor del capital sobre el que se liquidaron los intereses moratorios, no corresponde al ordenado en el auto que libró mandamiento de pago en contra del demandado, y la parte actora no ha reportado abonos a la obligación; motivo por el cual el Despacho procederá a modificarla, de conformidad con lo dispuesto en el art. 446 del C. Gral. del Proceso; y será la siguiente:

| INTERESES MORATORIOS             |                 |                      |          |                        |                    |                       |                 |          |        |                |
|----------------------------------|-----------------|----------------------|----------|------------------------|--------------------|-----------------------|-----------------|----------|--------|----------------|
| PAGARÉ No. BUC32677 A 30/12/2021 |                 |                      |          |                        |                    |                       |                 |          |        |                |
| CAPITAL                          | FECHA DE INICIO | FECHA DE TERMINACION | No. DIAS | INTERES ANUAL EFECTIVA | INTERES MORA ANUAL | INTERES ANUAL NOMINAL | INTERES MENSUAL | TOTAL    | ABONOS | INT. ACUMULADO |
| \$ 904.732                       | 17-jun-17       | 30-jun-17            | 14       | 22,33%                 | 33,50%             | 29,24%                | 2,44%           | \$10.302 |        | \$10.302       |
| \$ 904.732                       | 1-jul-17        | 30-jul-17            | 30       | 21,98%                 | 32,97%             | 28,84%                | 2,40%           | \$21.714 |        | \$32.016       |
| \$ 904.732                       | 1-ago-17        | 30-ago-17            | 30       | 21,98%                 | 32,97%             | 28,84%                | 2,40%           | \$21.714 |        | \$53.730       |
| \$ 904.732                       | 1-sep-17        | 30-sep-17            | 30       | 21,48%                 | 32,22%             | 28,26%                | 2,35%           | \$21.261 |        | \$74.991       |
| \$ 904.732                       | 1-oct-17        | 30-oct-17            | 30       | 21,15%                 | 31,73%             | 27,87%                | 2,32%           | \$20.990 |        | \$95.981       |
| \$ 904.732                       | 1-nov-17        | 30-nov-17            | 30       | 20,96%                 | 31,44%             | 27,65%                | 2,30%           | \$20.809 |        | \$116.790      |
| \$ 904.732                       | 1-dic-17        | 30-dic-17            | 30       | 20,77%                 | 31,16%             | 27,43%                | 2,29%           | \$20.718 |        | \$137.508      |
| \$ 904.732                       | 1-ene-18        | 30-ene-18            | 30       | 20,69%                 | 31,04%             | 27,34%                | 2,28%           | \$20.628 |        | \$158.136      |
| \$ 904.732                       | 1-feb-18        | 28-feb-18            | 30       | 21,01%                 | 31,52%             | 27,71%                | 2,31%           | \$20.899 |        | \$179.035      |
| \$ 904.732                       | 1-mar-18        | 30-mar-18            | 30       | 20,68%                 | 31,02%             | 27,32%                | 2,28%           | \$20.628 |        | \$199.663      |
| \$ 904.732                       | 1-abr-18        | 30-abr-18            | 30       | 20,48%                 | 30,72%             | 27,09%                | 2,26%           | \$20.447 |        | \$220.110      |
| \$ 904.732                       | 1-may-18        | 30-may-18            | 30       | 20,44%                 | 30,66%             | 27,04%                | 2,25%           | \$20.356 |        | \$240.466      |
| \$ 904.732                       | 1-jun-18        | 30-jun-18            | 30       | 20,28%                 | 30,42%             | 26,86%                | 2,24%           | \$20.266 |        | \$260.732      |
| \$ 904.732                       | 1-jul-18        | 30-jul-18            | 30       | 20,03%                 | 30,05%             | 26,56%                | 2,21%           | \$19.995 |        | \$280.727      |
| \$ 904.732                       | 1-ago-18        | 30-ago-18            | 30       | 19,94%                 | 29,91%             | 26,45%                | 2,20%           | \$19.904 |        | \$300.631      |
| \$ 904.732                       | 1-sep-18        | 30-sep-18            | 30       | 19,81%                 | 29,72%             | 26,30%                | 2,19%           | \$19.814 |        | \$320.445      |
| \$ 904.732                       | 1-oct-18        | 30-oct-18            | 30       | 19,63%                 | 29,45%             | 26,09%                | 2,17%           | \$19.633 |        | \$340.078      |
| \$ 904.732                       | 1-nov-18        | 30-nov-18            | 30       | 19,49%                 | 29,24%             | 25,92%                | 2,16%           | \$19.542 |        | \$359.620      |
| \$ 904.732                       | 1-dic-18        | 30-dic-18            | 30       | 19,40%                 | 29,10%             | 25,82%                | 2,15%           | \$19.452 |        | \$379.072      |
| \$ 904.732                       | 1-ene-19        | 30-ene-19            | 30       | 19,16%                 | 28,74%             | 25,53%                | 2,13%           | \$19.271 |        | \$398.343      |
| \$ 904.732                       | 1-feb-19        | 28-feb-19            | 30       | 19,70%                 | 29,55%             | 26,17%                | 2,18%           | \$19.723 |        | \$418.066      |
| \$ 904.732                       | 1-mar-19        | 30-mar-19            | 30       | 19,37%                 | 29,06%             | 25,78%                | 2,15%           | \$19.452 |        | \$437.518      |
| \$ 904.732                       | 1-abr-19        | 30-abr-19            | 30       | 19,32%                 | 28,98%             | 25,72%                | 2,14%           | \$19.361 |        | \$456.879      |
| \$ 904.732                       | 1-may-19        | 30-may-19            | 30       | 19,34%                 | 29,01%             | 25,74%                | 2,15%           | \$19.452 |        | \$476.331      |
| \$ 904.732                       | 1-jun-19        | 30-jun-19            | 30       | 19,30%                 | 28,95%             | 25,70%                | 2,14%           | \$19.361 |        | \$495.692      |
| \$ 904.732                       | 1-jul-19        | 30-jul-19            | 30       | 19,28%                 | 28,92%             | 25,67%                | 2,14%           | \$19.361 |        | \$515.053      |
| \$ 904.732                       | 1-ago-19        | 30-ago-19            | 30       | 19,32%                 | 28,98%             | 25,72%                | 2,14%           | \$19.361 |        | \$534.414      |
| \$ 904.732                       | 1-sep-19        | 30-sep-19            | 30       | 19,32%                 | 28,98%             | 25,72%                | 2,14%           | \$19.361 |        | \$553.775      |
| \$ 904.732                       | 1-oct-19        | 30-oct-19            | 30       | 19,32%                 | 28,98%             | 25,72%                | 2,14%           | \$19.361 |        | \$573.136      |
| \$ 904.732                       | 1-nov-19        | 30-nov-19            | 30       | 19,03%                 | 28,55%             | 25,38%                | 2,11%           | \$19.090 |        | \$592.226      |
| \$ 904.732                       | 1-dic-19        | 30-dic-19            | 30       | 18,91%                 | 28,37%             | 25,24%                | 2,10%           | \$18.999 |        | \$611.225      |

|                                                                                                                                               |         |          |           |    |        |        |        |       |          |  |             |
|-----------------------------------------------------------------------------------------------------------------------------------------------|---------|----------|-----------|----|--------|--------|--------|-------|----------|--|-------------|
| \$                                                                                                                                            | 904.732 | 1-ene-20 | 30-ene-20 | 30 | 18,77% | 28,16% | 25,07% | 2,09% | \$18.909 |  | \$630.134   |
| \$                                                                                                                                            | 904.732 | 1-feb-20 | 29-feb-20 | 30 | 19,06% | 28,59% | 25,41% | 2,12% | \$19.180 |  | \$649.314   |
| \$                                                                                                                                            | 904.732 | 1-mar-20 | 30-mar-20 | 30 | 18,95% | 28,43% | 25,28% | 2,11% | \$19.090 |  | \$668.404   |
| \$                                                                                                                                            | 904.732 | 1-abr-20 | 30-abr-20 | 30 | 18,69% | 28,04% | 24,97% | 2,08% | \$18.818 |  | \$687.222   |
| \$                                                                                                                                            | 904.732 | 1-may-20 | 30-may-20 | 30 | 18,19% | 27,29% | 24,37% | 2,03% | \$18.366 |  | \$705.588   |
| \$                                                                                                                                            | 904.732 | 1-jun-20 | 30-jun-20 | 30 | 18,12% | 27,18% | 24,29% | 2,02% | \$18.276 |  | \$723.864   |
| \$                                                                                                                                            | 904.732 | 1-jul-20 | 30-jul-20 | 30 | 18,12% | 27,18% | 24,29% | 2,02% | \$18.276 |  | \$742.140   |
| \$                                                                                                                                            | 904.732 | 1-ago-20 | 30-ago-20 | 30 | 18,29% | 27,44% | 24,49% | 2,04% | \$18.457 |  | \$760.597   |
| \$                                                                                                                                            | 904.732 | 1-sep-20 | 30-sep-20 | 30 | 18,35% | 27,53% | 24,57% | 2,05% | \$18.547 |  | \$779.144   |
| \$                                                                                                                                            | 904.732 | 1-oct-20 | 30-oct-20 | 30 | 18,09% | 27,14% | 24,25% | 2,02% | \$18.276 |  | \$797.420   |
| \$                                                                                                                                            | 904.732 | 1-nov-20 | 30-nov-20 | 30 | 17,84% | 26,76% | 23,95% | 2,00% | \$18.095 |  | \$815.515   |
| \$                                                                                                                                            | 904.732 | 1-dic-20 | 30-dic-20 | 30 | 17,46% | 26,19% | 23,49% | 1,96% | \$17.733 |  | \$833.248   |
| \$                                                                                                                                            | 904.732 | 1-ene-21 | 30-ene-21 | 30 | 17,32% | 25,98% | 23,32% | 1,94% | \$17.552 |  | \$850.800   |
| \$                                                                                                                                            | 904.732 | 1-feb-21 | 28-feb-21 | 30 | 17,54% | 26,31% | 23,59% | 1,97% | \$17.823 |  | \$868.623   |
| \$                                                                                                                                            | 904.732 | 1-mar-21 | 30-mar-21 | 30 | 17,41% | 26,12% | 23,43% | 1,95% | \$17.642 |  | \$886.265   |
| \$                                                                                                                                            | 904.732 | 1-abr-21 | 30-abr-21 | 30 | 17,31% | 25,97% | 23,31% | 1,94% | \$17.552 |  | \$903.817   |
| \$                                                                                                                                            | 904.732 | 1-may-21 | 30-may-21 | 30 | 17,22% | 25,83% | 23,20% | 1,93% | \$17.461 |  | \$921.278   |
| \$                                                                                                                                            | 904.732 | 1-jun-21 | 30-jun-21 | 30 | 17,21% | 25,82% | 23,19% | 1,93% | \$17.461 |  | \$938.739   |
| \$                                                                                                                                            | 904.732 | 1-jul-21 | 30-jul-21 | 30 | 17,18% | 25,77% | 23,15% | 1,93% | \$17.461 |  | \$956.200   |
| \$                                                                                                                                            | 904.732 | 1-ago-21 | 30-ago-21 | 30 | 17,24% | 25,86% | 23,22% | 1,94% | \$17.552 |  | \$973.752   |
| \$                                                                                                                                            | 904.732 | 1-sep-21 | 30-sep-21 | 30 | 17,19% | 25,79% | 23,17% | 1,93% | \$17.461 |  | \$991.213   |
| \$                                                                                                                                            | 904.732 | 1-oct-21 | 30-oct-21 | 30 | 17,08% | 25,62% | 23,03% | 1,92% | \$17.371 |  | \$1.008.584 |
| \$                                                                                                                                            | 904.732 | 1-nov-21 | 30-nov-21 | 30 | 17,27% | 25,91% | 23,26% | 1,94% | \$17.552 |  | \$1.026.136 |
| \$                                                                                                                                            | 904.732 | 1-dic-21 | 30-dic-21 | 30 | 17,46% | 26,19% | 23,49% | 1,96% | \$17.733 |  | \$1.043.869 |
| TOTAL INTERESES MORATORIOS DEL 17/06/2017 HASTA 30/12/2021 A LA TASA QUE PARA TAL EFECTO ESTABLECE LA SUPERINTENDENCIA FINANCIERA DE COLOMBIA |         |          |           |    |        |        |        |       |          |  | \$1.043.869 |
| CAPITAL                                                                                                                                       |         |          |           |    |        |        |        |       |          |  | \$904.732   |
| TOTAL OBLIGACION PAGARÉ No. BUC32677 A 30/12/2021                                                                                             |         |          |           |    |        |        |        |       |          |  | \$1.948.601 |

En consecuencia, de conformidad con lo dispuesto en el art. 446 del C. Gral. del Proceso, el Juzgado Tercero de Pequeñas Causas y Competencia Múltiple de Bucaramanga, modificará la liquidación de crédito presentada por la apoderada de la parte actora, obrante a folio 56 y 56V, del cuaderno principal, en consecuencia, el Juzgado,

RESUELVE:

PRIMERO: MODIFICAR la liquidación del crédito presentada por la apoderada de la parte actora, obrante a folio 57 y 57V, del cuaderno principal, por los defectos aducidos.

SEGUNDO: APROBAR la liquidación del crédito practicada por este Despacho, en la parte motiva de este auto, cuyo valor total por intereses moratorios, hasta el 30 de diciembre de 2021, es la suma de \$1.043.869; más capital de \$904.732; para un total de \$1.948.601, según lo expuesto en la parte motiva del presente proveído.

Notifíquese,

JESUS ALEJANDRO MOGOLLON CALDERON  
Juez

NOTIFICACIÓN POR ESTADO

La Providencia anterior es notificada por anotación en ESTADOS No. 022 hoy,

22 DE FEBRERO DE 2022

X

OSCAR ANDRÉS RAMÍREZ BARBOSA  
SECRETARIO