

**IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
STEPHENSON COUNTY, ILLINOIS**

PLAINTIFF(S), }
 }
 VS. } No. _____
 }
 DEFENDANT(S), } Return date _____
 } 21 to 40 days after date of issuance of summons
 and }
 }
 EMPLOYER. }

AFFIDAVIT FOR WAGE DEDUCTION ORDER

_____ on oath states:

1. I believe employer _____ is indebted to the
 judgment debtor _____ for wages due or
 to become due. Employer's address is: _____
2. The last known address of the judgment debtor is _____

I request that a summons issue directed to employer and I certify that a copy of the attached Wage Deduction Notice was mailed to judgment debtor, by first class mail, at his/her last known address prior to filing of this wage deduction proceeding.

Name: _____ Affiant: _____
 Attorney for Judgment Creditor: _____
 Address: _____
 City/ZIP: _____
 Telephone: _____

Under penalty of perjury as provided by law pursuant to
 735 ILCS 5/1-109 the affiant certifies that the statements
 set forth herein are true and correct.

CERTIFICATE OF ATTORNEY OR JUDGMENT CREDITOR

NOTE: Non-Attorneys must also submit a copy of the underlying judgment or a certification by the clerk of the court that entered the judgment.

I, the undersigned certify under penalties as provided by law pursuant to 735 ILCS 5/1-109 that the following information is true:

- Judgment in the above captioned case was entered on the _____ day of _____, _____
 - The amount of judgment was _____ \$ _____
 - Allowable costs previously expended:
 - Initial filing fee _____ \$ _____
 - Original and alias summons _____ \$ _____
 - Filing and summons costs of prior supplementary proceedings _____ \$ _____
 - Filing and summons cost for this proceeding _____ \$ _____
 - Statutory interest due on Judgment from date above _____ \$ _____
- Total \$ _____

DEDUCT: Total amount paid by or on behalf of the judgment
 debtor prior to this proceeding _____ \$ _____
 BALANCE DUE JUDGMENT CREDITOR _____ \$ _____

 Attorney or Judgment Creditor

**IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
STEPHENSON COUNTY, ILLINOIS**

Return Date _____ Case Number: _____

INTERROGATORIES/ANSWER TO WAGE DEDUCTION PROCEEDINGS

Employer/Agent _____ certifies under penalty of perjury that the following Answer is true and corrects to the best of her/his knowledge and belief concerning the property of the judgment debtor:

Debtor Name: _____ Soc. Sec. No _____

Do you pay monies to the judgment debtor listed above? Yes _____ No _____

State whether any funds paid to the debtor are for disability, retirement or are in any other way exempt or subject to other Court Order: _____

One Pay Period Equals: _____ day(s) _____ week(s) _____ month(s)

CALCULATION TO DETERMINE AMOUNT OF WITHHOLDING:

(A) Gross Wages minus mandatory contributions to pension or retirement plans is (A) _____

(B) Method I – 15% of (A) = (B) _____

Method II

(C) Enter Total FICA, State and Federal Tax and Medicare (C) _____

(D) Subtract (C) from (A) = (D) _____

(E) Enter Minimum wage per pay period (45 x \$5.15 per week) (E) _____

(F) Subtract (E) from (D) (F) _____

(G) Enter the lesser of Line (b) or (f) (G) _____

(H) Enter Child Support of other Court Ordered Deduction (H) _____

(I) Subtract (H) from (G) (I) _____

(J) Subtract Employer's Statutory Fee (5/12-814) (J) _____

(K) Amount to be applied to judgment (K) _____

Line I is the amount to be withheld from employee's paycheck as of the date of service of Summons and not disbursed until further order of Court.

Signature of Employer _____

INSTRUCTIONS

- 1. Mail a copy of this Answer to the Court and mail to attorney for Plaintiff and give a copy to the Defendant.**
- 2. You will receive a copy of a Court Order by fax or mail instructing you how to proceed and where to send deducted funds.**

Employer/Agent:

Agent Name _____

Clerk of the Circuit Court

Employer Name _____

_____ County Courthouse

Address _____

_____ Street

Phone _____

_____ City, State, Zip

Fax _____

Note: A copy of this Answer should be mailed to the Court, Attorney for Plaintiff or Judgment Creditor and to the Defendant.

**IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
STEPHENSON COUNTY, ILLINOIS**

Judgment Creditor	Plaintiff(s),	}	
		}	
VS.		}	No. _____
		}	
Judgment Debtor	Defendant(s).	}	
		}	
Judgment Debtor: (insert last known address)			Name and Address of attorney for Judgment Creditor or of Judgment creditor if not represented by an attorney:
Name _____			Name _____
Address _____			Address _____
City _____			City _____
Phone _____			Phone _____
Amount of Judgment: \$ _____			Balance Due: \$ _____
Name of Employer: _____			Return Date: _____

WAGE DEDUCTION NOTICE

NOTICE: The court has issued a wage deduction summons against the employer named above for wages due or about to become due to you. The wage deduction summons was issued on the basis of a judgment against you in favor of the judgment creditor in the amount stated above. This judgment is a lien on the judgment debtor's wages until the total amount due is paid.

The amount of wages that may be deducted is limited by federal and Illinois law.

(1) Under Illinois law, the amount of wages that may be deducted is limited to the lesser of (i) 15% of gross weekly wages or (ii) the amount by which disposable earnings for a week exceed the total of 45 times the federal minimum hourly wage.

(2) Under federal law, the amount of wages that may be deducted is limited to the littlest of (i) 25 % of disposable earnings for a week or (ii) the amount by which disposable earnings for a week exceed 30 times the federal minimum hourly wage.

(3) Pension and retirement benefits and refunds may be claimed as exempt from wage deduction under Illinois law.

You have the right to request a hearing before the court to dispute the wage deduction because the wages are exempt. To obtain a hearing, you must notify the clerk of the court in writing at **15 N. Galena, 2nd Floor, Freeport, IL. 61032** on or before the return date specified above. The Clerk of the Court will provide a hearing date and the necessary forms that must be prepared by you or your attorney and sent to the judgment creditor and the employer, or their attorney, regarding the time and location of the hearing. This notice may be sent by regular first call mail.

**IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
STEPHENSON COUNTY, ILLINOIS**

	PLAINTIFF(S), }	}	
	}	}	
VS.	}	}	No. _____
	}	}	
	DEFENDANT(S), }	}	Address of employer:
	}	}	
and	}	}	_____
	}	}	
	EMPLOYER. }	}	_____

WAGE DEDUCTION SUMMONS

To the employer:

YOU ARE SUMMONED and required to file answers to the judgment creditor's interrogatories, in the office of the Clerk of this Court _____ Illinois, on or before _____, _____.

(21 to 40 days after issuance of summons)

However, if this summons is served on you less than 3 days before that date, you must file answers to the interrogatories on or before a new return date, to be set by the court, not less than 21 days after you were served with this summons.

This proceeding applies to non-exempt wages due at the time you were served with this summons and to wages which become due thereafter until the balance due on the judgment is paid.

IF YOU FAIL TO ANSWER, A CONDITIONAL JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE AMOUNT OF THE JUDGMENT UNPAID.

FEDERAL AGENCY EMPLOYERS: Effective upon service of this summons and pursuant to 5 USC 552 (a), you are to commence to pay over deducted wages to the attorney for the judgment creditor in accordance with 735 ILCS 5/12-808.

To the officer:

This summons must be returned by the officer or other person to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this summons shall be returned so endorsed. This summons may not be served later than the above date.

Witness, _____, _____ (Clerk of the Circuit Court)

(Seal of Court)

By _____ (Deputy)

(Plaintiff's attorney or plaintiff if not represented by an attorney)

Name

Attorney for

Address

City

Telephone