

IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT

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|--|----------------------|
| _____ PLAINTIFF (Judgment Creditor) | Case Number _____ |
| -vs- | |
| _____ DEFENDANT (Judgment Debtor) | |

CITATION NOTICE

Judgement Debtor Address: _____

Name and Address of Attorney for Judgment Creditor or Judgment Debtor: _____

Amount of Judgment: \$ _____

Name of Person Receiving citation: _____

Court Date and Time: _____

NOTICE: The Court has issued a citation against the person named above. The citation directs that person to appear in court to be examined for the purpose of allowing the judgment creditor to discover income and assets belonging to the judgment debtor or in which the judgment debtor has an interest. The citation was issued on the basis of a judgment against the judgment debtor in favor of the judgment creditor in the amount stated above, On or after the court date stated above, the Court may compel the application of any discovered income or assets toward payment on the judgment.

The amount of income or assets that may be applied toward the judgment is limited by federal and Illinois law. **THE JUDGMENT DEBTOR HAS THE RIGHT TO ASSERT STATUTORY EXEMPTION AGAINST CERTAIN INCOME OR ASSETS OF THE JUDGMENT DEBTOR WHICH MAY NOT BE USED TO SATISFY THE JUDGMENT IN THE AMOUNT STATED ABOVE.**

- (1) Under Illinois or federal law, the exemptions of personal property owned by the debtor equity interest, not to exceed \$4,000 in value, in any personal property as chosen by the debtor. Social Security and SSI benefits; veteran's benefits; circuit breaker property tax relief benefits; the debtor's equity interest, not to exceed \$2,400 in value, in any one motor vehicle, and the debtor's equity interest, not to exceed \$1,500 in value, in any implements, professional books, or tools of the trade of the debtor.
- (2) Under Illinois law, every person is entitled to an estate in homestead, when owned an occupied as a residence to the extent in value of \$15,000, which homestead is exempt from judgment.
- (3) Under Illinois law, the amount of wages that may be applied toward a judgment is limited to the lesser of (i) 15% of the gross weekly wages of (ii) the amount by which disposable earnings for a week exceed the total of 45 times the federal minimum hourly wage; or under a wage deduction summons served on or after 01-01-06, the Illinois minimum hourly wage, whichever is greater.
- (4) Under federal law, the amount of wages that may be applied toward a judgment is limited to the lesser 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.
- (5) Pension and retirement benefits may be claimed as exempt under Illinois law.

The judgment debtor may have other possible exemptions under the law.

THE JUDGMENT DEBTOR HAS THE RIGHT AT THE CITATION HEARING TO DECLARE EXEMPT CERTAIN INCOME OR ASSETS OF BOTH. The judgment debtor also has the right to seek a declaration at an earlier date, by notifying the clerk in writing at 601 N. Main, Belvidere, Illinois. When so notified the Clerk of the Court will provide a hearing date and the necessary form that must be prepared by the judgment debtor or the attorney for the judgment debtor and sent to the judgment creditor regarding the time and location for the hearing. This notice may be sent by regular first class mail.

Name _____

Attorney for Judgment Creditor

Judgment Creditor

Attorney No. _____

Attorney For _____

Address _____

City _____

Phone _____

Signature of Attorney for Judgment Creditor
or Judgment Creditor