

STATE OF NORTH CAROLINA

Court File No.

_____ County

In The General Court Of Justice
District Court Division

Name Of Plaintiff

VERSUS

Name Of Defendant

**MOTION TO WITHHOLD
WAGES TO ENFORCE
CHILD SUPPORT ORDER**

G.S. 110-136.5

Name, Mailing And Location Address Of Employer

Name, Mailing And Location Address Of Obligor

MOTION

The Obligor is a responsible parent of each dependent child named below for whose benefit support is due.

Pursuant to an order entered by this Court for support of the child(ren) named below, the Obligor is obligated to pay child support in the amount shown below. As of the date of this Motion, the Obligor is delinquent. has been erratic in making child support payments.

Name Of Child(ren)

Amount Of Support Obligation

Weekly Monthly
 Bi-weekly Other (specify) _____

Date Of Support Order

Amount Of Past Due Support

\$ As Of _____ ← (Date)

The undersigned believes that the Obligor receives disposable wages from the employer named above as set out below.

Amount Of Disposable Wages

Weekly Monthly
 Bi-weekly Other (specify) _____

Now, therefore, the undersigned seeks to have the following amount withheld from the Obligor's wages to satisfy the Order as directed by the Court.

(NOTE: Amount withheld ordinarily may not exceed 40% of disposable wages.)

Amount Sought To Be Withheld
\$ _____

Therefore, the undersigned requests the Court to enforce the Obligor's child support obligation by entry of an order for wage withholding.

Date

Signature Of Person Making Motion

VERIFICATION

I, the undersigned being first duly sworn, say that I have read this Motion and the contents are true to my own knowledge, except as to matters stated on information and belief, and as to those, I believe them to be true.

SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME

Date

Date

Signature Of Person Authorized To Administer Oaths

Signature Of Person Making Motion

Deputy CSC Assistant CSC Clerk Of Superior Court

Name And Address Of Person Making Motion

Notary

Date My Commission Expires

SEAL

County Where Notarized

NOTICE TO OBLIGOR

Take Notice that the foregoing Motion asks the Court to order withholding from your wages to enforce a child support obligation, and:

1. If the Court orders withholding, the Order will apply to wages from your current employer and from any future employer.
2. If wage withholding is ordered, it will continue until:
 - a. the child support order being enforced has expired or becomes invalid; or
 - b. the party initiating this proceeding, the district court judge, and you agree to terminate withholding because there is another adequate means to collect child support or arrearages; or
 - c. all valid arrearages owed to the State are paid in full, and the whereabouts of each child for whom support is owed and the party entitled to receive the support payments are unknown.

CERTIFICATION OF SERVICE

I certify that I served a copy of this Motion by:

delivering a copy personally to:

<i>Name Of Person With Whom Copy Left</i>	<i>Name Of Person With Whom Copy Left</i>
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depositing a copy in the United States mail in an envelope bearing proper postage and addressed as follows:

<i>Name And Address</i>	<i>Name And Address</i>
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leaving a copy at the office of the attorney named below, with a partner or employee

<i>Name Of Attorney</i>	<i>Name Of Attorney</i>
<i>Party Represented</i>	<i>Party Represented</i>
<i>Person With Whom Copies Left</i>	<i>Person With Whom Copies Left</i>

<i>Date Of Service</i>	<i>Signature Of Person Who Served Motion And Notice</i>
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