

STATE OF NORTH CAROLINA

Court File No.

IV-D Case No.

County

In The General Court Of Justice
District Superior Court Division

Civil: (Name Of Plaintiff)
Criminal:

STATE
VERSUS

MOTION TO WITHHOLD FROM
INCOME OTHER THAN WAGES TO
ENFORCE CHILD SUPPORT ORDER

G.S. 110-136.5, -136.10

Name Of Defendant

Name And Address Of Payor

Name And 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 the Court for support of said child(ren), 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 Each Child For Whose Benefit Support Is Due

Amount Of Support Obligation Weekly Monthly Date Of Support Order Or Judgment
\$ Bi-weekly Other (specify)

Amount Of Support Obligation As Of (Date)

The undersigned believes that the obligor receives disposable income from the payor named above as set out below:

Amount Of Disposable Income Weekly Monthly Type Of Income
\$ Bi-weekly Other (specify)

Now, therefore, the undersigned seeks to have the following amount withheld from the obligor's income to satisfy the order as directed by the Court.

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

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 income 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

Deputy CSC Assistant CSC CSC

Name And Address Of Person Making Motion

Notary Date My Commission Expires

SEAL

County Where Notarized

(See Notice To Obligor on reverse.)

NOTICE TO OBLIGOR

Take notice that the foregoing Motion asks the court to order withholding from your disposable income to enforce a child support obligation, and

1. If the court orders withholding, the order will apply to disposable income from your current payor(s) and from any future sources of income.
2. If income 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 or obligee 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.

CERTIFICATE OF SERVICE

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

- depositing a copy enclosed in a postpaid properly addressed envelope in a post office or official depository under the exclusive care and custody of the U.S. Postal Service directed to:
- defendant. defendant's attorney.
 plaintiff. plaintiff's attorney.
- delivering a copy personally to the:
- defendant. defendant's attorney.
 plaintiff. plaintiff's attorney.
- 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>

Other:

<i>Date Served</i>	<i>Title Of Person Serving Motion</i>	<i>Signature Of Person Serving Motion</i>
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