

STATE OF NORTH CAROLINA

Court File No.

IV-D Case No.

County

In The General Court Of Justice
District Superior Court Division

Civil: Plaintiff
Criminal

ORDER ON MOTION TO JOIN
PAYOR AS PARTY TO
ENFORCE WITHHOLDING FROM INCOME
OTHER THAN WAGES

G.S. 110-136.8

STATE
VERSUS

Name Of Defendant

Name And Address Of Payor

Name And Address Of Obligor

Federal Tax ID No.

Social Security No.

The Court makes the following findings of fact and conclusions of law based on the record and the preponderance of the evidence presented.

FINDINGS

- 1. This matter is before the court pursuant to a Motion To Join Payor As Party To Enforce Withholding From Income Other Than Wages.
2. The Motion and a Notice of Hearing were properly served on the payor named above. A hearing was held pursuant to that notice, and the payor:
3. Pursuant to an Order entered under G.S. 110-136.5 or to an administrative determination made under G.S. 110-136.4, the payor was served on Notice Of Obligation To Withhold Withhold From Income Other Than Wages For Child Support.
4. On or after the date on which the Notice Of Obligation To Withhold was served, the obligor named above
5. The disposable income of the obligor on the date on which the Notice Of Obligation To Withhold was served were
6. Pursuant to the terms of the Notice Of Obligation To Withhold, the date on which the payor was obligated to begin withholding was
7. For the following pay periods the payor failed to withhold from the obligor's disposable income and send to the North Carolina Child Support Centralized Collection Office, PO Box 900012, Raleigh, NC 27675, the amount, or the percentage of disposable income, specified in the Notice Of Obligation To Withhold.
8. For the following pay periods the payor withheld an amount from the obligor's disposable income but did not send all of the withheld amount to the North Carolina Child Support Collection Office, PO Box 900012, Raleigh, NC 27675, within ten (10) days of the date on which obligor was paid.
9. From the date on which the Notice Of Obligation To Withhold was served to this date, the payor should have withheld from the obligor's disposable income and sent to the North Carolina Child Support Centralized Collection Office, PO Box 900012, Raleigh, NC 27675, a total of \$
10. Other (specify):

(NOTE: This form may be used in both civil and criminal Cases.)

CONCLUSIONS

1. This matter is properly before the court and the court has jurisdiction over the parties and the subject matter.
2. The payor named above should should not be joined as a party to this action.
3. The payor named above has has not willfully refused to comply with the provisions of G.S. 110-138.8
4. The payor is is not required to withhold under G.S. 110-138.6.
5. The payor is is not liable under G.S. 110-136.8 for the difference between the amount the payor should have withheld and sent to the North Carolina Child Support Collection Office, PO Box 900012, Raleigh, NC 27675, and the amount the payor did send.

ORDER

It is ORDERED that:

- The payor named above is joined as a party in this action, and shall:
- withhold from the disposable income of the obligor named above, in each pay period which begins after this date, the amount or percentage set forth below, and comply in all other respects with the requirements of G.S. 110-136.8.

<i>Amount*</i>	<input type="checkbox"/> <i>Weekly</i>	<input type="checkbox"/> <i>Monthly</i>	<i>Maximum Allowable Percentage</i>
\$	<input type="checkbox"/> <i>Bi-weekly</i>	<input type="checkbox"/> <i>Other (specify) _____</i>	%

***Note:** This amount plus the \$2 processing fee may not exceed the maximum allowable percentage.

- pay on or before _____, _____, to the North Carolina Child Support Collection Office, PO Box 900012, Raleigh, NC 27675, for the benefit of the obligee(s) in this action the amount of \$ _____, being the amount for which the employer/payor is liable under G.S. 110-136.8(e).
- Other:

- The initiating party's Motion To Join Payor As Party is denied.
- Costs are: disallowed.
- taxed to: payor initiating party.
- waived.

Date Order Entered (if different from date signed)

Date Signed

Name Of Presiding Judge (Type Or Print)

Signature Of Presiding Judge