



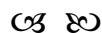
**SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
SELF-HELP CENTER
www.occourts.org/self-help**

**ENFORCMENT OF JUDGMENT
LEVY ON PERSONAL PROPERTY
(BANK ACCOUNT)**

**All documents must be typed or printed neatly.
Please use black ink.**

Self-Help Center Locations:

Lamoreaux Justice Center
1st Floor
341 The City Drive
Orange, CA



Central Justice Center
Room G-100
700 Civic Center Drive West
Santa Ana, CA



North Justice Center
Room 355
1275 N. Berkeley Avenue
Fullerton, CA

Harbor Justice Center
Room 109, Window #18
4601 Jamboree Road
Newport Beach, CA

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INFORMATION SHEET FOR CALCULATING INTEREST AND AMOUNT OWED ON A JUDGMENT

What can the judgment creditor recover?

Under California law, the amount recoverable by a judgment creditor includes:

- The total amount of the judgment entered by the court (principal), plus costs;
- Costs after judgment under Code of Civil Procedure section 685.070; and
- Accrued interest on the total amount.

Costs After Judgment

A judgment creditor is entitled to reimbursement for the “reasonable and necessary” costs of enforcing a judgment. These costs must be reported to the court within two years of the date incurred. The judgment amount includes costs ordered by the court after the judgment. (For information on recovering costs and a detailed list of costs that can be recovered see Code of Civil Procedure sections 685.040, 685.050 et seq., 685.070(b), and 685.090; see also “Requesting Costs and Interest” below).

Accrued Interest (See Code Civ. Proc., §§ 685.010, 685.020(a), and Cal. Const., art. XV, § 1.)

Interest accrues on an unpaid judgment amount at the legal rate of 10% per year (7% if the judgment debtor is a state or local government entity) generally from the date of entry of the judgment. Interest begins to accrue on the amount of costs added to a judgment from the date ordered by the court or from the date costs are allowed following expiration of the time to object. (Code Civ. Proc., § 685.070(d).) Also, upon renewal of a judgment, interest begins to accrue on the day the renewed judgment is entered. If the judgment is payable in installments, interest accrues from the date each installment is due.

Requesting Costs and Interest

To have costs and interest added to the enforceable amount owed, the judgment creditor must file and serve a *Memorandum of Costs After Judgment* (form MC-012). On this form, the judgment creditor must include the exact amount of all costs and accrued interest. This means the judgment creditor is responsible for calculating the amount of interest that accrues on the judgment. It is useful to update this calculation after receiving payments.

Crediting Payments Received

Any payments received by the judgment creditor must be “credited” in a specific order. (Code Civ. Proc., § 695.220.) After specific costs go directly to the levying officer and to the court for fees, the judgment creditor is required to credit payments received first toward *accrued interest* and then toward the *judgment principal* (including costs approved by the court after entry of the judgment).

Calculation of Interest on Judgment and Amount Due

Following are various formulas and examples to assist with the calculation of interest on a judgment using a 10% interest rate:

- **Calculating Daily Interest on a Judgment Using 10% Interest Rate**

Following is the formula for figuring out the amount of interest earned per day on a judgment.

Formula: Total amount of judgment owed x 10% (or 0.10) = interest earned per year.

Divide that number by 365 = daily interest earned.

Example: Judgment debtor owes the judgment creditor \$5,000 (the “judgment principal”).

$$\$5,000 \times 0.10 = \$500$$

$$\$500/365 = \$1.37 \text{ daily interest}$$

The amount of interest earned will be \$1.37 per day as long as the unpaid amount remains \$5,000.

Calculating the Total Amount Due, Including Interest, on the date of payment

Step 1: Calculate the amount of interest owed on the date of payment. This amount will equal the daily interest rate calculated above, multiplied by the number of days since the court entered the final judgment.

1. Figure out the total number of days that have passed since the court entered the final judgment up to the day of payment.
2. Multiply the total days by the amount of daily interest. The result is the amount of interest owing on the day of payment.

Example: Assume a \$5,000 judgment was entered on June 1 and paid on September 8; 100 days from the entry of the judgment have passed.

The daily interest is \$1.37 (see above calculation).

$\$1.37 \text{ per day} \times 100 \text{ days} = \137 interest owed on the date of payment.

The judgment debtor owes \$137 in interest on the principal of \$5,000 on the date of payment.

Step 2: Add the amount of interest that has accrued to the amount of the judgment.

$\$5,000 \text{ judgment amount} + \$137 \text{ interest} = \$5,137$.

The judgment debtor owes a total of \$5,137 on the 100th day after the court entered the judgment.

- **Crediting Partial Payments and Recalculating the Amount Due**

If the judgment debtor does not pay all that is owed at one time, the partial payments the debtor makes are credited to the interest *first* and then to the judgment amount (the principal) owed.

Example: Judgment principal of \$5,000.

- **First Payment: After 200 days, the judgment debtor pays \$1,000**

Step 1: Calculate the amount of interest owed on the date of payment

Following the above example: $\$1.37 \text{ per day} \times 200 \text{ days}$. After 200 days, \$274 in interest will have accrued on the \$5,000 judgment ($200 \text{ days} \times \1.37 per day).

Step 2: Apply payment to interest

The debtor paid \$1,000, which must first be used to credit the \$274 of accrued interest.

That leaves a balance of \$726 to be credited toward the \$5,000 principal ($\$1,000 - \$274 = \726).

Step 3: Apply remainder to principal

The remaining credit of \$726 is applied to the \$5,000 judgment principal ($\$5,000 - \$726 = \$4,274$).

The judgment debtor now owes \$4,274 on the judgment principal.

Step 4: Calculate the new daily interest rate

Daily interest would then accrue at a rate of \$1.17/day.

$\$4,274 \times 10\% = \427.40 interest earned per year.

$\$427.40/365 = \1.17 interest earned per day.

- **Second Payment: After 100 days, a payment of \$500 is made (calculate using steps 1–4)**

1. The amount of interest that accrues in the next 100 days:

$100 \text{ days} \times \$1.17 = \$117$.

2. The payment of \$500 must first be credited towards the interest of \$117, leaving a balance of \$383 to be credited against the principal ($\$500 - \$117 = \$383$).

3. The credit of \$383 is then subtracted from the judgment principal of \$4,274, leaving an unpaid balance of \$3,891.

4. The new daily interest would then accrue on the principal going forward at a rate of \$1.07/day:

$\$3,891 \times 10\% = \$389.10/365$.

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name):	STATE BAR NUMBER: STATE: ZIP CODE: FAX NO.:	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:		
PLAINTIFF: DEFENDANT:		
MEMORANDUM OF COSTS AFTER JUDGMENT, ACKNOWLEDGMENT OF CREDIT, AND DECLARATION OF ACCRUED INTEREST		CASE NUMBER:

1. **Postjudgment costs**

- a. I claim the following costs after judgment incurred within the last two years (indicate if there are multiple items in any category):
- | | <u>Dates Incurred</u> | <u>Amount</u> |
|---|-----------------------|---------------|
| (1) Preparing and issuing abstract of judgment | _____ | \$ _____ |
| (2) Recording and indexing abstract of judgment | _____ | \$ _____ |
| (3) Filing notice of judgment lien on personal property | _____ | \$ _____ |
| (4) Issuing writ of execution, to extent not satisfied by Code Civ. Proc., § 685.050 (specify county): | _____ | \$ _____ |
| (5) Levying officers fees, to extent not satisfied by Code Civ. Proc., § 685.050 or wage garnishment | _____ | \$ _____ |
| (6) Approved fee on application for order for appearance of judgment debtor, or other approved costs under Code Civ. Proc., § 708.110 et seq. | _____ | \$ _____ |
| (7) Attorney fees, if allowed by Code Civ. Proc., § 685.040 | _____ | \$ _____ |
| (8) Other: _____ (Statute authorizing cost): | _____ | \$ _____ |
| (9) Total of claimed costs for current memorandum of costs (add items (1)–(8)) | _____ | \$ _____ |
| b. All previously allowed postjudgment costs | | \$ _____ |
| c. Total of all postjudgment costs (add items a and b) | | \$ _____ |

2. **Credits to interest and principal**

- a. I acknowledge total payments to date in the amount of: \$ _____ (including returns on levy process and direct payments). The payments received are applied first to the amount of accrued interest, and then to the judgment principal (including postjudgment costs allowed) as follows: credit to accrued interest: \$ _____; credit to judgment principal \$ _____.
- b. **Principal remaining due:** The amount of judgment principal remaining due is \$ _____. (See Code Civ. Proc., § 680.300)

3. **Accrued interest remaining due:** I declare interest accruing (at the legal rate) from the date of entry or renewal and on balances from the date of any partial satisfactions (or other credits reducing the principal) remaining due in the amount of \$ _____.

4. I am the: judgment creditor agent for the judgment creditor attorney for the judgment creditor.
 I have knowledge of the facts concerning the costs claimed above. To the best of my knowledge and belief, the costs claimed are correct, reasonable, and necessary, and have not been satisfied.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: _____

(TYPE OR PRINT NAME)



(SIGNATURE OF DECLARANT)

NOTICE TO THE JUDGMENT DEBTOR

If this memorandum of costs is filed at the same time as an application for a writ of execution, any statutory costs, not exceeding \$100 in aggregate and not already allowed by the court, may be included in the writ of execution. The fees sought under this memorandum may be disallowed by the court upon a motion to tax filed by the debtor, notwithstanding the fees having been included in the writ of execution. (Code Civ. Proc., § 685.070(e).) A motion to tax costs claimed in this memorandum must be filed within 10 days after service of the memorandum. (Code Civ. Proc., § 685.070(c).)

Short Title:

CASE NUMBER:

PROOF OF SERVICE **Mail** **Personal Service**

1. At the time of service I was at least 18 years of age and not a party to this legal action.
2. My residence or business address is:
3. I mailed or personally delivered a copy of the *Memorandum of Costs After Judgment, Acknowledgment of Credit, and Declaration of Accrued Interest* as follows (complete either a or b):
 - a. **Mail.** I am a resident of or employed in the county where the mail occurred.
 - (1) I enclosed a copy in an envelope AND
 - (a) **deposited** the sealed envelope with the United States Postal Service with the postage fully prepaid.
 - (b) **placed** the envelope for collection and mailing on the date and at the place shown in items below following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
 - (2) The envelope was addressed and mailed as follows:
 - (a) Name of person served:
 - (b) Address on envelope:
 - (c) Date of mailing:
 - (d) Place of mailing (*city and state*):
 - b. **Personal delivery.** I personally delivered a copy as follows.
 - (1) Name of person served:
 - (2) Address where delivered:
 - (3) Date delivered:
 - (4) Time delivered:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: _____

(TYPE OR PRINT NAME)


(SIGNATURE OF DECLARANT)

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO.: NAME: FIRM NAME: STREET ADDRESS: CITY: STATE: ZIP CODE: TELEPHONE NO.: FAX NO.: E-MAIL ADDRESS: ATTORNEY FOR (name): <input type="checkbox"/> ORIGINAL JUDGMENT CREDITOR <input type="checkbox"/> ASSIGNEE OF RECORD	<i>FOR COURT USE ONLY</i>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
Plaintiff: Defendant:	CASE NUMBER:
<input type="checkbox"/> EXECUTION (Money Judgment) WRIT OF <input type="checkbox"/> POSSESSION OF <input type="checkbox"/> Personal Property <input type="checkbox"/> SALE <input type="checkbox"/> Real Property	<input type="checkbox"/> Limited Civil Case (including Small Claims) <input type="checkbox"/> Unlimited Civil Case (including Family and Probate)

1. **To the Sheriff or Marshal of the County of:**
 You are directed to enforce the judgment described below with daily interest and your costs as provided by law.

2. **To any registered process server:** You are authorized to serve this writ only in accordance with CCP 699.080 or CCP 715.040.

3. (Name):
 is the original judgment creditor assignee of record whose address is shown on this form above the court's name.

4. **Judgment debtor** (name, type of legal entity if not a natural person, and last known address):

 Additional judgment debtors on next page

9. See next page for information on real or personal property to be delivered under a writ of possession or sold under a writ of sale.

10. This writ is issued on a sister-state judgment.

For Items 11–17, see form MC-012 and form MC-013-INFO

11. Total judgment (as entered or renewed)	\$ _____
12. Costs after judgment (CCP 685.090)	\$ _____
13. Subtotal (add 11 and 12)	\$ _____
14. Credits to principal (after credit to interest)	\$ _____
15. Principal remaining due (subtract 14 from 13)	\$ _____
16. Accrued interest remaining due per CCP 685.050(b) (not on GC 6103.5 fees)	\$ _____
17. Fee for issuance of writ	\$ _____
18. Total (add 15, 16, and 17)	\$ _____

5. **Judgment entered** on (date): _____

6. Judgment renewed on (dates): _____

7. **Notice of sale** under this writ
 a. has not been requested.
 b. has been requested (see next page).

8. Joint debtor information on next page.

19. **Levying officer:**
 a. Add daily interest from date of writ (at the legal rate on 15) (not on GC 6103.5 fees) \$ _____
 b. Pay directly to court costs included in 11 and 17 (GC 6103.5, 68637; CCP 699.520(i)) \$ _____

20. The amounts called for in items 11–19 are different for each debtor. These amounts are stated for each debtor on Attachment 20.

[SEAL]

Issued on (date): _____ Clerk, by _____, Deputy

NOTICE TO PERSON SERVED: SEE PAGE 3 FOR IMPORTANT INFORMATION.

Plaintiff: Defendant:	CASE NUMBER:
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21. Additional judgment debtor (name, type of legal entity if not a natural person, and last known address):

22. Notice of sale has been requested by (name and address):

23. Joint debtor was declared bound by the judgment (CCP 989–994)

a. on (date): a. on (date):
b. name, type of legal entity if not a natural person, and last known address of joint debtor: b. name, type of legal entity if not a natural person, and last known address of joint debtor:

c. Additional costs against certain joint debtors are itemized: Below On Attachment 23c

24. (Writ of Possession or Writ of Sale) **Judgment** was entered for the following:

a. Possession of real property: The complaint was filed on (date):
(Check (1) or (2). Check (3) if applicable. Complete (4) if (2) or (3) have been checked.)

(1) The Prejudgment Claim of Right to Possession was served in compliance with CCP 415.46. The judgment includes all tenants, subtenants, named claimants, and other occupants of the premises.

(2) The Prejudgment Claim of Right to Possession was NOT served in compliance with CCP 415.46.

(3) The unlawful detainer resulted from a foreclosure sale of a rental housing unit. (An occupant not named in the judgment may file a Claim of Right to Possession at any time up to and including the time the levying officer returns to effect eviction, regardless of whether a Prejudgment Claim of Right to Possession was served.) *(See CCP 415.46 and 1174.3(a)(2).)*

(4) If the unlawful detainer resulted from a foreclosure (item 24a(3)), or if the Prejudgment Claim of Right to Possession was not served in compliance with CCP 415.46 (item 24a(2)), answer the following:

(a) The daily rental value on the date the complaint was filed was \$

(b) The court will hear objections to enforcement of the judgment under CCP 1174.3 on the following dates (specify):

b. Possession of personal property.
 If delivery cannot be had, then for the value (itemize in 24e) specified in the judgment or supplemental order.

c. Sale of personal property.

d. Sale of real property.

e. The property is described: Below On Attachment 24e

Plaintiff: Defendant:	CASE NUMBER:
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NOTICE TO PERSON SERVED

WRIT OF EXECUTION OR SALE. Your rights and duties are indicated on the accompanying *Notice of Levy* (form EJ-150).

WRIT OF POSSESSION OF PERSONAL PROPERTY. If the levying officer is not able to take custody of the property, the levying officer will demand that you turn over the property. If custody is not obtained following demand, the judgment may be enforced as a money judgment for the value of the property specified in the judgment or in a supplemental order.

WRIT OF POSSESSION OF REAL PROPERTY. If the premises are not vacated within five days after the date of service on the occupant or, if service is by posting, within five days after service on you, the levying officer will remove the occupants from the real property and place the judgment creditor in possession of the property. Except for a mobile home, personal property remaining on the premises will be sold or otherwise disposed of in accordance with CCP 1174 unless you or the owner of the property pays the judgment creditor the reasonable cost of storage and takes possession of the personal property not later than 15 days after the time the judgment creditor takes possession of the premises.

EXCEPTION IF RENTAL HOUSING UNIT WAS FORECLOSED. If the residential property that you are renting was sold in a foreclosure, you have additional time before you must vacate the premises. If you have a lease for a fixed term, such as for a year, you may remain in the property until the term is up. If you have a periodic lease or tenancy, such as from month-to-month, you may remain in the property for 90 days after receiving a notice to quit. A blank form *Claim of Right to Possession and Notice of Hearing* (form CP10) accompanies this writ. You may claim your right to remain on the property by filling it out and giving it to the sheriff or levying officer.

EXCEPTION IF YOU WERE NOT SERVED WITH A FORM CALLED PREJUDGMENT CLAIM OF RIGHT TO POSSESSION. If you were not named in the judgment for possession and you occupied the premises on the date on which the unlawful detainer case was filed, you may object to the enforcement of the judgment against you. You must complete the form *Claim of Right to Possession and Notice of Hearing* (form CP10) and give it to the sheriff or levying officer. A blank form accompanies this writ. You have this right whether or not the property you are renting was sold in a foreclosure.

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address):
After recording, return to:

TEL NO.: _____ FAX NO. (optional): _____

E-MAIL ADDRESS (Optional): _____

ATTORNEY FOR JUDGMENT CREDITOR ASSIGNEE OF RECORD

SUPERIOR COURT OF CALIFORNIA, COUNTY OF _____

STREET ADDRESS: _____

MAILING ADDRESS: _____

CITY AND ZIP CODE: _____

BRANCH NAME: _____

FOR RECORDER'S USE ONLY

PLAINTIFF: DEFENDANT:	LEVYING OFFICER (Name and Address):
NOTICE OF LEVY under Writ of <input type="checkbox"/> Execution (Money Judgment) <input type="checkbox"/> Sale	LEVYING OFFICER FILE NO.: _____ COURT CASE NO.: _____

TO THE PERSON NOTIFIED (name):

- The judgment creditor seeks to levy upon property in which the judgment debtor has an interest and apply it to the satisfaction of a judgment as follows:
 - Judgment debtor (name): _____
 - The property to be levied upon is described
 - in the accompanying writ of possession or writ of sale.
 - as follows: _____
- The amount necessary to satisfy the judgment creditor's judgment is:

a. Total amount due (less partial satisfactions)	\$ _____
b. Levy fee	\$ _____
c. Sheriff's disbursement fee	\$ _____
d. Recoverable costs	\$ _____
e. Total (a through d)	\$ _____
f. Daily interest	\$ _____
- You are notified as
 - a judgment debtor.
 - a person other than the judgment debtor (state capacity in which person is notified): _____

(Read Information for Judgment Debtor or Information for Person Other Than Judgment Debtor on page two.)

- Notice of Levy was
- mailed on (date): _____
 - delivered on (date): _____
 - posted on (date): _____
 - filed on (date): _____
 - recorded on (date): _____

Date: _____

(TYPE OR PRINT NAME)

(SIGNATURE)

- Levying officer Registered process server

–INFORMATION FOR JUDGMENT DEBTOR–

1. The levying officer is required to take custody of the property described in item 1 in your possession or under your control.
2. You may claim any available exemption for your property. A list of exemptions is attached. **If you wish to claim an exemption for personal property, you must do so within 10 days after this notice was delivered to you or 15 days after this notice was mailed to you** by filing a claim of exemption and one copy with the levying officer as provided in section 703.520 of the Code of Civil Procedure. **If you do not claim an exemption, you may lose it and the property is subject to enforcement of a money judgment. If you wish to seek the advice of an attorney, you should do so immediately so that a claim of exemption can be filed on time.**
3. You are not entitled to claim an exemption for property that is levied upon under a judgment for sale of property. This property is described in the accompanying writ of sale. You may, however, claim available exemptions for property levied upon to satisfy damages or costs awarded in such a judgment.
4. You may obtain the release of your property by paying the amount of a money judgment with interest and costs remaining unpaid.
5. If your property is levied upon under a writ of execution or to satisfy damages and costs under a writ of possession or sale, the property may be sold at an execution sale, perhaps at a price substantially below its value. Notice of sale will be given to you. Notice of sale of real property (other than a leasehold estate with an unexpired term of less than two years) may not be given until at least 120 days after this notice is served on you. This grace period is intended to give you an opportunity to settle with the judgment creditor, to obtain a satisfactory buyer for the property, or to encourage other potential buyers to attend the execution sale.
6. All sales at an execution sale are final; there is no right of redemption.

– INFORMATION FOR PERSON OTHER THAN JUDGMENT DEBTOR –

1. If the property levied upon is in your possession or under your control and you do not claim the right to possession or a security interest, you must deliver the property to the levying officer. If you do not deny an obligation levied upon or do not claim a priority over the judgment creditor's lien, you must pay to the levying officer the amount that is due and payable and that becomes due and payable during the period of the execution lien, which lasts two years from the date of issuance of the writ of execution. You must execute and deliver any documents needed to transfer the property.
2. You must complete the accompanying Memorandum of Garnishee.
3. If you claim ownership or the right to possession of real or personal property levied upon or if you claim a security interest in or lien on personal property levied upon, you may make a third-party claim and obtain the release of the property pursuant to sections 720.010–720.800 of the Code of Civil Procedure.
4. **Make checks payable to the levying officer.**

EXEMPTIONS FROM THE ENFORCEMENT OF JUDGMENTS

The following is a list of assets that may be exempt from levy in enforcing a judgment.

Exemptions are found in the United States Code (USC) and in the California codes, primarily the Code of Civil Procedure (CCP).

Because of periodic changes in the law, the list may not include all exemptions that apply in your case. The exemptions may not apply in full or under all circumstances. Some are not available after a certain period of time. You or your attorney should read the statutes.

If you believe the assets that are being levied on are exempt, file the claim of exemption form that you received from the levying officer.

AMOUNT OF EXEMPTIONS: For the exemption amount, please refer to the code section listed below for each type of property. The current amounts of certain exemptions are listed in Current Dollar Amounts of Exemptions From Enforcement of Judgments (form EJ-156). The amounts of some of the exemptions are amended every three years and become effective immediately on April 1 under the provisions of Code of Civil Procedure section 703.150.

Table with 4 columns: Type of Property, Code and Section, Type of Property, Code and Section. Lists various assets like ALE Accounts, Appliances, Automobiles, etc., and their corresponding legal code sections.

EXEMPTIONS FROM THE ENFORCEMENT OF JUDGMENTS

(Continued)

<u>Type of Property</u>	<u>Code and Section</u>	<u>Type of Property</u>	<u>Code and Section</u>
Direct Deposit Account:		Municipal Utility District	
Social Security	CCP § 704.080	Retirement Benefits	CCP § 704.110
Disability Insurance Benefits	CCP § 704.130	Pub Util C § 12337	
Dwelling House	CCP § 704.740	Peace Officers Retirement	
Earnings	CCP § 704.070	Benefits	CCP § 704.110
	CCP § 706.050	Pension Plans:	Govt C § 31913
	15 USC § 1673(a)	Private	CCP § 704.115
Educational Grant	Ed C § 21116	Public	CCP § 704.110
Employment Bonds	Lab C § 404	Personal Effects	CCP § 704.020
Financial Assistance:		Personal Injury Actions	
Charity	CCP § 704.170	or Damages	CCP § 704.140
Public Assistance	CCP § 704.170	Prisoner's Funds	CCP § 704.090
	Welf & I C § 17409	Property Not Subject to	
Student Aid	CCP § 704.190	Enforcement of Money	
Welfare (See Public Assistance)		Judgments	CCP § 704.210
Fire Service Retirement	CCP § 704.110	Prosthetic and Orthopedic	
	Govt C § 32210	Devices	CCP § 704.050
Fraternal Organizations		Provisions (for Residence)	CCP § 704.020
Funds and Benefits	CCP § 704.130	Public Assistance	CCP § 704.170
	CCP § 704.170		Welf & I C § 17409
Fuel for Residence	CCP § 704.020	Public Employees:	
Furniture	CCP § 704.020	Death Benefits	CCP § 704.110
General Assignment for		Pension	CCP § 704.110
Benefit of Creditors	CCP § 1801	Retirement Benefits	CCP § 704.110
Health Aids	CCP § 704.050	Vacation Credits	CCP § 704.113
Health Insurance Benefits	CCP § 704.130	Railroad Retirement Benefits	45 USC § 2281
Home:		Railroad Unemployment	
Building Materials	CCP § 704.030	Insurance	45 USC § 352(e)
Dwelling House	CCP § 704.740	Relocation Benefits	CCP § 704.180
Homestead	CCP § 704.720	Retirement Benefits and	
	CCP § 704.730	Contributions:	
Housetrailer	CCP § 704.710	Private	CCP § 704.115
Mobilehome	CCP § 704.710	Public	CCP § 704.110
Homestead	CCP § 704.720		Ins C § 10498.5
	CCP § 704.730	Segregated Benefit Funds	Ins C § 10498.6
Household Furnishings	CCP § 704.020	Servicemembers Property	50 USC § 523(b)
Insurance:		Social Security	42 USC § 407
Disability Insurance	CCP § 704.130	Social Security Direct Deposit	
Fraternal Benefit Society	CCP § 704.110	Account	CCP § 704.080
Group Life	CCP § 704.100	Strike Benefits	CCP § 704.120
Health Insurance Benefits	CCP § 704.130	Student Aid	CCP § 704.190
Individual	CCP § 704.100	Tools of Trade	CCP § 704.060
Insurance Proceeds—		Transit District Retirement	
Motor Vehicle	CCP § 704.010	Benefits (Alameda and Contra	
Irrigation System	CCP § 704.040	Costa Counties)	CCP § 704.110
Retirement Benefits	CCP § 704.110	Travelers Check Sales Proceeds	Pub Util C § 25337
Jewelry		Unemployment Benefits and	Fin C § 1875
Judges Survivors Benefits		Contributions	CCP § 704.120
(Federal)	28 USC § 376(n)	Uniforms	CCP § 704.060
Legislators Retirement		Vacation Credits (Public	
Benefits	CCP § 704.110	Employees)	CCP § 704.113
	Govt C § 9359.3	Veterans Benefits	38 USC § 3101
Licenses	CCP § 695.060	Veterans Medal of Honor	
	CCP § 720(a)(1)	Benefits	38 USC § 562
Lighthouse Keepers Widows		Wages	CCP § 704.070
Benefits	33 USC § 775		CCP § 706.050
Longshore and Harbor Workers			CCP § 706.051
Compensation or Benefits	33 USC § 916	Welfare Payments	CCP § 704.170
Military Benefits:			Welf & I C § 17409
Retirement	10 USC § 1440	Workers Compensation	
Survivors	10 USC § 1450	Claims or Awards	CCP § 704.160
Military Personnel—Property	50 USC § 523(b)	Wrongful Death Actions or	
Motor Vehicle (Including		Damages	CCP § 704.150
Proceeds)	CCP § 704.010		
	CCP § 704.060		



**ORANGE COUNTY SHERIFF'S DEPARTMENT
LEVY/GARNISHMENT INSTRUCTIONS**

DO NOT USE FOR EVICTIONS

<p>COURT CASE NO.: _____</p> <p>SHERIFF FILE NO.: _____</p> <p>JUDGMENT CREDITOR(S): _____</p> <p>_____</p> <p>JUDGMENT DEBTOR(S)(If the judgment debtor is other than a natural person, the type of legal entity must be stated: _____</p> <p>_____</p> <p>Issue Date of Writ _____</p> <p>Total Amount of Judgment \$ _____</p> <p><input type="checkbox"/> Sheriff to Serve</p> <p><input type="checkbox"/> Registered Process Server to Serve</p>	<p>The Writ Accompanying These Instructions is:</p> <p><input type="checkbox"/> An Original Writ, or a Copy of the Original Writ Issued by the Court as an Electronic Writ, Not Already in Possession of the Levying Officer</p> <p><input type="checkbox"/> A Copy of the Original Writ Already in Possession of the Levying Officer</p> <p><input type="checkbox"/> An Original Writ (Non Electronic)</p> <p><input type="checkbox"/> (Registered Process Servers Only) A copy of the Original Writ for the sole purpose of opening a Levying Officer file prior to the levy.</p> <p>Property is a Dwelling YES <input type="checkbox"/> NO <input type="checkbox"/></p> <p><input type="checkbox"/> Property is Real Property (Ex. House or Apt)</p> <p><input type="checkbox"/> Property is Personal Property (Ex. Mobile Home or Boat)</p>
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YOU ARE HEREBY INSTRUCTED TO: (Check Appropriate Column)

- LEVY ON BANK ACCOUNT OF JUDGMENT DEBTOR
- PLACE KEEPER IN JUDGMENT DEBTOR'S BUSINESS 8 HOURS Open End
- TILL TAP
- VEHICLE LEVY
- PERSONAL PROPERTY LEVY
- GARNISHMENT
- EARNINGS (WAGE) LEVY (Application for Earnings Withholding Order must be Included)
- OTHER LEVY: _____

ENTER COMPLETE INSTRUCTIONS BELOW: (Name and address of bank; Judgment Debtor's place of business; license number of vehicle and address where vehicle is located, description of property to be levied—whichever applies per box(es) marked above.)

BANK LEVIES ONLY: Account Number (if known): _____

ACCEPTING AMOUNT: To instruct us to accept LESS THAN the amount shown on the writ, plus interest and costs, indicate the lesser amount here: \$ _____

SEE PAGE 2 OF THIS FORM FOR ADDITIONAL REQUIRED INFORMATION



**ORANGE COUNTY SHERIFF'S DEPARTMENT
LEVY/GARNISHMENT INSTRUCTIONS**

X _____
Type or print name of Attorney / Litigant

X _____
Signature of Attorney/Litigant

Daytime Telephone Number: () _____

Email : _____

ALL COMMUNICATION, REFUNDS DUE AND COLLECTIONS WILL BE DIRECTED TO THE NAME AND ADDRESS LISTED BELOW: (Print clearly and carefully)

***NOTE: PLEASE DO NOT TELEPHONE THE OFFICE FOR A STATUS ON YOUR CASE. WE WILL NOTIFY YOU BY MAIL ON THE OUTCOME OF THE SERVICE**