

# CLAIM OF EXEMPTION FOR LEVY ON PERSONAL PROPERTY

## SELF-HELP FORM PACKET



SHC-CPJ-03 (Rev. 10/01/2021)

Self-Help Services can review your completed forms before you file them with the Court. To request review of your completed forms:

1. Complete the attached forms in black ink.
2. Scan your completed forms and save as a single PDF file.
3. Go to **[www.occourts.org/self-help](http://www.occourts.org/self-help)** (click the blue button labeled *Click Here to Contact Self-Help Services*), attach the PDF, and complete the online request form. Make sure to select CIVIL as the case type on the form.



SHORT TITLE:	LEVYING OFFICER FILE NO.	COURT CASE NO.
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## FINANCIAL STATEMENT

(Wage Garnishment—Enforcement of Judgment)

**NOTE: If you are married, this form must be signed by your spouse unless you and your spouse are living separate and apart. If this form is not signed by your spouse, check the applicable box on the reverse in item 9.**

1. The following persons other than myself depend, in whole or in part, on me or my spouse for support:

	NAME	AGE	RELATIONSHIP TO ME	MONTHLY TAKE-HOME INCOME & SOURCE
a.			Spouse	
b.				
c.				
d.				
e.				

**2. My monthly income**

- a. My gross monthly pay is:..... 2a. \$ \_\_\_\_\_
- b. My payroll deductions are (*specify purpose and amount*):
  - (1) Federal and state withholding, FICA, and SDI. .... \$ \_\_\_\_\_
  - (2) \_\_\_\_\_ \$ \_\_\_\_\_
  - (3) \_\_\_\_\_ \$ \_\_\_\_\_
  - (4) \_\_\_\_\_ \$ \_\_\_\_\_

My TOTAL payroll deduction amount is (*add (1) through (4)*): ..... b. \$ \_\_\_\_\_

c. My monthly take-home pay is (*a minus b*): ..... c. \$ \_\_\_\_\_

d. Other money I get each month from (*specify source*):  
 \_\_\_\_\_ is ..... d. \$ \_\_\_\_\_

**e. TOTAL MONTHLY INCOME** (*c plus d*) ..... e. \$ \_\_\_\_\_

**3. I, my spouse, and my other dependents own the following property:**

a. Cash ..... 3a. \$ \_\_\_\_\_

- b. Checking, savings, and credit union accounts (*list banks*):
  - (1) \_\_\_\_\_ \$ \_\_\_\_\_
  - (2) \_\_\_\_\_ \$ \_\_\_\_\_
  - (3) \_\_\_\_\_ \$ \_\_\_\_\_

c. Cars, other vehicles, and boat equity (*list make, year of each*):

- (1) \_\_\_\_\_ \$ \_\_\_\_\_
- (2) \_\_\_\_\_ \$ \_\_\_\_\_
- (3) \_\_\_\_\_ \$ \_\_\_\_\_

d. Real estate equity ..... d. \$ \_\_\_\_\_

e. Other personal property (jewelry, furniture, furs, stocks, bonds, etc.) (*list separately*):

e. \$ \_\_\_\_\_

SHORT TITLE:	LEVYING OFFICER FILE NO.	COURT CASE NO.
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**4. The monthly expenses for me, my spouse, and my other dependents**

- |   |         |  |
|---|---------|--|
| a. Rent or house payment and maintenance .....  | 4 a. \$ |  |
| b. Food and household supplies .....  | b. \$   |  |
| c. Utilities and telephone .....  | c. \$   |  |
| d. Clothing .....   | d. \$   |  |
| e. Medical and dental payments .....  | e. \$   |  |
| f. Insurance (life, health, accident, etc.) .....   | f. \$   |  |
| g. School, child care .....   | g. \$   |  |
| h. Child, spousal support (prior marriage) .....  | h. \$   |  |
| i. Transportation & auto expenses (insurance, gas, repair) <i>(list car payments in item 5)</i> ..... | i. \$   |  |
| j. Installment payments <i>(insert total and itemize below in item 5)</i> .....                       | j. \$   |  |
| k. Laundry and cleaning .....   | k. \$   |  |
| l. Entertainment .....  | l. \$   |  |
| m. Other <i>(specify)</i> :   |         |  |
|   | m. \$   |  |

n. <b>TOTAL MONTHLY EXPENSES</b> <i>(add a through m)</i> : .....	n. \$	
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**5. I, my spouse, and my other dependents owe the following debts:**

CREDITOR'S NAME	FOR	MO. PAYMENTS	BALANCE OWED	OWED BY <i>(State person's name)</i>
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6. Other facts which support this Claim of Exemption (i.e., unusual medical needs, school tuition, expenses for recent family emergencies, or other unusual expenses to help your creditor and the judge understand your budget) *(describe)*: *(If more space is needed, attach page labeled Attachment 6.)*

7.  An earnings withholding order is now in effect with respect to my earnings or those of my spouse or dependents named in item 1 *(specify each person's name and monthly amount)*:

8.  A wage assignment for support is now in effect with respect to my earnings or those of my spouse or dependents named in item 1 *(specify each person's name and monthly amount)*:

9.  My spouse has signed below.  
 I have no spouse.  
 My spouse and I are living separate and apart.

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)

\_\_\_\_\_  
(TYPE OR PRINT NAME OF SPOUSE)

▶

\_\_\_\_\_  
(SIGNATURE)

▶

\_\_\_\_\_  
(SIGNATURE OF SPOUSE)

## 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 with the *Notice of Levy* packet.

**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.

<u>Type of Property</u>	<u>Code and Section</u>	<u>Type of Property</u>	<u>Code and Section</u>
ABLE Accounts . . . . .	Welf & I C § 4880(c)	Benefit Payments ( <i>cont.</i> )	
Accounts ( <i>See Deposit Accounts</i> )		Relocation Benefits . . . . .	CCP § 704.180
Appliances . . . . .	CCP § 704.020	Retirement Benefits	
Art and Heirlooms . . . . .	CCP § 704.040	and Contributions:	
Automobiles . . . . .	CCP § 704.010	Private . . . . .	CCP § 704.115
BART District Benefits . . . . .	CCP § 704.110	Public . . . . .	CCP § 704.110
	Pub Util C § 28896	Segregated Benefit Funds . . . . .	Ins C § 10498.5
Benefit Payments:		Social Security Benefits . . . . .	42 USC § 407
BART District Benefits . . . . .	CCP § 704.110	Strike Benefits . . . . .	CCP § 704.120
	Pub Util C § 28896	Supplemental Security Income . . . . .	42 USC § 1383
Charity . . . . .	CCP § 704.170		42 USC § 407(d)
Civil Service Retirement		Transit District Retirement	
Benefits (Federal) . . . . .	5 USC § 8346	Benefits (Alameda and	
County Employees		Contra Costa Counties) . . . . .	CCP § 704.110
Retirement Benefits . . . . .	CCP § 704.110	Pub Util C § 25337	
	Govt C § 31452	Unemployment Benefits	
Disability Insurance Benefits . . . . .	CCP § 704.130	and Contributions . . . . .	CCP § 704.120
Fire Service Retirement		Veterans Benefits . . . . .	38 USC § 5301
Benefits . . . . .	CCP § 704.110	Veterans Medal of Honor	
	Govt C § 32210	Benefits . . . . .	38 USC § 1562
Fraternal Organization		Welfare Payments . . . . .	CCP § 704.170
Funds Benefits . . . . .	CCP § 704.130		Welf & I C § 17409
	CCP § 704.170	Workers Compensation . . . . .	CCP § 704.160
Health Insurance Benefits . . . . .	CCP § 704.130	Boats . . . . .	CCP § 704.060
Irrigation System			CCP § 704.710
Retirement Benefits . . . . .	CCP § 704.110	Books . . . . .	CCP § 704.060
Judges Survivors Benefits		Building Materials (Residential) . . . . .	CCP § 704.030
(Federal) . . . . .	28 USC § 376(n)	Business:	
Legislators Retirement		Licenses . . . . .	CCP § 695.060
Benefits . . . . .	CCP § 704.110		CCP § 699.720(a)(1)
	Govt C § 9359.3	Tools of Trade . . . . .	CCP § 704.060
Life Insurance Benefits:		Cars and Trucks (including	
Group . . . . .	CCP § 704. 100	proceeds) . . . . .	CCP § 704.010
Individual . . . . .	CCP § 704. 100	Cash . . . . .	CCP § 704.070
Lighthouse Keepers		Cemeteries:	
Surviving Spouses Benefits . . . . .	33 USC § 775	Land Proceeds . . . . .	Health & SC § 7925
Longshore & Harbor Workers		Plots . . . . .	CCP § 704.200
Compensation or Benefits . . . . .	33 USC § 916	Charity . . . . .	CCP § 704.170
Military Benefits:		Claims, Actions and Awards:	
Retirement . . . . .	10 USC § 1440	Personal Injury . . . . .	CCP § 704.140
Survivors . . . . .	10 USC § 1450	Worker's Compensation . . . . .	CCP § 704.160
Municipal Utility District		Wrongful Death . . . . .	CCP § 704.150
Retirement Benefits . . . . .	CCP § 704.110	Clothing . . . . .	CCP § 704.020
	Pub Util C § 12337	Condemnation Proceeds . . . . .	CCP § 704.720(b)
Peace Officers Retirement		County Employees Retirement	
Benefits . . . . .	CCP § 704.110	Benefits . . . . .	CCP § 704.110
Pension Plans			Govt C § 31452
(and Death Benefits):		Damages ( <i>See Personal Injury</i>	
Private . . . . .	CCP § 704.115	and <i>Wrongful Death</i> )	
Public . . . . .	CCP § 704.110	Deposit Accounts:	
Public Assistance . . . . .	CCP § 704.170	Deposit Accounts (generally) . . . . .	CCP § 704.220
	Welf & I C § 17409	Deposit Accounts (hardship) . . . . .	CCP § 704.225

**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>
Deposit Accounts ( <i>cont.</i> )		Motor Vehicle (Including Proceeds) . . . . .	CCP § 704.010 CCP § 704.060
Escrow or Trust Funds . . . . .	Fin C § 17410	Municipal Utility District Retirement Benefits . . . . .	CCP § 704.110
Social Security Direct Deposits . . . . .	CCP § 704.080	Peace Officers Retirement Benefits . . . . .	Pub Util C § 12337 CCP § 704.110
Direct Deposit Account:		Pension Plans:	Govt C § 31913
Social Security . . . . .	CCP § 704.080	Private . . . . .	CCP § 704.115
Supplemental Security Income . . . . .	CCP § 704.080	Public . . . . .	CCP § 704.110
Public Benefits . . . . .	CCP § 704.080	Personal Effects . . . . .	CCP § 704.020
Disability Insurance Benefits . . . . .	CCP § 704.130	Personal Injury Actions or Damages . . . . .	CCP § 704.140
Dwelling House . . . . .	CCP § 704.740	Prisoner's Funds . . . . .	CCP § 704.090
Earnings . . . . .	CCP § 704.070 CCP § 706.050 15 USC § 1673(a)	Property Not Subject to Enforcement of Money Judgments . . . . .	CCP § 704.210
Educational Grant . . . . .	Ed C § 21116	Prosthetic and Orthopedic Devices . . . . .	CCP § 704.050
Employment Bonds . . . . .	Lab C § 404	Provisions (for Residence) . . . . .	CCP § 704.020
Federal Emergency Management Agency (FEMA) funds . . . . .	CCP § 704.230	Public Assistance . . . . .	CCP § 704.170 Welf & I C § 17409
Financial Assistance:		Public Employees:	
Charity . . . . .	CCP § 704.170	Death Benefits . . . . .	CCP § 704.110
Public Assistance . . . . .	CCP § 704.170 Welf & I C § 17409	Pension . . . . .	CCP § 704.110
Student Aid . . . . .	CCP § 704.190	Retirement Benefits . . . . .	CCP § 704.110
Welfare ( <i>See Public Assistance</i> ) . . . . .		Vacation Credits . . . . .	CCP § 704.113
Fire Service Retirement . . . . .	CCP § 704.110 Govt C § 32210	Railroad Retirement Benefits . . . . .	45 USC § 231m
Fraternal Organizations		Railroad Unemployment Insurance . . . . .	45 USC § 352(e)
Funds and Benefits . . . . .	CCP § 704.130 CCP § 704.170	Relocation Benefits . . . . .	CCP § 704.180
Fuel for Residence . . . . .	CCP § 704.020	Retirement Benefits and Contributions:	
Furniture . . . . .	CCP § 704.020	Private . . . . .	CCP § 704.115
General Assignment for Benefit of Creditors . . . . .	CCP § 1801	Public . . . . .	CCP § 704.110 Ins C § 10498.5
Health Aids . . . . .	CCP § 704.050	Scholarshare (Higher Education Savings) . . . . .	CCP § 704.105
Health Insurance Benefits . . . . .	CCP § 704.130	Segregated Benefit Funds . . . . .	Ins C § 10498.6
Home:		Servicemembers Property . . . . .	50 USC § 523(b)
Building Materials . . . . .	CCP § 704.030	Social Security . . . . .	42 USC § 407
Dwelling House . . . . .	CCP § 704.740	Social Security Direct Deposit . . . . .	CCP § 704.080
Homestead . . . . .	CCP § 704.720 CCP § 704.730	Strike Benefits . . . . .	CCP § 704.120
House trailer . . . . .	CCP § 704.710	Supplemental Security Income . . . . .	42 USC § 1383(d) 42 USC § 407
Mobilehome . . . . .	CCP § 704.710	Student Aid . . . . .	CCP § 704.190
Homestead . . . . .	CCP § 704.720 CCP § 704.730	Tools of Trade . . . . .	CCP § 704.060
Household Furnishings . . . . .	CCP § 704.020	Transit District Retirement Benefits (Alameda and Contra Costa Counties) . . . . .	CCP § 704.110 Pub Util C § 25337
Insurance:		Travelers Check Sales Proceeds . . . . .	Fin C § 1875
Disability Insurance . . . . .	CCP § 704.130	Unemployment Benefits and Contributions . . . . .	CCP § 704.120
Fraternal Benefit Society . . . . .	CCP § 704.110	Uniforms . . . . .	CCP § 704.060
Group Life . . . . .	CCP § 704.100	Vacation Credits (Public Employees) . . . . .	CCP § 704.113
Health Insurance Benefits . . . . .	CCP § 704.130	Veterans Benefits . . . . .	38 USC § 5301
Individual . . . . .	CCP § 704.100	Veterans Medal of Honor Benefits . . . . .	38 USC § 1562
Insurance Proceeds—		Wages . . . . .	CCP § 704.070 CCP § 706.050 CCP § 706.051
Motor Vehicle . . . . .	CCP § 704.010	Welfare Payments . . . . .	CCP § 704.170 Welf & I C § 17409
Irrigation System		Workers Compensation Claims or Awards . . . . .	CCP § 704.160
Retirement Benefits . . . . .	CCP § 704.110	Wrongful Death Actions or Damages . . . . .	CCP § 704.150
Jewelry . . . . .	CCP § 704.040		
Judges Survivors Benefits (Federal) . . . . .	28 USC § 376(n)		
Legislators Retirement Benefits . . . . .	CCP § 704.110 Govt C § 9359.3		
Licenses . . . . .	CCP § 695.060 CCP § 720(a)(1)		
Lighthouse Keepers Surviving Spouses Benefit . . . . .	33 USC § 775		
Longshore and Harbor Workers Compensation or Benefits . . . . .	33 USC § 916		
Military Benefits:			
Retirement . . . . .	10 USC § 1440		
Survivors . . . . .	10 USC § 1450		
Military Personnel—Property . . . . .	50 USC § 3934		

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**CURRENT DOLLAR AMOUNTS OF EXEMPTIONS FROM ENFORCEMENT OF JUDGMENTS**  
**Code of Civil Procedure sections 703.140(b) and 704.010 et seq.**

**EXEMPTIONS UNDER SECTION 703.140(b)**

The following lists the current dollar amounts of exemptions from enforcement of judgment under Code of Civil Procedure section 703.140(b) used in a case under title 11 of the United States Code (bankruptcy).

These amounts are effective April 1, 2019. Unless otherwise provided by statute after that date, they will be adjusted at each three-year interval, ending on March 31. The amount of the adjustment to the prior amounts is based on the change in the annual California Consumer Price Index for All Urban Consumers for the most recent three-year period ending on the preceding December 31, with each adjusted amount rounded to the nearest \$25. (See Code Civ. Proc., § 703.150(d).)

<u>Code Civ. Proc., § 703.140(b)</u>	<u>Type of Property</u>	<u>Amount of Exemption</u>
(1)	The debtor's aggregate interest in real property or personal property that the debtor or a dependent of the debtor uses as a residence, or in a cooperative that owns property that the debtor or a dependent of the debtor uses as a residence,	\$ 29,275
(2)	The debtor's interest in one or more motor vehicles	\$ 5,850
(3)	The debtor's interest in household furnishings, household goods, wearing apparel, appliances, books, animals, crops, or musical instruments, that are held primarily for the personal, family, or household use of the debtor or a dependent of the debtor (value is of any particular item)	\$ 725
(4)	The debtor's aggregate interest in jewelry held primarily for the personal, family, or household use of the debtor or a dependent of the debtor	\$ 1,750
(5)	The debtor's aggregate interest, plus any unused amount of the exemption provided under paragraph (1), in any property	\$ 1,550
(6)	The debtor's aggregate interest in any implements, professional books, or tools of the trade of the debtor or the trade of a dependent of the debtor	\$ 8,725
(8)	The debtor's aggregate interest in any accrued dividend or interest under, or loan value of, any unmaturing life insurance contract owned by the debtor under which the insured is the debtor or an individual of whom the debtor is a dependent	\$ 15,650
(11)(D)	The debtor's right to receive, or property traceable to, a payment on account of personal bodily injury of the debtor or an individual of whom the debtor is a dependent	\$ 29,275

**CURRENT DOLLAR AMOUNTS OF EXEMPTIONS FROM ENFORCEMENT OF JUDGMENTS**  
**Code of Civil Procedure sections 703.140(b) and 704.010 et seq.**  
**EXEMPTIONS UNDER SECTION 704.010 et seq.**

The following lists the current dollar amounts of exemptions from enforcement of judgment under title 9, division 2, chapter 4, article 3 (commencing with section 704.010) of the Code of Civil Procedure.

The amount of the automatic exemption for a deposit account under section 704.220(a) is effective July 1, 2021, and unless otherwise provided by statute after that date, will be adjusted annually effective July 1 by the Department of Social Services under Welf. & Inst. Code, § 11453 to reflect the minimum basic standard of care for a family of four as established by § 11452.\*

The other amounts are all effective April 1, 2019. Unless otherwise provided by statute after that date, they will be adjusted at each three-year interval, ending on March 31. The amount of the adjustment to the prior amounts is based on the change in the annual California Consumer Price Index for All Urban Consumers for the most recent three-year period ending on the preceding December 31, with each adjusted amount rounded to the nearest \$25. (See Code Civ. Proc., § 703.150(d).)

<u>Code Civ. Proc. Section</u>	<u>Type of Property</u>	<u>Amount of Exemption</u>
704.010	Motor vehicle (any combination of aggregate equity, proceeds of execution sale, and proceeds of insurance or other indemnification for loss, damage, or destruction)	\$ 3,325
704.030	Material to be applied to repair or maintenance of residence	\$ 3,500
704.040	Jewelry, heirlooms, art	\$ 8,725
704.060	Personal property used in debtor's or debtor's spouse's trade, business, or profession (amount of exemption for commercial motor vehicle not to exceed \$4,850)	\$ 8,725
704.060	Personal property used in debtor's and spouse's common trade, business, or profession (amount of exemption for commercial motor vehicle not to exceed \$9,700)	\$ 17,450
704.220	Deposit account, generally (exemption without claim; amount per judgment debtor, section 704.220(a),(e)) <sup>1</sup>	\$ 1,826*
704.080	Deposit account with direct payment of social security or public benefits (exemption without claim, section 704.080(b)) <sup>2</sup>	
	• Public benefits, one depositor is designated payee	\$ 1,750
	• Social security benefits, one depositor is designated payee	\$ 3,500
	• Public benefits, two or more depositors are designated payees <sup>3</sup>	\$ 2,600
	• Social security benefits, two or more depositors are designated payees <sup>3</sup>	\$ 5,250
704.090	Inmate trust account	\$ 1,750
	Inmate trust account (restitution fine or order)	\$ 325 <sup>4</sup>
704.100	Aggregate loan value of unmaturred life insurance policies	\$ 13,975

<sup>1</sup> This exemption does not preclude or reduce other exemptions for deposit accounts. However, if the exemption amount for the deposit account applicable under other automatic exemptions—such as those applicable for direct deposit of social security benefits or public benefits—is greater under the other exemptions, then those apply instead of this one. (Code Civ. Proc., § 704.220(b).)

<sup>2</sup> The amount of a deposit account with direct deposited funds that exceeds exemption amounts shown is also exempt to the extent it consists of payments of public benefits or social security benefits. (Code Civ. Proc., § 704.080(c).)

<sup>3</sup> If only one joint payee is a beneficiary of the payment, the exemption is in the amount available to a single designated payee. (Code Civ. Proc., § 704.080(b)(3) and (4).)

<sup>4</sup> This amount is not subject to adjustments under Code Civ. Proc., § 703.150.



ATTORNEY OR PARTY WITHOUT ATTORNEY <i>(name and address)</i> : After recording, return to:      TEL NO.: _____ FAX NO.: _____ EMAIL ADDRESS: _____ <input type="checkbox"/> ATTORNEY FOR <input type="checkbox"/> ORIGINAL JUDGMENT CREDITOR <input type="checkbox"/> ASSIGNEE OF RECORD <input type="checkbox"/> JUDGMENT DEBTOR	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF _____  STREET ADDRESS: _____ MAILING ADDRESS: _____ CITY AND ZIP CODE: _____ BRANCH NAME: _____	FOR COURT USE ONLY
PLAINTIFF/PETITIONER: _____  DEFENDANT/RESPONDENT: _____	LEVYING OFFICER <i>(name and address)</i> : _____
<b>EX PARTE APPLICATION FOR ORDER ON DEPOSIT ACCOUNT EXEMPTION</b>  <input type="checkbox"/> Without hearing <input type="checkbox"/> Hearing on shortened time	LEVYING OFFICER FILE NO.: _____  COURT CASE NO.: _____

Read *Instructions for Ex Parte Application for Order on Deposit Account Exemption* (form [EJ-157-INFO](#)) before filing this application. That form describes the requirements for giving notice of this application.

1. Applicant *(check one)*:

- Judgment Debtor *(name)*:
- Judgment Creditor (original or assignee of record) *(name)*:

applies for a court order as to how and to which of the judgment debtor's multiple deposit accounts the exemption from enforcement of a civil money judgment under Code of Civil Procedure section 704.220 should be applied.

2. This application is being made because:

- a.  judgment debtor has multiple deposit accounts in one financial institution.
- b.  judgment debtor has deposit accounts in multiple financial institutions.

3. A *Writ of Execution (Money Judgment)* was issued in this case on (date issued) and states that the underlying judgment is not for unpaid wages, child support, or spousal support. *Date writ issued:* \_\_\_\_\_ . *(Attach a copy or provide an explanation why not attached.)*

4. A *Notice of Levy* (form EJ-150) has been issued based on the writ in item 3 to the following financial institutions *(identify and attach copy of each notice or provide an explanation why not attached)*:

Financial Institution

Date of Issuance

Check here if there is not enough space to list all current notices of levy, and continue the list on an attached sheet titled Attachment 4.

SHORT TITLE:	LEVYING OFFICER FILE NO.:	COURT CASE NO.:
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5. Applicant requests that the judgment debtor's deposit account exemption under Code of Civil Procedure section 704.220(a) be applied (*check one*):

- a.  to deposit account number (*last four digits only*): \_\_\_\_\_ at (*financial institution*): \_\_\_\_\_
- b.  spread across multiple deposit accounts as follows:

<u>Name of financial institution</u>	<u>Deposit account number</u> <i>(last four digits only)</i>	<u>Amount of exemption to be applied to account</u> <i>(Total cannot exceed total amount of exemption (See form EJ-156).)</i>
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- 6. a.  This matter may be set for hearing.
- b.  Applicant is seeking this order without further hearing to help prevent immediate loss to a deposit account subject to exemption or enforcement. The facts supporting this need for immediate issuance of an order are (*explain circumstances*):

Check here if there is not enough space, and continue the item on an attached sheet titled Attachment 6.

Date: \_\_\_\_\_

_____	▶	_____
(TYPE OR PRINT NAME)		(SIGNATURE)

**Declaration by Applicant**

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)

- Original judgment creditor     Judgment debtor
- Assignee of record

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PLAINTIFF/PETITIONER: DEFENDANT/RESPONDENT:	CASE NUMBER:
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3. a. (4) I notified the person in 3a(1) that an order is being requested designating that the exemption under section 704.220 should be applied to the following accounts (*specify*):

(5) The person in 3a(1) responded as follows:

(6) I  do  do not believe that the person in 3a(1) will oppose the ex parte application.

b.  **Request for waiver of notice.** I did not give notice about the ex parte application. I ask that the court waive notice to the other party for the following reasons (*identify the exceptional circumstances*):

Attachment 3b.

c.  **Unable to provide notice.** I did not give notice about the ex parte application. I used my best efforts to tell the opposing party when and where this hearing would take place but was unable to do so. The efforts I made to inform the other person were (*specify below*):

Attachment 3c.

4.  **SERVICE OF FORMS**

a. An unfiled copy of *Ex Parte Application for Order on Deposit Account Exemption* (form EJ-157) and related documents were served on:

- judgment debtor.  judgment debtor's attorney.
- judgment creditor (or assignee of record).  judgment creditor's attorney (or assignee of record's attorney).
- Other (*specify*):

b. Documents were served on (*date*): \_\_\_\_\_ at:  a.m.  p.m.  
 personally at (*location*): \_\_\_\_\_, California.  
 by fax using fax no.: \_\_\_\_\_  
 by electronic means (*if permitted*) (*specify electronic service address of person*): \_\_\_\_\_  
 by overnight mail or other overnight carrier (*specify address of delivery*): \_\_\_\_\_

c.  **Documents were not served on the opposing party** because of the exceptional circumstances specified in:  
 3b, above  3c, above  Attachment 4c.

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)

**DECLARATION REGARDING NOTICE AND SERVICE  
FOR EX PARTE APPLICATION FOR ORDER  
ON DEPOSIT ACCOUNT EXEMPTION**

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SHORT TITLE:	LEVYING OFFICER FILE NO.:	COURT CASE NO.:
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7.  **Findings.** The court makes the following findings:
- a.  The underlying judgment in this case is not based on unpaid wages or child or spousal support.
  - b.  A *Notice of Levy* has been issued in this case to the following financial institutions (*identify*):
- | <b>Financial Institution</b> | <b>Date of Issuance</b> |
|------------------------------|-------------------------|
|                              |                         |
- c. Applicant has requested that the court designate to which among multiple deposit accounts the exemption under Code of Civil Procedure section 704.220(a) be applied, and has specified that account or accounts in the application.
  - d.  An alternative designation was requested by  judgment debtor  judgment creditor (or assignee of record)
  - e.  Other findings:

8. **Designation of Deposit Account.** The exemption under Code of Civil Procedure section 704.220(a) from enforcement of civil money judgment is to be applied (*check one*):
- a.  to deposit account number (*last four digits only*): \_\_\_\_\_ at (*financial institution*): \_\_\_\_\_
  - b.  spread across multiple deposit accounts, because the exemption amount is greater than the amount in a single deposit account, as follows:

<b><u>Name of financial institution</u></b>	<b><u>Deposit accounts</u></b> <i>(last four digits only)</i>	<b><u>Amount of exemption to be applied</u></b>

9. **Other Rulings.**

Date: \_\_\_\_\_

\_\_\_\_\_  
Judicial Officer

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