

Declaration and Claim of Exemption for Wages (Request to Protect Wages)

Case Number:

In the Court of County, Alabama

Plaintiff's Name (person or company that sued you)

Defendant's Name (your name)

Name of Defendant's Employer (Garnishee)

If a garnishment has been filed against you, but you cannot pay for your basic living expenses and pay the judgment, you may use this form to ask the Court to protect your paycheck. (This form is not for judgments related to child support, personal injury, or car accidents.)

If the court approves this Request, the Plaintiff cannot collect the money you owe from your paycheck, but you still owe the judgment, and the Plaintiff can try to collect it in other ways.

I declare and claim:

- I live in County, Alabama.
My employer is:
The amount of my paycheck before taxes, child support, and any other deductions is usually: \$
I receive that amount (check one): every month every 2 weeks every week other (specify):
The amount of pay I normally receive is less than \$1000. Because of that, I claim it as exempt from legal process for the collection of debt under Ala. Const. Art. X, § 204.

I list all of my property below (for purpose of inventory only). All of it is located where I live.

Do not list your home, land you own, or any property that your spouse or children own. If you need more space, attach another sheet.

1. Cash \$

2. Bank Accounts.

Table with 3 columns: Name of bank, Includes "protected" income*, Current balance. Rows 1-5.

* Check "Protected" if there is money from SSI, VA, child support, or Family Assistance in the account. Some retirement plans and other assets may be protected, too. Talk to a lawyer for more information.)

3. Cars, boats, other vehicles (Do not list any cars that your employer owns.)

Table with 4 columns: Make / Year, a. Fair Market Value *, b. How much you still owe, c. Current Value: (a minus b). Rows 1-3.

4. All other personal property (jewelry, furniture, household items, TVs, appliances, computers, cameras, etc.):

Table with 4 columns: List item, a. Fair Market Value *, b. How much you still owe, c. Current Value: (a minus b). Rows 1-10.

Declaration and Claim of Exemption for Wages
(Request to Protect Wages)

③ **Read below and sign in front of a Notary** (after completing page 1.)

I declare that:

- I need all of my income to support my family and myself, and to pay for our basic needs.
- The information provided above is true and complete.

▶ _____
Sign here

Date

Address: _____
street address city state zip

Notary fills out below—

Sworn to and subscribed before me, the undersigned authority,

By (*Print name of notary/clerk*): _____

On this date: _____

(Notary's seal here)

▶ _____
Notary signs here

④ **After signing above, you must:**

1. Fill out the box to the right, then
2. Mail or deliver a copy of this form to the Plaintiff or his/her lawyer, then
3. File the original of this *Request* with the court clerk.

| | |
|--|------|
| Certificate of Service — I certify that a true copy of this <i>Request</i> was delivered or mailed to the Plaintiff or his/her lawyer on (<i>date</i>): _____, at the address below . Sign here: ▶ _____ Date: _____ | |
| street address | city |
| state | zip |

Need help?

Call Legal Services Alabama at:

877-393-2333

Or visit: www.alabamalegalhelp.org