

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

_____ MUNICIPAL DISTRICT, CIVIL DIVISION

_____	Plaintiff(s),
v.	
_____	Defendant(s),
XXX-XX- _____	
_____	Respondent.

Case No. _____

Court Date: _____
(21 to 40 days after date of issuance of summons)

AFFIDAVIT FOR WAGE DEDUCTION SUMMONS

I, the undersigned, certify under penalties as provided by law under 735 ILCS 5/1-109, that the following information is true.

- I believe Respondent _____ is indebted to the Judgment Debtor _____ for wages due or to become due.
- The last known address of the Judgment Debtor is:
_____.
- I request that a summons issue directed to Respondent.

CERTIFICATE OF ATTORNEY OR JUDGMENT CREDITOR

Note: Non-Attorneys must also submit a copy of the underlying Judgment or a certification by the Clerk of the Court that entered the Judgment.

- Judgment in this case was entered on _____ .
- Amount of Judgment \$ _____
- Allowable costs previously expended:
 - Initial filing fee \$ _____
 - Original and alias summons \$ _____
 - Filing and summons costs of prior supplementary proceedings \$ _____
- Filing and summons cost for this garnishment \$ _____

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- 5. Interest at 9% pursuant to statute \$ _____
- 6. Total \$ _____
- 7. **Deduct:** Total amount paid by or on behalf of the Judgment Debtor before this garnishment \$ _____
- 8. Balance due Judgment Creditor \$ _____

Atty. No.: _____

Atty Name: _____

Atty. for: _____

Attorney or Judgment Creditor Signature

Address: _____

Print Name

City: _____ State: _____

Zip: _____

Telephone: _____

Primary Email: _____

Employer/Agent: _____ Court Date: _____

Defendant's Name: _____ SSN. xxx-xx- _____ Case No. _____

Defendant's Address _____

CERTIFICATION OF MAILING BY JUDGMENT CREDITOR OR ATTORNEY FOR JUDGMENT CREDITOR

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure (735 ILCS 5/1-109), I certify that I mailed by regular first-class mail a copy of the Wage Deduction Notice to Defendant at the address shown above on _____ .

Signature: _____ Name: _____

INTERROGATORIES/ANSWER TO WAGE DEDUCTION PROCEEDINGS

Do you pay any money to the Defendant listed above? Yes No If terminated, date: _____ .

If your answer is "No," go to "Respondent Certification"

Of the funds paid to the debtor, are any of those funds:

Subject to prior court ordered deduction (including child/spouse support) Case Number,

State, County _____ .

Disability? Retirement? Otherwise exempt?

(Describe _____)

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CALCULATION TO DETERMINE AMOUNT OF WITHHOLDING

Note: If income varies, withholding must be recalculated for every pay period.)

Do you pay debtor: Every week Every 2 weeks Semi-monthly
 Monthly Other _____

A. Gross wages per paycheck minus mandatory contributions to pensions or retirement plan \$ _____

B. 15% of (A) = \$ _____

C. Enter total FICA, State Tax, Federal Tax and Medicare \$ _____

D. Subtract (C) from (A) = \$ _____

E. If debtor is paid every week, enter \$371.25
If debtor is paid every two weeks, enter \$742.50
If debtor is paid semi-monthly, enter \$804.37
If debtor is paid monthly, enter \$1,608.75
If other, multiply 45 times state minimum wage
times number of weeks in pay period \$ _____

F. Subtract (E) from (D) (Enclose a negative number in parentheses, e.g., (\$50.00)) \$ _____

If Line "F" is zero or a negative number, do not withhold any wages. Go to "INSTRUCTIONS" section.

G. Enter the Lesser of Line (B) or (F) \$ _____

H. Enter Child Support or other Court Ordered Deduction \$ _____

I. Subtract (H) from (G) (Enclose a negative number in parentheses, e.g., (\$50.00)) \$ _____

Line "I" must be withheld as of the date of service and held until further court order.

If Line "I" is zero or a negative number, do not withhold any wages. Go to "INSTRUCTIONS" section.

J. Subtract Employer's Statutory Fee (2% of line "I"). See 735 ILCS 5/12-814. \$ _____

K. Amount to be applied to Judgment \$ _____

INSTRUCTIONS

- 1. Complete the Interrogatories/Answer to Wage Deduction Proceedings section on this form.
- 2. Complete and sign the certification on the last page of this document.
- 3. File this affidavit electronically by visiting www.cookcountyclerkofcourt.org and proceed with the eFile process.

RESPONDENT CERTIFICATION

Under the penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure (735 ILCS 5/1-109), the undersigned certifies that the statements set forth in this instrument are true and correct and that I have either mailed or hand delivered a copy of this completed Interrogatories/Answer to the Clerk, Plaintiff's attorney and Defendant.

Date: _____

Employer/Agent Signature: _____

Employer/Agent: _____

Address: _____

City: _____ State: _____

Zip: _____

Telephone: _____

Primary Email: _____