

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT

_____ COUNTY, ILLINOIS

-vs-

NO. _____

IF YOU FAIL TO APPEAR AT THIS HEARING A
WARRANT MAY BE ISSUED FOR YOUR ARREST

CITATION TO DISCOVER ASSETS

To: _____,
(NAME AND ADDRESS OF DEFENDANT OR RESPONDENT)

YOU ARE COMMANDED to appear before the Judge presiding in Room _____ of the
_____ County Courthouse, _____,
_____, Illinois, on _____, 20__ at _____ o'clock __.M. to be
examined under oath to discover assets or income, not exempt from the enforcement of the judgment.

A Judgment against _____ (Judgment Debtor)
was entered on _____, 20__ and \$ _____ remains unsatisfied.

YOU ARE COMMANDED to produce at the examination:

All books, papers or records in your possession or control which may contain information concerning the property or income of, or
indebtedness due judgment debtors and:

YOU ARE PROHIBITED from making or allowing any transfer or other disposition of, or interfering with any property not
exempt from execution or garnishment belonging to the judgment debtor or to which the judgment debtor may be entitled or which
may be acquired or become due to the judgment debtor and from paying over or otherwise disposing of any money not so exempt,
which is due or becomes due to the judgment debtor, until the further order of court or termination of the proceedings. You are not
required to withhold the payment of any money beyond double the amount of the balance due.

WARNING: IF YOU FAIL TO APPEAR IN COURT AS DIRECTED IN THIS NOTICE, YOU MAY BE ARRESTED AND
BROUGHT BEFORE THE COURT TO ANSWER TO A CHARGE OF CONTEMPT OF COURT, WHICH MAY BE
PUNISHABLE BY IMPRISONMENT IN THE COUNTY JAIL.

CERTIFICATION OF ATTORNEY OR JUDGMENT CREDITOR

Judgment Amount \$ _____ Balance Due \$ _____

Date of Judgment / Revival _____

Name of Court Entering Judgment _____

Case No. _____

The undersigned certifies, under penalties provided by law pursuant to 735 ILCS 5/1-109, that the information contained herein is true
and correct.

Attorney Name: _____

Representing: _____

Address: _____

City, State: _____

Phone: _____

Email: _____

WITNESS: _____

CLERK OF COURT

CITATION NOTICE

Judgment Debtor's last known:

Judgment Creditor's Attorney/Judgment Creditor:

Name: _____

Address: _____

City: _____

Phone: _____

Judgment in the amount of \$ _____

Name of person receiving Citation: _____

NOTICE: The court has issued a citation against the person named above. The citation directs that person to appear in court to be examined for the purpose of allowing the judgment creditor to discover income and assets belonging to the judgment debtor or in which the judgment creditor in the amount state above. On or after the court date shown above, the court may compel the application of any discovered income as assets toward payment on the judgment.

The amount of income or assets that may be applied toward the judgment is limited by federal and Illinois Law. THE JUDGMENT DEBTOR HAS THE RIGHT TO ASSERT STATUTORY EXEMPTIONS AGAINST CERTAIN INCOME OR ASSETS OF THE JUDGMENT DEBTOR WHICH MAY NOT BE USED TO SATISFY THE JUDGMENT IN THE AMOUNT STATED ABOVE:

- (1) (a) Under Illinois or federal law, the exemptions of personal property owned by the debtor include the debtor's equity interest, not to exceed \$4,000 in value, in any personal property as chosen by the debtor.
- (b) Social Security and SSI benefits.
- (c) Public assistance benefits;
- (d) Unemployment compensation benefits;
- (e) Worker's compensation benefits;
- (f) Veteran's benefits;
- (g) Circuit breaker property tax relief benefits;
- (h) The debtor's equity interest, not to exceed \$2,400 in value, in any one motor vehicle, and
- (i) The debtors equity interest, not to exceed \$1,500 in value, in any implements, professional books, or tools of the trade of the debtor.
- (2) Under Illinois law, every person is entitled to an estate in homestead, when it is owned and occupied as a residence, to the extent in value of \$15,000, which homestead is exempt from judgment.
- (3) Under Illinois law, the amount of wages that may be applied toward a judgment is limited to the lesser of (i) 15% of gross weekly wages of (ii) the amount by which disposable earning for a week exceed the total of 45 times the federal minimum hourly wage or, under a wage deduction summons served on or after January 1, 2006, the minimum hourly wage prescribed by Section 4 of the Minimum Wage Law, whichever is greater.
- (4) Under federal law, the amount of wages that may be applied toward a judgment is limited to the lesser of (i) 25% of disposable earning for a week of (ii) the amount by which disposable earning for a week exceed 30 times the federal minimum hourly wage.
- (5) Pension and retirement benefits and refunds may be claimed as exempt under Illinois law.

The judgment debtor may have other possible exemptions under the law.

THE JUDGMENT DEBTOR HAS THE RIGHT AT THE CITATION HEARING TO DECLARE EXEMPT CERTAIN INCOME OR ASSETS OR BOTH. The judgment debtor also has the right to seek a declaration at an earlier date, by notifying the clerk in writing at the office of the Clerk of the Circuit Court, _____, Illinois. When so notified, the Clerk of the Circuit Court will provide a hearing date and the necessary forms that must be prepared by the judgment debtor or the judgment debtor's attorney and sent to the judgment creditor regarding the time and location of the hearing. This Notice may be sent by regular First Class Mail.

STATE OF ILLINOIS
IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT
_____ COUNTY, ILLINOIS

)
)
vs.)
Plaintiff,)
)
)
)
Defendant,)
)

Address of Judgment Debtor:

Address of Judgment Creditor or Attorney for Judgment Creditor

Amount of Judgment:

Name of Person Receiving Citation:

Court Date and Time:

CITATION NOTICE

The court has issued a citation against the person named above. The citation directs that person to appear in court to be examined for the purpose of allowing the judgment creditor to discover income and assets belonging to the judgment debtor or in which the judgment debtor has an interest. The citation was issued on the basis of a judgment against the judgment debtor in favor of the judgment creditor in the amount stated above. On or after the court date stated above, the court may compel the application of any discovered income or assets toward payment on the judgment.

The amount of income or assets that may be applied toward the judgment is limited by federal and Illinois law. The JUDGMENT DEBTOR HAS THE RIGHT TO ASSERT STATUTORY EXEMPTIONS AGAINST CERTAIN INCOME OR ASSETS OF THE JUDGMENT DEBTOR WHICH MAY NOT BE USED TO SATISFY THE JUDGMENT IN THE AMOUNT STATED ABOVE:

- (1) Under Illinois or federal law, the exemptions of personal property owned by the debtor include the debtors equity interest, not to exceed \$2,000 in value in any personal property as

chosen by the debtor; Social Security and SSI benefits; public assistance benefits; unemployment compensation benefits; worker's compensation benefits; veteran's benefits; circuit breaker property tax relief benefits; the debtor's equity interest, not to exceed \$1200 in value, in any on motor vehicle, and the debtor's equity interest, not to exceed \$750 in value, in any implements, professional books, or tools of the trade of the debtor.

- (2) Under Illinois law, every person is entitled to an estate in homestead, when it is owned and occupied as a residence, to the extent in value of \$7,500, which homestead is exempt from judgment.
- (3) Under Illinois law, amount of wages that may be applied toward a judgment is limited to the lesser of (i) 15% of gross weekly wages or (ii) the amount by which disposable earnings for a week exceed the total of 45 times the federal minimum hourly wage.
- (4) Under federal law, the amount of wages that may be applied toward a judgment is limited to the lesser of (i) 25% of disposable earnings for a week or (ii) the amount by which disposable earnings for a week exceed 30 times the federal minimum hourly wage.
- (5) Pension and retirement benefits and refunds may be claimed as exempt under Illinois law.

The judgment debtor may have other possible exemptions under the law.

THE JUDGMENT DEBTOR HAS THE RIGHT AT THE CITATION HEARING TO DECLARE EXEMPT CERTAIN INCOME OR ASSETS OR BOTH. The judgment debtor also has the right to seek a declaration at an earlier date, by notifying the clerk in writing at: Clerk of the Circuit Court, Jackson County Courthouse, 1001 Walnut Street, Murphysboro, Illinois 62966. When so notified, the Clerk of the Court will obtain a prompt hearing date from the court and will provide the necessary forms that must be prepared by the judgment debtor or the attorney for the judgment debtor and sent to the judgment creditor and the judgment creditor's attorney regarding the time and location of the hearing. This notice may be sent by regular first class mail.

Respectfully submitted,

By: _____

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT

_____ COUNTY, ILLINOIS

-vs-

NO. _____

and.

IF YOU FAIL TO APPEAR AT THIS HEARING A
WARRANT MAY BE ISSUED FOR YOUR ARREST

CITATION TO DISCOVER ASSETS TO THIRD PARTY

To: _____
(NAME AND ADDRESS OF DEFENDANT OR RESPONDENT)

YOU ARE REQUIRED TO and/or file your answer to this Citation on the form appearing on the reverse side hereof (or other appropriate answer) on _____, 20____ prior to _____ o'clock ____ .M. at _____, Illinois. A judgment against _____ (judgment debtor) was entered on _____, _____, and \$ _____ remains unsatisfied.

YOU ARE PROHIBITED from making or allowing any transfer or other disposition of, or interfering with any property not exempt from execution or garnishment belonging to the judgment debtor or to which the judgment debtor may be entitled or which may be acquired or become due to the judgment debtor and from paying over or otherwise disposing of any money not so exempt, which is due or becomes due to the judgment debtor, until the further order of court or termination of the proceedings. You are not required to withhold the payment of any money beyond double the amount of the balance due.

You may be requested to produce documents and/or records containing information concerning the property or income of the Judgment Debtor.

WARNING: IF YOU FAIL TO APPEAR IN COURT AS DIRECTED IN THIS NOTICE, YOU MAY BE ARRESTED AND BROUGHT BEFORE THE COURT TO ANSWER TO A CHARGE OF CONTEMPT OF COURT, WHICH MAY BE PUNISHABLE BY IMPRISONMENT IN THE COUNTY JAIL.

CERTIFICATION OF ATTORNEY OR JUDGMENT CREDITOR

Judgment Amount \$ _____ Balance Due \$ _____

Date of Judgment / Revival _____

Name of Court Entering Judgment _____

Case No. _____

The undersigned certifies, under penalties provided by law pursuant to 735 ILCS 5/1-109, that the information contained herein is true and correct.

Attorney Name: _____

Representing: _____

Address: _____

City, State: _____

Phone: _____

Email: _____

WITNESS: _____

CLERK OF COURT

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT

_____ COUNTY ILLINOIS

Case No. _____

Hearing Date _____

THIRD PARTY RESPONDENT ANSWER TO CITATION PROCEEDINGS

_____, certifies under penalty of perjury that with regard to the property of the judgment debtor, the Citation Respondent files the following answer to this Citation to Discover Assets and is in possession of the following property of the judgment debtor.

Check one or more of the following and indicate the amount held:

Savings Account (Amount withheld) \$ _____

Checking and/or Now Account (Amount withheld) \$ _____

Certificate of Deposit (Amount held) \$ _____

Money Market Account (Amount held) \$ _____

Trust Account (Amount held) \$ _____

Safety Deposit Box \$ _____

No Accounts _____

Adverse Claimant: Name _____ Address _____

Wages, Salary or Commissions _____

Other Personal Property (Describe) _____

Attach a sheet for any additional information required by the Citation

Sub-Total _____

Less right or offset for other loans _____

Less deduction for fees limited by
205 ILCS 5/48.1 _____

Total _____

According to the business records kept by the Citation Respondent, we show the above information to be correct.

Agent for Citation Respondent

Date

Attorney Name: _____

Representing: _____

Address: _____

City, State: _____

Phone: _____

Email: _____

INCOME AND ASSET FORM

To Judgment Debtor: Please complete this form and bring it with you to the hearing referenced in the enclosed citation notice. You should also bring to the hearing any documents you have to support the information you provide in this form, such as pay stubs and account statements. The information you provide will help the court determine whether you have any property or income that can be used to satisfy the judgment entered against you in this matter. The information you provide must be accurate to the best of your knowledge.

IF YOU FAIL TO APPEAR AT THIS HEARING, YOU COULD BE HELD IN CONTEMPT OF COURT AND POSSIBLY ARRESTED.

In answer to the citation and supplemental proceedings served upon the judgment debtor, he or she answers as follows:

Name: _____ Home Phone Number: _____ Home Address: _____ Date of Birth: _____ Marital Status: _____ Number of Dependents _____ Do you have a job? YES NO Company's name I work for: _____ Company's address: _____

JOB:

I earn \$ _____ per _____
If self-employed, list here your business name and address: _____ Income from self-employment is \$ _____ per year.
I have the following benefits with my employer: _____
I do not have a job, but I support myself through:
Government Assistance \$ _____ per month SSI \$ _____ per month
Unemployment \$ _____ per month Pension \$ _____ per month
Social Security \$ _____ per month Other \$ _____ per month

REAL ESTATE:

Do you own any real estate? YES NO
I own real estate at _____ with names of other owners _____
Additional real estate I own: _____
I have a beneficial interest in a land trust.
The name and address of the trustee is: _____
The beneficial interest is listed in my name and _____
There is a mortgage on my real estate. State the mortgage company's name & address for each parcel of real estate owned: _____

An assignment of beneficial interest in the land trust was signed to secure a loan from _____
I have the following accounts:
Checking account at _____; Checking account balance \$ _____
Savings account at _____; Savings account balance \$ _____
Money market or certificate of deposit at _____ Safe deposit box at _____
Other accounts (please identify): _____

OWN:

A vehicle (state year, make, model and VIN): _____
Jewelry (please specify): _____ Other property described as: _____
Stocks/Bonds _____ Personal computer _____
DVD player _____ Television _____
Stove _____ Microwave _____
Work Tools _____ Business equipment _____
Farm equipment _____
Other property (please specify): _____

The undersigned certifies, under penalties provided by law pursuant to 735 ILCS 5/1-109, that the information contained herein is true and correct.

Signature: _____ Date: _____, 20__