UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIA
AT SELECT ONE:

v. **SUGGESTEE EXECUTION**

CASE NUMBER

TO:

On _____, in the above-styled case, the Plaintiff(s) _____ received a judgment against the Defendant _____ in the amount of $ _____, with interest from the date of judgment at the rate of _____% per annum, plus costs in the amount of $_____. With partial payments, if any, applied first to reduce accrued interest, then to reduce the judgment principal, the amount currently unpaid is:

Unpaid principal: $_____

Unpaid interest: $_____

Unpaid costs: $_____

TOTAL $_____

with additional interest to accumulate on the unpaid principal from the date of this Suggestee Execution at the rate of _____% per annum.

You are hereby notified that this Suggestee Execution constitutes a lien for the above amount upon the salary and wages due to or to become due to the Defendant _____ within one year of the issuance of this Suggestee Execution.

You are hereby ordered to withhold from the wages of the said Defendant for each pay period the lesser of:

> Twenty (20) percent of the said Defendant's wages after deduction of all state and federal taxes; ***or***

> The amount of the said Defendant's wages, after deductions of all state and federal taxes, that for each week exceeds fifty (50) times the federal minimum hourly wage. (If the said Defendant's weekly wages, after deducting state and federal taxes, do not exceed fifty (50) times the federal minimum hourly wage, then no amount shall be withheld.)

Withholding shall continue until one year from the date of issuance of this Suggestee Execution, unless the above judgment, interest and costs are sooner satisfied or this Suggestee Execution is sooner released.

REMITTANCE BY PRIVATE EMPLOYERS:

During the course of this Suggestee Execution, once every ninety (90) days the amount withheld should be paid to the Plaintiff(s) or to the United States Marshals Service for delivery to the Plaintiff(s).

REMITTANCE BY PUBLIC EMPLOYERS:

During the course of this Suggestee Execution, once every ninety (90) days the amount withheld should be paid to the Clerk of Courts or to the United States Marshals Service for delivery to the Plaintiff(s).

RORY L. PERRY II, CLERK OF COURT **DATE:** _____

BY: _____

DEPUTY CLERK

A certified copy of this Suggestee Execution was mailed to the Defendant as follows:

DATE MAILED: _____ ***HOUR MAILED:*** _____ ***AM PM***
(circle one)

NOTICE TO EMPLOYER: Failure to withhold wages as directed may result in the employer becoming liable for the amount that should have been withheld.

NOTICE TO DEFENDANT: Some or all of your wages subject to withholding under this order may be exempt from withholding under state and federal law. If you wish to claim exemptions, you must do so promptly by filing an affidavit of exemption with the Clerk of Courts before each pay period and request that the Clerk of Courts issue a temporary release of this execution. An affidavit of exemption may be obtained from the Clerk of Courts. You may wish to consult a lawyer regarding your exemption rights.