

## Completing the Request for Hearing on Garnishment

If you want a court hearing, you must complete the *Request for Hearing on Garnishment* (CC 3:8) form and file it with the court within **3 business days** of receiving the Notice to Judgment Debtor.

Use *Request for Hearing on Garnishment* (CC 3:8) form to tell the court you believe the garnishment amount is not owed on the judgment, you are the head of a family, **or** all or part of the money in your bank account(s) is exempt from being garnished.

Do not return this request to the court unless you want a court hearing.

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Enter the type of court and the county or use the drop-down lists.

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ COUNTY, NEBRASKA

Judgment Debtor.      **REQUEST FOR HEARING ON GARNISHMENT**

\_\_\_\_\_, of lawful age, state that I am the Judgment Debtor in the above-entitled action in which a judgment has been rendered against me, and that a garnishment in aid of execution has been issued. I request a hearing on this garnishment proceeding because (check all applicable boxes):

THE GARNISHMENT AMOUNT IS NOT OWED ON THE JUDGMENT. I understand that the original judgment against me will not be reconsidered, set aside, or the case tried again as part of this request for hearing.

I AM THE HEAD OF A FAMILY. I state that I am the head of a family (contribute substantial support to my spouse, child(ren), and/or dependent(s) and under the laws of the State of Nebraska a creditor is only allowed to garnish 15% of my disposable earnings. My status, listed by the judgment creditor as "not the head of a family," is incorrect. As the head of a family, I request the judgment creditor be allowed to garnish 15% of my disposable earnings, as provided by statute.

Note: If you are the head of a family, more than 15% of disposable earnings can be garnished for child support and other types of non-consumer debt. If you are not the head of a family, a judgment creditor can garnish up to 25% of your disposable earnings, as provided by statute.

MY FUNDS ARE EXEMPT:

(a) The funds in my bank account are exempt from garnishment. I further state that the sum of \$ \_\_\_\_\_ in my account at \_\_\_\_\_ consists of the following exempt funds:

<input type="checkbox"/> Social Security Benefits	<input type="checkbox"/> Unemployment Compensation
<input type="checkbox"/> Veteran Benefits	<input type="checkbox"/> Earned Income Tax Credit (EITC)
<input type="checkbox"/> Public Assistance Benefits	<input type="checkbox"/> Student Loans/Student Financial Aid
<input type="checkbox"/> Disability	<input type="checkbox"/> Other _____

Enter the case number.

Enter your name.

Enter your name.

Enter the dollar amount in your bank account you believe is exempt from garnishment.

Check the box next to the reason you are asking for a hearing.

**NOTE:** Head of Family is **ONLY** for wage garnishment.

**NOTE:** Funds are Exempt is **ONLY** for bank account garnishment.

If you believe the funds in your bank account is exempt from garnishment, check the first box and the boxes next to where the funds come from.

Enter the name of the bank.



Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Printed Name: \_\_\_\_\_  
Street Address/P.O. Box: \_\_\_\_\_  
City/State/ZIP Code: \_\_\_\_\_  
Telephone Number: \_\_\_\_\_  
\*Email address: \_\_\_\_\_

Nebraska Supreme Court Rule § 2-208 requires individuals who are not attorneys and representing themselves to provide their email address. The court will use the email address to send notices from the court about this case except for items that require another type of service as directed by statute or Nebraska Supreme Court Rule.

If you no longer have email capability or if your email or other contact information changes, you must complete a [Change of Contact Information Form](#).

By checking this box, I am letting the court know that I do not have the ability to receive emails. The reason I cannot receive email is: \_\_\_\_\_  
\_\_\_\_\_

If completed by an attorney:  
Bar Number: \_\_\_\_\_

Read this statement carefully.

If you CANNOT receive emails, check this box and use the lines to explain why.

If completed by an attorney, enter your Bar Number.

Sign, Date, and complete the information in this section.