

CAUSE NUMBER _____

IN THE INTEREST OF _____ § IN THE _____ COURT
_____ §
_____ § OF
CHILDREN § _____ COUNTY, TEXAS

NOTICE OF APPLICATION FOR JUDICIAL WRIT OF WITHHOLDING

_____, Obligor, is hereby given notice pursuant to Texas Family Code Chapter 158, Subchapter D, that his employer will be required to withhold the amounts specified below for payment of his current support and periodic medical support obligation, and for any overdue support arrearage, as follows:

OBLIGOR: _____ OBLIGEE: _____

CHILDREN

- 1. _____
- 2. _____
- 3. _____
- 4. _____
- 5. _____
- 6. _____

Current Support Due: \$ _____ monthly
Periodic Medical Support Due: \$ _____ monthly
Total Arrearage, including
\$ _____ accrued interest: \$ _____ As of: _____

Amounts to be withheld from Obligor's wages upon service of writ:

On Current Support: \$ _____ monthly
On Periodic Medical Support: \$ _____ monthly
On Arrearage Owed: \$ _____ monthly

The writ or order to withhold from your wages applies to each current or subsequent

employer or period of employment.

Your employer will be notified to begin deducting from your pay the amounts specified above if you do not contest this withholding by filing a Motion to Stay issuance and delivery of Judicial Writ of Withholding within 10 days after the receipt of this Notice.

Your grounds for successfully contesting the issuance of a writ of withholding are limited to a mistake of fact. If you claim you are not the person who owes the child support, are not in arrears, or the arrearage amount, including accrued interest, is incorrect, you can request a hearing by completing a Motion to Stay issuance and delivery of Judicial Writ of Withholding, and filing the Motion to Stay with the clerk of the court within 10 days of receipt of this Notice.

Your timely filing of the attached Motion to Stay will prevent the issuance and delivery of the Judicial Writ of Withholding to your employer until a hearing is held.

If you contest this withholding, you will be afforded an opportunity to present your case to the court within 30 days of your filing the Motion to Stay. The hearing will be limited to the disputed issues as stated on the Motion to Stay.

At the court hearing, the court will decide the contested delinquency, and will either enter an order for income withholding or decide that an order for income withholding as asked for in this Notice should not be entered.

_____ has repeatedly failed to pay support in accordance with the underlying support order, and it is anticipated that additional arrears will accrue between the filing of the Notice and the date of a possible hearing.

Should a Motion to Stay be filed, and a hearing conducted, the court will be requested to confirm all arrearage amounts then due.

VERIFICATION

I, the undersigned, swear under oath that the above Notice of Application for Judicial Writ of Withholding is true and correct.

Signature

State of Texas

County of _____

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned Notary Public, by
_____, this _____ day of _____, 20____.
