

**IN THE LAGRANGE SUPERIOR COURT
SMALL CLAIMS DIVISION
COURTHOUSE, SUITE 2
105 NORTH DETROIT STREET
LAGRANGE, IN 46761
CLERK: (260) 499-6375
COURT: (260) 499-6363**

CAUSE NO. 44D01-_____

Plaintiff's Address/Telephone No.

vs.

Defendant's SS# XXX-XX-_____

Defendant

Garnishee Defendant's Address:

Garnishee Defendant

VOLUNTARY WAGE ASSIGNMENT

The Defendant hereby authorizes his employer to withhold \$_____ per week/ two weeks/ month from his wages and to forward the amount to the Clerk of this Court at least every 30 days as payment in this case. The total amount to be withheld shall continue until the following amount is fully paid: \$_____, plus interest of 8% per annum on the balance due from this date. **(Note: The Clerk does not figure interest. Please contact plaintiff for final payoff.)**

Dated: _____

Defendant

ORDER

The Voluntary Wage Assignment of the Defendant is approved by the Court. The Defendant's employer is directed to comply with the above terms. The terms may not be amended or the payments terminated (unless paid in full) without a hearing and further Court order. The Clerk shall serve a copy of this Order on the employer by Certified Mail, return receipt requested, and a copy to the Defendant by regular mail or personally.

This case is taken OFF DOCKET.

Dated: _____

**Lisa M Bowen-Slaven, Judge
LaGrange Superior Court**

(See reverse side for information on optional employer's fee.)

OPTIONAL EMPLOYER'S FEE

I.C. 24-4.5-5-105 further provides that:

- (5) An employer who is required to make deductions from an individual's disposable earnings pursuant to a garnishment order or series of orders arising out of the same judgment debt (excluding a judgment for payment of child support) may collect, as a fee to compensate the employer for making these deductions, an amount equal to the greater of twelve dollars (\$12) or three percent (3%) of the total amount required to be deducted by the garnishment order or series of orders arising out of the same judgment debt. If the employer chooses to impose a fee, the fee shall be allocated as follows:
- (a) One-half ($\frac{1}{2}$) of the fee shall be borne by the debtor, and that amount may be deducted by the employer directly from the employee's disposable earnings.
 - (b) One-half ($\frac{1}{2}$) of the fee shall be borne by the creditor, and that amount may be retained by the employer from the amount otherwise due creditor.

The deductions made under this subsection for a collection fee do not increase the amount of the judgment debt for which the fee is collected for the purpose of calculating judgment interest. This fee may be collected by an employer only once for each garnishment order or series of orders arising out of the same judgment debt. The employer may collect the entire fee from one (1) or more of the initial deductions from the employee's disposable earnings. Alternatively, the employer may collect the fee ratably over the number of pay periods during which deductions from the employee's disposable earnings are required.