

STATE OF ILLINOIS
IN THE CIRCUIT COURT OF THE 22nd JUDICIAL CIRCUIT
McHENRY COUNTY

Plaintiff - Judgment Creditor
vs.

Case Number _____

Defendant – Judgment Debtor

DEFENDANT’S MOTION TO CLAIM EXEMPTION
UNDER CITATION PROCEEDINGS

NOW COMES _____, Defendant (Judgment Debtor) in the above entitled proceedings and moves this Court to find:

- 1. Under Illinois or Federal law, the exemption of personal property owned by the debtor include the debtor’s interest, not to exceed \$4,000.00 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 \$2,400.00 in value in any one motor vehicle, and the debtor’s equity interest, not to exceed \$1,500.00 in value in any implements, professional books or tools of the trade of the debtor.
I hereby choose _____ as my personal property to be exempt from Citation Proceedings.
- 2. Under Illinois law, every person is entitled to an estate in homestead, when it is owned and occupied as a resident, to the extent in value of \$15,000.00 which homestead is exempt from judgment. I hereby choose my homestead to the extent in value of \$15,000.00 to be 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 or (ii) the amount by which disposable earnings for a week exceed the total of 45 times the federal minimum hourly wage or 45 times the Illinois minimum hourly wage, 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 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. I hereby choose my pension and retirement benefits as exempt from judgment.

WHEREFORE, Defendant (Judgment Debtor) prays that the above property be declared to be exempt.

Name _____

Defendant’s Signature (Judgment Debtor)

Attorney for _____

Address _____

Subscribed and Sworn to before me

City, State Zip _____

Circuit Court Clerk – Notary Public

Telephone _____

Dated _____