

Motion for Installment Payments

(Form MC 15)

STATE OF MICHIGAN JUDICIAL DISTRICT JUDICIAL CIRCUIT	MOTION FOR INSTALLMENT PAYMENTS	CASE NO.
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Court address _____ Court telephone no. _____

Plaintiff's name and address

Principal defendant's name and address

v

Plaintiff's attorney, bar no., address, and telephone no.

See instructions on reverse side

Judgment entered: _____

Amount of judgment (including costs): \$ _____

1. I state that a judgment was entered in this case against me as stated above and that I have no funds to pay the judgment other than wages for personal work and labor. I submit the following information:

Place of employment	Complete address of employment	
Average pay \$ _____ per	Payday	Social security number
Outstanding judgments and obligations		

2. I ask this court for an order allowing installment payments of the judgment in the amount of \$ _____

each _____ starting _____, and also ask that no garnishment issue on this judgment pending a hearing on this motion and as long as payment is made. I understand if no written objections are filed with the court within 14 days from the date this motion is mailed, the motion will be granted without further hearing.

3. A writ of garnishment for periodic payments was issued on _____ Date _____ . I ask that it be suspended.

4. Approximate balance due on judgment: \$ _____

Defendant's signature

Subscribed and sworn to me on _____ Date _____, _____ County, Michigan.

My commission expires: _____ Date _____ Signature: _____
Notary public/Deputy court clerk

CERTIFICATE OF MAILING

I certify that on this date a copy of this petition was served on the plaintiff/attorney indicated above by ordinary mail.

Date

Defendant's signature

NOTICE TO PLAINTIFF

If you do not file objections to the motion with the court and serve them on the defendant within 14 days from the mailing of this motion, the motion will be granted without further hearing. If you file timely objections, the court will decide the motion based on the papers filed or will notify the parties that a hearing will be required.

Instructions to Principal Defendant:

Motion

The motion must be completed in full. Any necessary information relating to your finances that is not provided on the front can be added below. You must date and sign the motion. **There is a fee for filing the motion with a circuit court. The amount is specified in MCL 600.2529(4).**

Use this space, if needed, for additional financial information

Certificate of Mailing

The principal defendant is responsible for filing and serving the motion. The form is not served on the garnishee defendant.

Objections

Objections from the plaintiff must be filed with the court within 14 days from the mailing of this petition. If objections are filed, the court will decide the motion based on the papers filed or will notify the parties that a hearing will be required. Unless the court schedules the hearing, the defendant is responsible for noticing the motion for hearing.

Notice of Hearing

Unless the court schedules the hearing, the defendant is responsible for noticing the motion for hearing.

Order

If the court grants installment payments (SCAO Approved Form MC 15a, Order Regarding Installment Payments), the principal defendant is responsible for sending a copy of the order to the plaintiff. If a writ of garnishment was already issued and the principal defendant's employer is currently withholding funds from earnings, the principal defendant will also need to send a copy of the order to his/her employer (also known as the garnishee defendant). Otherwise, his/her employer will continue to withhold funds.