

Motion for and to Vacate Wage Deduction Order

Docketing Event

Bankruptcy > Motions/Applications/Objections > Motion for Wage Deduction

Bankruptcy > Motions/Applications/Objections > Motion to Set Aside or Vacate

Negative Notice: N/A

Accompanying Orders: Yes.

Code and Rule References:

[Administrative Order FLMB-2020-7](#)

Fee: N/A

Applicable Chapters: 13

Implemented: 7/25/2019

Last Revision: 9/9/2020 10:19:54 AM

Description

A Chapter 13 debtor may wish to pay their Chapter 13 plan payments by wage deduction. Pursuant to Paragraph 5 of the Court's Administrative Order FLMB-2020-7, a debtor may request the entry of a wage deduction order. In a case with joint debtors, the motion should specify which debtor the wage deduction is requested. If the debtor changes employer, they may file an amended motion for entry of a new wage deduction. They also may file a motion to vacate a wage deduction order at any time to stop wage deductions. No hearing is needed.

Filing Checklist:

Review the Motion for and to Vacate Wage Deduction Order to determine if it:

- ☐ Is signed;
- ☐ Has the attorney's name and address complete and consistent with the filing attorney's name and address in CM/ECF;
- ☐ Lists the full name and last 4 digits of social security number for the employee a/k/a Debtor;
- ☐ Lists the name and address of every employer for which the wage deduction is requested; and
- ☐ Is properly served and includes a proper certificate of service.

Review the proposed order to determine if it substantially complies with the sample order provided in this procedure. Upload the proposed order simultaneously with the Motion.

Forms

[Motion for Wage Deduction Order](#)

[Motion to Vacate Wage Deduction Order](#)

[Order Granting Motion for Wage Deduction Order](#)

[Order Granting Motion to Vacate Wage Deduction Order](#)