6-30/320.00 Time for Filing Claim of Exemption

• 6-30/320.10 Writ of Attachment

• • 6-30/320.11 After Hearing Writ

If the right to attach order is issued after a noticed hearing, or if after issuance of a writ of attachment additional writs are issued after a noticed hearing, any claim of exemption by the defendant is required to be made at the hearing. The claim of exemption must be filed in the court and served on the plaintiff at least five days prior to the hearing. If the defendant fails to file the claim, he may not later claim an exemption. (CCP 484.340(d))

• • 6-30/320.12 Ex Parte Writ

If the right to attach order is issued ex parte, or if after issuance of a writ of attachment additional writs are issued ex parte, any claim of exemption is required to be made within 30 days after the levying officer serves the defendant the notice of attachment describing such property. (CCP 484.530)

• • 6-30/320.13 Real Property

A claim of exemption for real property may be filed at any time prior to judgment. (CCP 487.030)

• • 6-30/320.14 Estate of a Decedent

After a levy on the interest of the defendant in personal property in the estate of a decedent and delivery of the property to the levying officer, a claim of exemption may be filed within 10 days after the officer serves the notice describing the property on the defendant. (CCP 488.485)

• • 6-30/320.15 Farm Products or Inventory

After a levy on farm products or inventory of a going business in the possession or control of the defendant, if the defendant is a natural person and the writ was issued ex parte, a claim of exemption may be made at any time. (CCP 488.395(d))

6-30/320.16 Change of Circumstances

If the right to an exemption is the result of a change in circumstances after a previous denial of the claim or the expiration of the time for claiming the exemption, a claim may be made at any time. (CCP 482.100)