6-30/370.10 Earnings Withholding Order

To contest a claim of exemption based on the debtor's needs to support the debtor or the debtor's family (CCP 706.051), a judgment creditor shall file with the levying officer a Notice of Opposition to Claim of Exemption (WG-009) within the 10 days of levying officer notification of the claim of exemption. (CCP 706.105(d)). The creditor must file a Notice of Hearing on Claim of Exemption (WG-010) with the court within and notify the levying officer and the judgment debtor within the 10-day period. (CCP 706.105(e))

The hearing on the motion shall be held not later than 30 days from the date the notice of motion was filed unless continued by the court for good cause. Both the levying officer and the debtor must be given at least 15 days notice of the hearing. After receiving the notice of hearing and before the date set for the hearing the levying officer shall file the Claim of Exemption and the Notice of Opposition to Claim of Exemption (and Financial Statement) with the court. (CCP 706.105(e))

If the levying officer does not receive a Notice of Opposition to Claim of Exemption and a Notice of Hearing on Claim of Exemption within the required 10 days, the levying officer shall serve on the employer a Notice of Modification/Termination of Earnings Withholding Order to the extent of the claim advising the employer. (CCP 706.105(f)(1), (f)(2))

Time is not extended for mailing. The specific provision takes precedence over the general provisions. (California Law Revision Commission comments to the Enforcement of Judgment Law, October 1980)