6-30/610.00 Earnings Withholding Order

If, after hearing, the court orders that the earnings withholding order be modified or terminated, the clerk shall promptly transmit a certified copy of the order to the levying office. (CCP 706.105(g)) The court may order that the earnings withholding order be terminated as of a date that precedes the date of hearing. The court should also determine the disposition of withheld funds in the possession of the levying officer and the effective date of the disposition.

Based on the order, the levying officer shall promptly serve on the employer of the judgment debtor a Notice of Termination or Modification of Earnings Withholding Order (WG-012).

If the court terminates the Earnings Withholding Order, unless otherwise ordered by the court or if there is a material change of circumstances, the judgment creditor may not apply for another Earnings Withholding Order directed to the same employer for the same judgment debtor for period of 100 days from the date or service or 60 days after the date of the termination order, whichever is later. (CCP 706.105(h))