

Approved, SCAO

STATE OF MICHIGAN  
54B JUDICIAL DISTRICT  
JUDICIAL CIRCUIT

REQUEST AND WRIT FOR GARNISHMENT  
(PERIODIC)

CASE NO.  
210152GC

Court address Zip Code  
101 LINDEN STREET, EAST LANSING MI 48823

Court telephone no.  
517-351-1730

Plaintiff's name and address. (Judgment creditor)

DISCOVER BANK

c/o Attorney

Plaintiff's attorney, bar no., and address

WELTMAN, WEINBERG & REIS CO., L.P.A.  
DANIEL E. BEST, P58501  
3155 WEST BIG BEAVER SUITE 260  
TROY, MI 48084

Telephone no.  
248-362-6100

V

Defendant's name and address (Judgment debtor)

ANTHONY DUCKETT  
6241 ENDENHALL WAY APT L3  
EAST LANSING, MI 48823-1652

Employee ID or account no.

Garnishee name and address

LLPS INC  
PAYROLL  
5859 SAGINAW HWY SUITE 343  
LANSING, MI 48917

**REQUEST** See separate instructions.

1. Plaintiff received judgment against defendant for \$3,766.89 on August 6, 2021.  
2. The total amount of judgment interest accrued to date is \$966.04. The total amount of postjudgment costs accrued to date is \$0.00. The total amount of postjudgment payments made and credits to date is \$0.00.

The amount of the unsatisfied judgment now due (including interest and costs) is \$4,732.93.

3. Plaintiff knows or with good reason believes the garnishee is indebted to or possesses or controls property belonging to defendant.  
4. Plaintiff requests a writ of periodic garnishment to be paid to ☒ plaintiff, ☐ plaintiff's attorney, ☐ the court,  
And mailed to ☐ plaintiff, ☒ plaintiff's attorney, ☐ the court. Mail Payments to: P.O. Box 5996, Cleveland, OH, 44101-0996

I declare under the penalties of perjury that this request has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

August 28, 2023

WWR# 040734971

Date

Plaintiff/Agent/Attorney signature Daniel E. Best P58501  
Stacy Best P40744

Jeffrey K. Bearss P41693  
Tiffani Williams P74809

**WRIT OF GARNISHMENT** IT IS ORDERED:

**TO THE PLAINTIFF:** Have all copies of the Garnishee Disclosure (MC 14), two copies of this writ, and the disclosure fee (\$6 if the State of Michigan is the garnishee; \$35 for all others) served on the garnishee within 182 days from the date of issue. If not properly served, the writ of garnishment is invalid. After receiving your first payment under the garnishment, provide the garnishee and defendant a statement of the balance remaining on the judgment, including interest and costs, at least once every 6 months. Within 21 days after the judgment has been paid, including all interest and costs, provide the garnishee and defendant a garnishment release (MC 50).

**TO THE DEFENDANT:** See separate instructions. You have 14 days after this writ is mailed or delivered to you to file objections with the court. If you do not file objections within this time, periodic payments (money) owed to you by the garnishee may be withheld and paid directly to the plaintiff until the judgment is satisfied.

**TO THE GARNISHEE:**

1. Within 7 days after you are served with this writ, deliver a copy of this writ to the defendant in person or mail a copy to his or her last-known address by first-class mail.
2. Within 14 days after you are served with this writ, deliver or mail copies of your completed Garnishee Disclosure (MC 14) to the court, plaintiff/attorney, and defendant. A default may be entered against you for failure to disclose.
3. Do not pay any obligations to the defendant unless allowed by statute or court rule.
4. If indebted to the defendant, withholding must begin according to court rule and continue until the judgment is satisfied. Unless notified that an objection has been filed, begin forwarding withheld payments 28 days after you are served with this writ.
5. Make all payments withheld under this writ payable and mailed as specified in the request.
6. Within 14 days after the judgment is satisfied or you are no longer obligated to make periodic payments to the defendant, file a final statement of the total amount paid on this writ with the court and mail or deliver copies to the plaintiff/attorney and defendant.

9/26/2023

3/26/2024

Date of issue

Date of deadline for service  
(182 days from date of issue)

/s/ Robert Stump  
Clerk of the court/Deputy

MC 12 (3/23) REQUEST AND WRIT FOR GARNISHMENT (PERIODIC) (Part 1)

MCL 600.4011 et seq., MCL 3.101

You do not need to use this calculation sheet. If you do, it does not need to be filed with the court or provided to the defendant and plaintiff. However, you must maintain some type of record of your payment calculations and make it available for review by the plaintiff, defendant, or court upon request.

### GARNISHEE CALCULATION SHEET FOR EARNINGS

1. The employer's current payday is \_\_\_\_\_ The principal defendant's gross earnings from the employer that were earned for this pay period are: \$ \_\_\_\_\_
2. Deductions required by law to be withheld from gross earnings shown on line 1:
  - a. Federal withholding tax (for income tax) \$ \_\_\_\_\_
  - b. State withholding tax (for income tax) \$ \_\_\_\_\_
  - c. Employee portion of social security tax \$ \_\_\_\_\_
  - d. Employee portion of medicare tax \$ \_\_\_\_\_
  - e. City withholding tax (for income tax) \$ \_\_\_\_\_
  - f. Public employee retirement when required by law \$ \_\_\_\_\_
  - g. Total (add lines 2a through 2f) \$ \_\_\_\_\_
3. **Disposable earnings** (subtract line 2g from line 1) \$ \_\_\_\_\_
4. Test I for amount available for garnishment (25% of line 3): (this percentage does not apply to garnishments for support of a person) \$ \_\_\_\_\_
5. Test II for amount available for garnishment (disposable earnings minus federal minimum wage multiplied by appropriate multiple for normal pay period):
  - a. Locate the appropriate figure from the chart below and insert here \$ \_\_\_\_\_
  - b. Subtract amount on line 5a from amount on line 3. Insert amount here. If the amount is less than zero, enter -0-. \$ \_\_\_\_\_
6. Maximum amount subject to garnishment (line 4 or 5b, whichever is less) \$ \_\_\_\_\_
7. Amounts withheld from disposable earnings (see line 3) pursuant to orders with priority:
  - a. Order of bankruptcy court \$ \_\_\_\_\_
  - b. Orders for past due federal or state taxes \$ \_\_\_\_\_
  - c. Income withholding for support of any person \$ \_\_\_\_\_
  - d. Other general garnishments served prior to this writ \$ \_\_\_\_\_
  - e. Total of all priority amounts withheld (add lines 7a through 7d) \$ \_\_\_\_\_
8. Amount subject to garnishment under this writ (subtract line 7e from line 6) \$ \_\_\_\_\_
9. Amount to be withheld in response to this writ (line 8 above or line 2 on the request and writ for garnishment, whichever is less) \$ \_\_\_\_\_

Chart*	
Test II for Amount Available for Garnishment Beginning:	July 24, 2009
Weekly (or more frequently) pay period	\$217.50
Biweekly pay period	\$435.00
Semimonthly pay period	\$471.25
Monthly pay period	\$942.50

\*Training wage: for person aged 16 to 19 on their first job, use 85% of the above figures.

Rev. (1/21)