

[FRONT SIDE OF FORM]

IN THE IOWA DISTRICT COURT FOR _____ COUNTY

_____))
Plaintiff(s),)	
v.)	
Defendant(s).)	

No. _____
(Law, Equity, or Small Claims)

**NOTICE OF LEVY AND OPPORTUNITY
FOR HEARING**

TO THE ABOVE-NAMED DEFENDANT(S)

YOU ARE HEREBY NOTIFIED that a proceeding has been brought to collect a judgment entered against you. The purpose of this proceeding is to take possession of certain items of your property and to sell these items to pay the judgment.

NOTICE OF EXEMPT PROPERTY

YOU ARE FURTHER NOTIFIED that some of your property may not be subject to sale. This property is known as "EXEMPT" property. Iowa's "EXEMPT" property is defined in Iowa Code chapter 627. Examples of items of property which MAY not be subject to sale are:

1. One motor vehicle worth less than \$5,000 if no musical instruments are claimed exempt.
2. Wearing apparel of the debtor and debtor's dependents, up to \$1,000 in total.
3. All household furnishings and goods and appliances used for the personal, family or household use of the debtor, not to exceed \$2,000 in total.
4. If the debtor is engaged in farming, any combination of the following, up to \$10,000: farm implements, equipment, (in addition to motor vehicle), livestock, and feed.
5. One shotgun and one rifle or musket (no dollar limit).
6. If the debtor or dependent is engaged in any profession or occupation other than farming, the proper tools of the trade of the debtor or dependent.

There are many factors, such as the combined dollar value of certain of these items, which enter into the determination whether the property is exempt property. Also, this is NOT a complete list of the exempt property which you might be entitled to claim.

NOTICE OF YOUR RIGHT TO A HEARING

YOU ARE FURTHER NOTIFIED that you are entitled to request and have a hearing on whether your property is exempt. If you want to have such a hearing, you MUST complete the Request for Hearing on the reverse side of this form and return it to the Clerk of Court within ten (10) days from the day you were served with this Notice of Levy and Opportunity for Hearing. The Clerk of Court's address is on the form that you need to return.

A Hearing will be promptly scheduled by the Court when your "Request for Hearing on Whether Property is Exempt" is received by the Clerk's office.

The Clerk of Court, the Sheriff, and the Judges cannot act as your lawyer or give you legal advice. You should consult a lawyer for advice as to the meaning of this Notice.

Plaintiff or Attorney for Plaintiff

Street Address

City, State, and Zip Code

Telephone Number

WARNING:

YOUR FAILURE TO RETURN THE ATTACHED REQUEST FOR HEARING TO THE CLERK OF COURT WITHIN TEN (10) DAYS OF SERVICE UPON YOU MAY CAUSE YOU TO LOSE YOUR RIGHT TO A HEARING AND YOUR RIGHT TO CLAIM EXEMPT PROPERTY.

(SEE REVERSE SIDE)

[REVERSE SIDE OF FORM]

IN THE IOWA DISTRICT COURT FOR _____ COUNTY

)
)
 Plaintiff(s),)
)
 v.)
)
 Defendant(s).)
)
)

No. _____
(Law, Equity, or Small Claims)

REQUEST FOR HEARING
ON WHETHER PROPERTY IS EXEMPT

TO THE CLERK OF COURT FOR _____ COUNTY.

Address

City, State, Zip Code

I have received a "Notice of Levy and Opportunity for Hearing" concerning the sale of my property.

I have reason to believe that one or more of the items of my property are not subject to sale.

THEREFORE, I HEREBY REQUEST A HEARING on whether my property is not subject to sale (that is, exempt) prior to sale of this property.

Name of Person Requesting this Hearing (Type or Print)

Signature

Street Address

City, State, and Zip Code

Telephone Number

WARNING:

YOUR FAILURE TO RETURN THIS REQUEST FOR HEARING TO THE CLERK OF COURT WITHIN TEN (10) DAYS OF SERVICE UPON YOU MAY CAUSE YOU TO LOSE YOUR RIGHT TO A HEARING AND YOUR RIGHT TO CLAIM EXEMPT PROPERTY.