

SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

Petitioner: _____

And

Respondent: _____

Civil Action File No. _____

INCOME DEDUCTION ORDER
TO PAY ALIMONY ONLY

The Court has entered an order requiring the (Petitioner/Respondent), the Obligor, to pay spousal support to the (Petitioner/Respondent) the Obligee. OCGA § 19-6-32 provides for an order providing for immediate withholding from the income and earnings of the person required to pay support. This order does not include child support, and so cannot be paid through the Family Support Unit at this time.

The parties are identified as follows:

Obligor is: _____

Obligor's Address is: _____

Obligee is: _____

THEREFORE, THE COURT HEREBY ORDERS THE FOLLOWING:

1. AMOUNT OF DEDUCTION

The Obligor's employer, future employer, or any other person, private entity, or unit of government, that provides or administers income or earnings due the Obligee (whether as wages, salary, commission, bonus, workers' compensation, payments pursuant to a disability, pension or retirement program, interest, or any other periodic form of payments, regardless of source) shall deduct from all monies due and payable to the Obligor as the follows:

(a) Current Spousal Support: \$ _____ per month

(b) Support Arrearage Payment: \$ _____ per month

As of _____, 20____, there is an unpaid Support Arrearage under a prior order in the amount of \$ _____. The *Support Arrearage Payment* amount above shall be withheld each month, until the amount of unpaid support has been paid in full.

(c) Total Amount of Deduction: \$ _____ per month

This amount will decrease to \$ _____ per month when all the Support Arrearage has been paid in full. However, if current support ends before all past due support is paid in full, then the total amount (current support plus fees) shall continue to be deducted until all past due support has been paid in full.

(d) Adjustment for Various Pay Cycles

The payor is not required to vary its pay cycle to be in compliance with this order. If the pay cycle is not monthly, use the following amounts to determine how much to withhold:

\$ _____ per weekly pay period
\$ _____ per bi-weekly pay period (every two weeks)
\$ _____ per semi-monthly pay period (twice a month)

2. TIME AND PLACE OF PAYMENT

The payor shall make the amounts deducted payable to the Obligee, and forward the payments within two (2) business days after each pay date to the address below, or such other address as shall be provided by the Obligee to the employer in writing:

The payor shall note the names of the parties and the case number on the face of the payment.

3. CONSUMER CREDIT PROTECTION ACT

The maximum amount to be deducted shall not exceed the amounts allowed under § 303(b) of the Consumer Credit Protection Act, 15 USCA § 1673(b) as amended.

4. STATEMENT OF OBLIGOR'S RIGHTS AND RESPONSIBILITIES

Under OCGA § 19-6-32(e), the Court provides the following statement to the Obligor, concerning the Obligor's rights, remedies and duties in regard to this income deduction order.

- (a) The total amount to be withheld each and every pay period is described in Paragraphs 1 and 3 above.
- (b) The income deduction applies to current and subsequent payors and all periods of employment.
- (c) A copy of the income deduction order will be served on the Obligor's employer or other payors, if known.
- (d) Enforcement of the income deduction order may only be contested on the ground of mistake of fact regarding the amount of support owed pursuant to a support order, the past due support, or the identity of the Obligor. The Obligor may contest enforcement of the order as provided in OCGA § 19-6-33(c).
- (e) The Obligor is required to notify the Obligee within seven days of all changes in his/her address, and changes in names and addresses of employers or other payors.

5. OBLIGOR'S DUTY TO ENSURE PAYMENT

The Obligor is hereby ordered to perform all acts necessary for the proper withholding of the sums stated in this order, including delivery of the order to his/her employer, future employers and other income payors, and personally monitoring and confirming on an ongoing basis that the required payments are timely and properly deducted from his/her income and forwarded as ordered. Obligor remains responsible for any and all child support that is not deducted from his/her income and paid as child support or spousal support according to this order.

6. EFFECTIVE DATE AND DURATION OF THIS ORDER

This order shall take effect:

- Immediately

- Upon accrual of a delinquency equal to one month's support. This Court finds that good cause was shown to delay the effective date of this order. The Obligee may enforce this *Income Deduction Order* by serving a "Notice of Delinquency" on the Obligor, as provided in OCGA § 19-6-32 (f), and shall remain in effect so long as the spousal support obligation continues, or until further order of the Court. This order supersedes any prior income deduction order entered in this case.

7. SERVICE OF DOCUMENTS

This order and all further papers required to be served pursuant to OCGA § 19-6-33, shall be served upon the payor by regular first class mail and upon the Obligor in person, by certified mail or statutory overnight delivery, return receipt requested, or by regular mail.

This order was entered on _____, 20__.

Judge, Superior Court of Fulton County