

**FINANCIAL STATEMENT
OF JUDGMENT DEBTOR**

DOCKET NUMBER

**Trial Court of Massachusetts
Small Claims Session**



CASE NAME		CURRENT COURT	
NAME OF JUDGMENT DEBTOR <i>(the person who lost the case and owes money)</i>			
HOME ADDRESS		HOME TELEPHONE NUMBER	DATE OF BIRTH
SOCIAL SECURITY NUMBER	DRIVER'S LICENSE NUMBER & STATE	MARITAL STATUS	NO. & AGE OF CHILDREN LIVING WITH YOU
OCCUPATION	EMPLOYER'S NAME & ADDRESS		HOW LONG WITH EMPLOYER?

INCOME *(list all sources)*

Your Gross Pay:	\$	per week
Your Take-Home Pay:	\$	per week
Spouse's Take-Home Pay:	\$	per week
Child Support Income:	\$	per week
Pension:	\$	per week
AFDC/SSI:	\$	per week
Other <i>(itemize on back)</i> :	\$	per week
Total Weekly Income:	\$	per week

EXPENSES

Rent/Mortgage:	\$	per week
Utilities:	\$	per week
Food:	\$	per week
Alimony/Child Support:	\$	per week
Child Care:	\$	per week
Transportation:	\$	per week
Insurance:	\$	per week
Entertainment <i>(including cable)</i> :	\$	per week
Other <i>(itemize on back)</i> :	\$	per week
Total Weekly Expenses:	\$	per week

ASSETS *(list value of all assets)*

<i>Real Estate you own or co-own</i>	<u>RESIDENCE</u>	<u>OTHER</u>
Address:	
Other Owner(s):	
Mortgage Balance:	\$	\$
Fair Market Value:	\$	\$
Rental Income:	\$	\$
<i>Vehicle(s)/Boat(s) You Own</i>	<u>VEHICLE/BOAT 1</u>	<u>VEHICLE/BOAT 2</u>
Year/Make & Model:	
Purchase Year:	
Purchase Price:	\$	\$
Amount Owed:	\$	\$
<i>Bank Accounts</i>	<u>CHECKING</u>	<u>SAVINGS</u>
Bank/Credit Union:	
Account No.:	
Balance:	\$	\$
<i>Expected Tax Refund:</i>	\$	
<i>How much money do you have in cash?</i> \$		
<i>Have you disposed of or transferred any asset since this claim was brought? (If so, explain on back.)</i> <input type="checkbox"/> No <input type="checkbox"/> Yes		
<i>(List on back anything of value not listed above that you own or co-own, or that is held for you by another.)</i>		

DEBTS *(list all debts not included above in your expenses – e.g., credit card debts)*

	<u>CREDITOR</u>	<u>NATURE OF DEBT</u>	<u>DATE OF ORIGIN</u>	<u>TOTAL DUE</u>	<u>WEEKLY PAYMENT</u>
1	\$	\$
2	\$	\$
3	\$	\$

Under the penalties of perjury, I swear that the above information is complete and accurate to the best of my personal knowledge.

DATE SIGNED	SIGNATURE OF JUDGMENT DEBTOR
	X

Pursuant to Uniform Small Claims Rule 9(c), all information in this affidavit is CONFIDENTIAL. It shall be available to any other party to this litigation, but shall not be available for public inspection unless the Court so orders.

INCOME THAT IS EXEMPT FROM PAYMENT ORDERS IN SMALL CLAIMS AND SUPPLEMENTARY PROCESS

1. **ALL INCOME FROM THE FOLLOWING SOURCES** is exempt by law from any payment order:

- Unemployment Benefits (G.L. c. 151A, § 36)
- Workers Compensation Benefits (G.L. c. 152, § 47)
- Social Security Benefits (42 U.S.C. § 401)
- Federal Old-Age, Survivors & Disability Insurance Benefits (42 U.S.C. § 407)
- Supplementary Security Income (SSI) for Aged, Blind & Disabled (42 U.S.C. § 1383[d][1])
- Other Disability Insurance Benefits up to \$400 weekly (G.L. c. 175, § 110A)
- Emergency Aid for Elderly & Disabled (now G.L. c. 117A)
- Veterans Benefits
 - Federal Veterans Benefits (38 U.S.C. § 5301[a])
 - Special Benefits for Certain WW II Veterans (42 U.S.C. § 1001)
 - Medal of Honor Veterans Benefits (38 U.S.C. § 1562)
 - State Veterans Benefits (G.L. c. 115, § 5)
- Transitional Aid to Families with Dependent Children (AFDC) Benefits (G.L. c. 118, §10)
- Maternal Child Health Services Block Grant Benefits (42 U.S.C. § 701)
- Other public assistance benefits (G.L. c. 235, § 34, fifteenth)

2. In addition, **A PORTION OF WAGES OR EMPLOYMENT-BASED RETIREMENT PAYMENTS** is exempt by law from any payment order. The exempt amount is **\$218 or 75% of your weekly disposable earnings, whichever is greater.**

Your “**weekly disposable earnings**” are your gross wages, salary or employment-based periodic retirement payments, *minus* any deductions required by law (including withholding taxes, social security [FICA], and mandatory public employee retirement contributions). Do *not* deduct any voluntary deductions, union dues or garnishments.

The minimum Federal exemption is equal to the Federal minimum wage (\$7.25 as of 7/24/09) multiplied by 30, or \$218 (15 U.S.C. §§ 1671-1677). Massachusetts law exempts the first \$125 in weekly “wages then due . . . for labor performed or services rendered” (G.L. c. 224, § 16 & c. 246, § 28) but this is normally less than the Federal exemption.

DEFENDANT’S WORKSHEET FOR CALCULATING EXEMPT AMOUNT OF WAGES OR EMPLOYMENT-BASED RETIREMENT PAYMENTS

Write the amount of your “**weekly disposable earnings**” (as defined above) here = \$ _____

If your weekly disposable earnings are **less than \$218**,
enter the amount of your weekly disposable earnings →

If your weekly disposable earnings are **\$218–\$290**, enter \$218 →

If your weekly disposable earnings are **more than \$290**,
enter 75% of your weekly disposable earnings →

\$

**This is the amount of your
weekly disposable earnings that is exempt
from any payment orders.**