

Motion to Set Aside Order for Installment Payments

(Form MC 16)

STATE OF MICHIGAN JUDICIAL DISTRICT JUDICIAL CIRCUIT	MOTION TO SET ASIDE ORDER FOR INSTALLMENT PAYMENTS	CASE NO.
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Court address _____ Court telephone no. _____

Plaintiff's name and address (judgment creditor)

Defendant's name and address (judgment debtor)

v

Plaintiff's attorney, bar no., address, and telephone no.

Judgment entered: _____

Amount of judgment (including costs): \$ _____

1. I state that a judgment was entered in this case against defendant and that on _____
Date

this court entered an order allowing the judgment to be paid in installments. The defendant has failed to pay the installments

as agreed: _____
Explain

2. A writ of garnishment for periodic payments, issued on _____, was suspended on
Date

_____ according to court rule.
Date

3. **I ask** this court to set aside the order for installment payments. I understand if a hearing is not requested by the defendant within 14 days from the date this motion is mailed, the payment order may be set aside.

Plaintiff's signature

Subscribed and sworn to before me on _____, _____ County, Michigan.
Date

My commission expires: _____ Signature: _____
Date

Notary public, State of Michigan, County of _____

CERTIFICATE OF MAILING

I certify that on this date a copy of this motion was served on the parties/attorneys indicated above by ordinary mail.

Date

Signature

NOTICE TO DEFENDANT

If you do not request a hearing with the court within 14 days from the mailing of this motion, an order setting aside installment payments will be entered without further notice.

Instructions to Plaintiff: The motion must be completed in full. If the writ of garnishment was for periodic payments, provide the date the garnishment was issued and the date the garnishment was suspended. You are responsible for serving the motion.