

1 Code:
2 Name: _____
3 Address: _____
4 Telephone: _____
5 Email: _____
6 Self-Represented Litigant

7
8 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
9 IN AND FOR THE COUNTY OF WASHOE

10
11
12 _____,
13 Plaintiff / Petitioner, Case No. _____
14 vs. Dept. No. _____
15 _____,
16 Defendant / Respondent. /

17
18 CLAIM OF EXEMPTION FROM EXECUTION

19 I submit this Claim of Exemption from Execution and state as follows:

20 I am a defendant in this case and have had my wages withheld or have received a Notice of
21 Execution regarding the attachment or garnishment of my wages, money, benefits, or property.

22 My wages, money, benefits, or property are exempt by law from execution as indicated below.

23 If the judgment creditor does not file an Objection to Claim of Exemption from Execution and
24 Notice of Hearing in response to this Claim of Exemption from Execution within eight judicial days
25 after my Claim of Exemption from Execution has been served, any person who has control or
26 possession over my wages, money, benefits, or property (such as my employer or bank, for
27 example) must release them to me within nine judicial days after this Claim of Exemption from
28 Execution has been served.

1 To select why your personal property is exempt, place an "X" in each box that applies
2 to your situation. The exemptions listed below are the most commonly claimed
3 exemptions.

4
5 You must provide all exemptions that apply to you. This is not an exhaustive list of all
6 exemptions. To include an exemption that is not on this list, please write it in to the
7 "other" section. If more than one exemption that does not appear on this list applies to
8 you, please attach additional sheets listing that information.
9

10 Money or payments received pursuant to the federal Social Security Act, including
11 retirement, disability, survivors' benefits, and SSI.

12 NRS 21.090(1)(y) and 42 U.S.C. § 407(a)

13 Money or payments for assistance received through the Nevada Department of Health and
14 Human Services, Division of Welfare and Supportive Services pursuant to NRS 422.291.

15 NRS 21.090(1)(kk) and 422A.325

16 Money or payments received as unemployment compensation benefits pursuant to NRS
17 612.710. NRS 21.090(1)(hh)

18 Money or compensation payable or paid under NRS 616A to 616D (worker's compensation
19 or industrial insurance), as provided in NRS 616C.205. NRS 21.090(1)(gg)

20 Money or payments received as veteran's benefits. 38 U.S.C. § 5301

21 Money or payments received as retirement benefits under the federal Civil Service
22 Retirement System (CSRS) or Federal Employees Retirement System (FERS).

23 5 U.S.C. § 8346

24 Money or benefits received pursuant to a court order for the support, education, and
25 maintenance of a child, or for the support of a former spouse, including arrearages.

26 NRS 21.090(1)(s)-(t)

27 Money received as a result of the federal Earned Income Tax Credit or similar credit
28 provided under Nevada law. NRS 21.090(1)(aa)

1 Seventy-five percent of my disposable earnings or eighty-two percent of my disposable
2 earnings if my gross weekly salary is \$770 or less. "Disposable earnings" are the earnings
3 remaining "after the deduction . . . of any amounts required by law to be withheld." (NRS
4 21.090(1)(g)(1)) The "amounts required by law to be withheld" are federal income tax,
5 Medicare, and Social Security taxes.

6 Check here if your disposable weekly earnings do not exceed \$362.50 or 50 times the
7 federal minimum wage (50 x \$7.25 = \$362.50), in which case ALL of your
8 disposable earnings are exempt. NRS 21.090(1)(g)

9 Check here if your disposable weekly earnings are between \$362.50 and \$483.33, in
10 which case your exempt income is always \$362.50. Your non-exempt income is your
11 weekly disposable earnings minus \$362.50, which equals \$ _____
12 per week. NRS 31.295

13 \$10,000 or less of my money or personal property, identified as _____
14 _____
15 which is not otherwise exempt under NRS 21.090. NRS 21.090(1)(z)

16 Money, up to \$1,000,000, held in a retirement plan which conforms with or is maintained
17 pursuant to applicable limitations and requirements of the Internal Revenue Code, including,
18 but not limited to, an IRA, 401k, 403b, or other qualified stock bonus, pension, or profit-
19 sharing plan. NRS 21.090(1)(r)

20 All money, benefits, privileges, or immunities derived from a life insurance policy.
21 NRS 21.090(1)(k)

22 My dwelling, occupied by me and my family, where the amount of my equity does not
23 exceed \$550,000, and I do not own the land upon which the dwelling is situated.
24 NRS 21.090(1)(m)

25 Check here if the judgment being collected arises from a medical bill. If it does, your
26 primary dwelling and the land upon which it is situated (if it is owned by you),
27 including a mobile or manufactured home, are exempt from execution regardless of
28 your equity. NRS 21.095

- 1 Money, benefits, or refunds payable or paid from Nevada's Public Employees' Retirement
2 System pursuant to NRS 286.670. NRS 21.090(1)(ii)
- 3 A homestead recorded pursuant to NRS 115.010 on a dwelling (house, condominium,
4 townhome, and land) or a mobile home where my equity does not exceed \$550,000.
5 NRS 21.090(1)(l)
- 6 My vehicle, where the amount of equity does not exceed \$15,000, or I will pay the judgment
7 creditor any amount over \$15,000 in equity. NRS 21.090(1)(f)
- 8 Check here if your vehicle is special equipped or modified to provide mobility for
9 you or your dependent and either you or your depended has a permanent disability. Your
10 vehicle is exempt regardless of the equity. NRS 21.090(1)(p)
- 11 A prosthesis or any equipment prescribed by a physician or dentist for me or my dependent.
12 NRS 21.090(1)(q)
- 13 My private library, works of art, musical instruments, jewelry, or keepsakes belonging to me
14 or my dependent, chosen by me and not to exceed \$5,000 in value. NRS 21.090(1)(a)
- 15 My necessary household goods, furnishings, electronics, clothes, personal effects, or yard
16 equipment, belonging to me or my dependent, chosen by me and not to exceed \$12,000 in
17 value. NRS 21.090(1)(b)
- 18 My professional library, equipment, supplies, and the tools, inventory, instruments, and
19 materials used to carry on my trade or business for the support of me and my family not to
20 exceed \$10,000 in value. NRS 21.090(1)(d)
- 21 Money that I reasonably deposited with my landlord to rent or lease a dwelling that is used
22 as my primary residence, unless the landlord is enforcing the terms of the rental agreement
23 or lease. NRS 21.090(1)(n)
- 24 Money or payments, up to \$16,150, received as compensation for personal injury, not
25 including compensation for pain and suffering or actual pecuniary loss, by me or by a person
26 upon whom I am dependent. NRS 21.090(1)(u)
- 27 Money or payments received from a private disability insurance plan. NRS 21.090(1)(ee)
- 28 Money or payments received as restitution for a criminal act. NRS 21.090(1)(x)

1 Money in a trust fund for funeral or burial services pursuant to NRS 689.700.

2 NRS 21.090(1)(ff)

3 Money or payments received as compensation for loss of my future earnings or for the
4 wrongful death or loss of future earnings of a person upon whom I was dependent, to the
5 extent reasonable necessary for the support of me and my dependents. NRS 21.090(1)(v)-
6 (w)

7 Money paid or rights existing for vocational rehabilitation pursuant to NRS 615.270.

8 NRS 21.090(1)(jj)

9 Child welfare assistance provided pursuant to NRS 432.036. NRS 21.090(1)(ll)

10 Other: _____

11
12 **AUTOMATIC BANK ACCOUNT EXEMPTIONS**

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14

Some direct-deposit funds are automatically protected and should not be taken from
15 your bank account. If automatically protected money was taken from your bank
16 account, check the appropriate box below and attach proof of direct-deposit benefits.

17 All exempt federal benefits that were electronically deposited into my account during the
18 prior two months are protected, and I am, therefore, entitled to full and customary access to
19 that protected amount. (31 C.F.R. part 212.6(a)). Money in my personal bank account that
20 exceeds that amount may be subject to the exemptions stated above.

21 Exempt state or federal benefits were electronically deposited into my personal bank account
22 during the 45-day period preceding Judgment Creditor's service of the Writ of Execution or
23 Garnishment relating to my personal bank account, and under Nevada law, I am entitled to
24 full and customary access to \$2,000 or the entire amount in the account, whichever is less,
25 regardless of any other deposits of money into the account. Money in my personal bank
26 account that exceeds that amount may be subject to the exemptions stated above.

27 NRS 21.105

1 A Writ of Execution or Garnishment was levied on my personal bank account, and under
2 Nevada law, I am entitled to full and customary access to \$400 or the entire amount in my
3 account, whichever is less, unless the writ is for the recovery of money owed for the support
4 of any person. Money in my personal bank account that exceeds \$400 may be subject to the
5 exemptions stated above. NRS 21.105
6

7 If you are a Garnishee or other person who has control or possession over my exempt personal
8 or real property, as stated above, you must release that money or property to me within nine judicial
9 days after my Claim of Exemption from Execution was served on you, unless the Judgment
10 Creditor files an objection and notice of hearing within eight judicial days after service of my Claim
11 of Exemption from Execution, which the Judgment Creditor will serve on you by mail or person.
12

13 This document does not contain the personal information of any person as defined by NRS
14 603A.040.

15 I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true
16 and correct.
17

18 Date: _____

Your Signature: _____

19
20 Print Your Name: _____
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