



PIPESTONE COUNTY SHERIFF'S OFFICE

Dan Delaney, Sheriff

P.O. Box 220 • 416 Hiawatha Avenue S. • Pipestone, MN 56164
[507] 825-6700 • Fax: [507] 825-6706

Notice to Third Party

February 1, 2008

Corporate Management Group
@ Suzlon Rotor Corporation
1711 S. Hwy. 75
Pipestone, MN 56164

Re: Credit Bureau of Marshall vs. Wallace Potts
Our File # 07-360.

Please be advised that pursuant to Minnesota State Statutes ss 1974, Chapter 550 (as amended, Minnesota Laws 1976, Chapter 335, Section 4), the Disclosure Form attached hereto, must be completed and returned within a reasonable time. Failure to disclose may render YOU liable to the judgment creditor.

Sincerely,

Dan Delaney
Pipestone County Sheriff

State of Minnesota
Pipestone County

District Court
Fifth Judicial District

Court File Number: **59-CV-07-355**

Credit Bureau of Marshall, Inc. vs Wallace Potts, Jessica
Potts

Writ of Execution
Personal or Real Property

Judgment Information

Judgment date: **February 15, 2007**

Date docketed: **10/11/2007 at 1:11 PM**

Court of original entry: **Pipestone County**

County Where Judgment Roll or Transcript Filed: **Pipestone County**

TO THE SHERIFF OF **Pipestone County** or any other person authorized by law to execute this writ.
WHEREAS, Judgment was entered in favor of:

Credit Bureau of Marshall, Inc. and against Wallace Potts; Jessica Potts.

THEREFORE, you are commanded to satisfy said judgment, with interest and your fees, out of the personal property of the judgment debtor within your county; and if sufficient personal property cannot be found, then out of the real property in your county belonging to said judgment debtor on the day when said judgment was docketed in your county, or at any time thereafter not exceeding ten years from the date of entry. The writ of execution expires 180 days after its issuance by the Court Administrator.

Amount to be Collected on Date Issued:

Current Principal Due:	\$1,600.99
Current Costs/Disbursements:	\$30.00
Interest:	\$52.20
Execution Fee:	\$40.00
Subtotal due:	\$1,723.19

This is to certify the 10 day notice pursuant
to MS. 571.431 Subdiv. 5 was given on 10-8-07..

Date Execution Issued: October 11, 2007
/s/ Lois Henkel

Credit Bureau of Marshall Inc.

Endorsed (Creditor or Attorney)

Steven R. Schulze, Court Administrator

By: Debra Ann Skustad
Deputy Court Administrator

COPY

Credit Bureau of Marshall, Inc. vs Wallace Potts, Jessica
Potts

Writ of Execution
Personal or Real Property

Return of Execution

_____ X \$ \$0.22 = \$ _____ (from 10/11/2007 at daily rate)
Days (Daily Interest Amount valid through December 31 of this year)

Service Fee: \$ _____
Other Costs of Collection: \$ 15.00 Garnishment Fee
Subtotal from Page 1: \$ \$1,723.19
TOTAL DUE \$ 1,738.19

Return of service by: Sheriff Attorney (M.S. 551.04)

Service Returned

Satisfied in full
 Partially Satisfied
(Amount Collected) \$ _____ on _____
(Date)
(Less Collection Cost) \$ _____
(Amount Satisfied) \$ _____

No Property Found: I certify and return that I have made diligent search and inquiry in my county and have been unable to find any personal property out of which to satisfy the judgment described in this execution.

Signature of Sheriff or Attorney on Return: _____

County: _____

THIRD PARTY LEVY – EARNINGS

STATE OF MINNESOTA

County of Pipestone

TO: Corporate Management Group @ Suzlon Rotor Corp., 1711 S. Hwy. 75, Pipestone, MN 56164

YOU WILL PLEASE TAKE NOTICE that the Sheriff of Pipestone County does hereby certify, that under and by virtue of the Writ of Execution, Levy and Inventory hereto attached, said Sheriff does hereby levy all non-exempt earnings of: Wallace Potts, 309 W. Main ST., Pipestone, MN 56164

Defendant(s) named therein. This levy covers all non-exempt disposable earnings earned, or to be earned during the next 70 days, pursuant to MSA 571.922, or owed to the said Defendant(s), or in your possession or under your control, pursuant to MSA 550.04 and 550.41. The Sheriff demands that you deliver into the Sheriff's possession all such above described wages and earnings. In default thereof you will be liable to examination and attachment in such cases made and provided by law, pursuant to MSA 550.135, Subd. 9.

Judgment:	\$1,523.22
Levy:	15.00
Interest:	15.40
Commission:	101.39
Service:	50.00
Copy Fee:	3.00

PLEASE MAKE CHECKS PAYABLE TO:
PIPESTONE COUNTY SHERIFF

TO APPLY TO: # 07-360

Mail to:
PIPESTONE COUNTY SHERIFF'S OFFICE
P.O. Box 220, 416 HIAWATHA AVE. SOUTH
PIPESTONE MN 56164

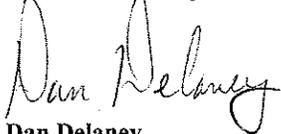
TOTAL: \$ 1,708.01

STATE OF MINNESOTA

County of Pipestone

The undersigned Sheriff of Pipestone County does hereby certify that the hereto attached Writ is a true and correct copy of the original Writ of Execution, Levy and Inventory now in possession of said Sheriff for service, and that the foregoing is a true and correct copy of the Return and Inventory made by said Sheriff.

Dated: February 1, 2008



Dan Delaney
Pipestone County Sheriff

CREDIT BUREAU OF MARSHALL, INC.
P.O. BOX 99
302 WEST REDWOOD
MARSHALL, MN 56258

WELLS FARGO BANK, NA
MARSHALL, MN 56258
17-1/910

13590

1/29/2008

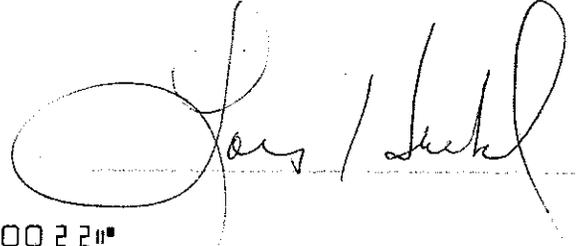
PAY TO THE ORDER OF Corporate Management Group

\$ **15.00

Fifteen and 00/100*****

DOLLARS

Corporate Management Group



MEMO Garn Fee - W Potts

⑈013590⑈ ⑈091000019⑈0970010022⑈

CREDIT BUREAU OF MARSHALL, INC.

13590

Corporate Management Group

1/29/2008

Garn Fee W Potts

15.00

Checking

Garn Fee - W Potts

15.00

State of Minnesota
County of Pipestone

District Court
5th Judicial District
File #: 07-360

EARNINGS EXECUTION DISCLOSURE

Judgment Creditor: **Credit Bureau of Marshall**

Against

Judgment Debtor: **Wallace Potts**

And

Third Party: **Corporate Management Group @ Suzlon Rotor Corp.**
1711 S. Hwy. 75
Pipestone, MN 56164

Definitions:

"EARNINGS": For the purpose of execution, "earnings" means compensation paid or payable to an employee for personal services or compensation paid or payable to the producer for the sale of agricultural products; milk or milk products; or fruit or other horticultural products produced when the producer is operating a family farm, a family farm corporation, or an authorized farm corporation, as defined in section 500.24, subdivision 2, whether denominated as wages, salary, commission, bonus, or otherwise, and includes periodic payments pursuant to a pension or retirement.

"DISPOSABLE EARNINGS": Means that part of the earnings of an individual remaining after the deduction from those earnings of amounts required by law to be withheld. (Amounts required by law to be withheld do not include items such as health insurance, charitable contributions, or other voluntary wage deductions.)

"PAYDAY": For the purpose of execution, "payday(s)" means the date(s) upon which the employer pays earnings to the debtor in the ordinary course of business. If the judgment debtor has no regular payday, payday(s) means the 15th and the last day of each month.

THE THIRD PARTY/EMPLOYER MUST ANSWER THE FOLLOWING QUESTIONS:

1. Do you now owe, or within 70 days from the date the execution levy was served on you, will you, or may you owe money to the judgment debtor for earnings? _____ YES _____ NO
2. Does the judgment debtor earn more than \$_____ per week? (This amount is the federal minimum wage per week.) _____ YES _____ NO

INSTRUCTIONS FOR COMPLETING THE EARNINGS DISCLOSURE

- A. If your answer to either questions one or two is "NO", then you must sign the affirmation (the bottom of page 3) attached, and return this disclosure to the sheriffs department within twenty (20) days after it was served upon you, and you do not need to answer the remaining questions.
- B. If your answer to both questions one and two are "YES", you must complete this form and Earnings Disclosure Worksheet as follows:

EARNINGS DISCLOSURE FORM INSTRUCTIONS

For each payday that falls within 70 days from the date the execution levy was served on you, **YOU MUST** calculate the amount of earnings to be retained by completing steps A through I and enter the amounts on the Earnings Disclosure Worksheet. UPON REQUEST, THE EMPLOYER MUST PROVIDE THE DEBTOR WITH INFORMATION AS TO HOW THE CALCULATIONS REQUIRED BY THIS DISCLOSURE WERE MADE.

Each payday, you must retain the amount of earnings listed in column I on the Earnings Disclosure Worksheet. You must pay the attached earnings and return this earnings disclosure form and the Earnings Disclosure Worksheet to the sheriff, and deliver a copy of the disclosure and worksheet to the judgment debtor within 10 days after the last payday that falls within the 70 day period. If the judgment is wholly satisfied, or if the judgment debtor's employment ends before the expiration of the 70 day period, your disclosure and remittance should be made within 10 days after the last payday for which earnings were attached. For steps A through I, "columns" refers to columns on the Earnings Disclosure Worksheet.

COLUMN A: enter the date of judgment debtor's payday.

COLUMN B: enter judgment debtor's gross earnings for each payday.

COLUMN C: enter judgment debtor's disposable earning for each payday.

COLUMN D: enter 25 percent of disposable earnings (multiply column C by .25).

COLUMN E: enter here 40 times the hourly federal minimum wage (\$ _____) times the number of work weeks included in each payday.

NOTE: IF A PAYDAY INCLUDES DAYS IN EXCESS OF WHOLE WORK WEEKS, THE ADDITIONAL DAYS SHOULD BE COUNTED AS A FRACTION OF A WORK WEEK EQUAL TO THE NUMBER OF WORK DAYS IN EXCESS OF A WHOLE WORK WEEK DIVIDED BY THE NUMBER OF WORK DAYS IN A NORMAL WORK WEEK.

COLUMN F: subtract the amount in column E from the amount in column C, and enter here.

COLUMN G: enter here the lesser of the amount in column D and the amount in column F.

COLUMN H: enter here any amount claimed by you as a setoff, defense, lien, or claim, or any amount claimed by any other person as an exemption or adverse interest which would reduce the amount of earnings owing to the judgment debtor.

NOTE: Any indebtedness to you incurred within ten (10) days prior to your receipt of the first execution levy on a debt may not be set off against the earnings otherwise subject to this levy. Any wage assignment made by the judgement debtor within ten (10) days prior to your receipt of the first execution levy on a debt is void.

You must also describe your claim(s) and the claim of others, if known, in the space provided below the worksheet and state the name(s) and address(es) of these parties.

Enter zero in column H if there are no claims by you or others which would reduce the amount of earnings owing to the judgment debtor.

COLUMN I: subtract the amount in column H from the amount in column G and enter here. This is the amount of earnings that you must remit for the payday for which the calculations were made.

AFFIRMATION

I, _____ (person signing *AFFIRMATION*), am the Third Party/Employer, or I am authorized by the Third Party/Employer to complete this Earnings Execution Disclosure, and have done so truthfully and to the best of my knowledge.

DATED: _____

SIGNATURE: _____

TITLE: _____

TELEPHONE NUMBER: _____

EARNING DISCLOSURE WORKSHEET

DEBTOR'S NAME

A
Payday Date
1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____

B
Gross Earnings
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____

C
Disposable Earnings
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____

D
25% of Column C
1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____

E
40 X Min. wage
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____

F
Column C minus Column E
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____

G
Lesser of Column
D and Column F
1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____

H
Setoff, Lien,
Adverse Interest
of Other Claims
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____

I
Column G minus
Column H
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____
\$ _____

TOTAL OF COLUMN I _____

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