

05-22-115

STATE OF NORTH CAROLINA

CUMBERLAND

County

2360112

File No

05-22-115

Judgment (Declaratory) Case & Page No

In The General Court Of Justice
☐ District ☐ Superior Court Division

Name Of Plaintiff

CASH IN ADVANCE

VERSUS

Name Of Defendant

Victoria Mitchenner

Social Security Number Redacted

NOTICE OF RIGHT TO
HAVE EXEMPTIONS
DESIGNATED

G.S. 1C 1603

TO:

Name And Address Of First Judgment Debtor

Victoria Mitchenner
403 RD CTC
Ft. Bragg, NC 28310

TO:

Name And Address Of Second Judgment Debtor

A judgment has been entered against you in the case captioned above in which you have been ordered to ☐ pay money over ☐ turn over various household belongings to the judgment creditor.

The judgment creditor (person who has the judgment against you) is now seeking to collect this judgment and has asked me to give you notice of your rights. Under the Constitution and laws of North Carolina, you have the right to exempt from the collection of the judgment certain of your property (in other words, to keep it from being taken from you). If you wish to keep your exempt property, you MUST fill out the attached Motion To Claim Exempt Property and mail or take it to the Clerk of Superior Court at the address listed below. You MUST also mail or take a copy to the judgment creditor at his address listed below. The law gives you another option of requesting, in writing, a hearing before the Clerk to claim your exemptions. If you make a written request for a hearing, you will be notified of the time and place of the hearing when you may claim your exemptions.

It is important that you respond to this Notice no later than twenty (20) days after it was served on you because you will lose valuable statutory rights if you do nothing. If you do not respond, you will give up your right to statutory exemptions and the judgment creditor may be able to take any or all of your property to satisfy the judgment. You have certain constitutional rights you may claim if you give up your statutory rights. You may wish to consider hiring an attorney to help you with this proceeding to make certain that you receive all the protections to which you are entitled.

Name And Address Of Judgment Creditor Or Attorney

CASH IN ADVANCE
528 SOUTH REILLY ROAD #112
FAYETTEVILLE, NC 28314
(910) 326-0787

Date

1/11/15

Signature

L. Hargrove

☐ Deputy CSC ☐ Assistant CSC ☐ Clerk Of Superior Court

Address Of The Clerk Of Superior Court

Telephone No.

NOTICE TO THE JUDGMENT CREDITOR:

You may serve this Notice and the Motion To Claim Exempt Property by mailing a copy of each, registered or certified mail, return receipt requested, addressed to the judgment debtor. To prove service, you must file an affidavit (notarized by a notary public) with the Clerk asserting that (1) a copy of the notice of rights and Motion To Claim Exempt Property was deposited in the post office for mailing by registered or certified mail, return receipt requested; (2) it was in fact received as evidenced by the attached registry receipt or other evidence of delivery; and (3) the genuine receipt or other evidence of delivery is attached. You must attach the post office delivery receipt to the affidavit. Alternatively, you may choose to have this Notice and the motion served by the sheriff. If you select this method, you must pay a service fee. The sheriff's service will be proved by his return. If your attempted service by certified or registered mail or personal service by the sheriff fails, you may then serve the judgment debtor by mailing a copy of notice and motion to him at his last known address. To prove service, you must file a certificate with the Clerk that the notice and motion were served indicating why you used such service, the date the notice was mailed and the address to which it was mailed. Remember, you may NOT use service by regular first class mail until you have tried first to serve the judgment debtor personally or by certified or registered mail and such service was unsuccessful.