

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ *(Name of County)*  
STATE OF \_\_\_\_\_ *(Name of State)*

\_\_\_\_\_  
*(Name of Plaintiff)*

PLAINTIFF

VS.

CAUSE NO. \_\_\_\_\_

\_\_\_\_\_  
*(Name of Defendant)*

DEFENDANT

**Motion of Defendant for Release of Property from Levy in Attachment Proceeding**

Comes now \_\_\_\_\_ *(Name of Defendant)*, Defendant, in the above-captioned cause, who, by and through his attorney moves for an order releasing certain property seized pursuant to a Writ of Attachment issued against Defendant on \_\_\_\_\_ *(date)*, and executed on \_\_\_\_\_ *(date)*.

This motion is made on the grounds that the value of the property seized pursuant to the Writ is greatly in excess of the amount necessary to secure Plaintiff's claim, plus interest and costs, as more fully appears from the Affidavit of \_\_\_\_\_ *(name of affiant)*, attached to this motion as Exhibit A.

Wherefore, Defendant respectfully moves the Court to release the property seized pursuant to the Writ in excess of the amount necessary to secure Plaintiff's claim, plus interest and costs.

Respectfully submitted,

\_\_\_\_\_  
*(Name of Defendant)*

By: \_\_\_\_\_  
*(Printed Name of Attorney)*

\_\_\_\_\_  
*(Signature of Attorney)*

Defendant's Attorney

State Bar No. \_\_\_\_\_

**Certificate of Service**

This is to certify that I, \_\_\_\_\_ (*Name of Attorney*), attorney for Defendant \_\_\_\_\_ (*Name of Defendant*), have this date served a true and correct copy of the above and foregoing **Motion** by U.S. Mail, postage fully prepaid, to the following counsel of record for the Plaintiff:

\_\_\_\_\_  
(*Name of Attorney*)

\_\_\_\_\_  
(*Post Office Box No. or Street Address*)

\_\_\_\_\_  
(*City, State, Zip Code*)

This the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Respectfully Submitted,

\_\_\_\_\_  
(*Printed Name of Attorney*)

\_\_\_\_\_  
(*Signature of Attorney*)  
Defendant's Attorney  
State Bar No. \_\_\_\_\_

OF COUNSEL:

\_\_\_\_\_  
(*Name of Attorney*)

\_\_\_\_\_  
(*Post Office Box or Street Address*)

\_\_\_\_\_  
(*City, State, Zip Code*)

Telephone: \_\_\_\_\_

**Notice of Motion for Release of Property from Levy in Attachment Proceeding**

You are notified that on \_\_\_\_\_ (*date*), at \_\_\_\_\_ (*time*), or as soon thereafter as counsel can be heard, in Courtroom \_\_\_\_\_ of the \_\_\_\_\_ Court for \_\_\_\_\_ County, \_\_\_\_\_ (*State*), at the \_\_\_\_\_ (*County*) Courthouse at \_\_\_\_\_

\_\_\_\_\_ (*street address, city, county, state, zip code*), Defendant \_\_\_\_\_ (*Name of Defendant*), by and through his attorney, will bring on for hearing his **Motion** for the reasons stated in the above Motion.

Respectfully Submitted,

\_\_\_\_\_  
**(Printed Name of Attorney)**

\_\_\_\_\_  
**(Signature of Attorney)**

Defendant's Attorney

State Bar No. \_\_\_\_\_

OF COUNSEL:

\_\_\_\_\_  
**(Name of Attorney)**

\_\_\_\_\_  
**(Post Office Box or Street Address)**

\_\_\_\_\_  
**(City, State, Zip Code)**

Telephone: \_\_\_\_\_