

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ COUNTY  
STATE OF GEORGIA

Plaintiff

v.

Civil Action

File No. \_\_\_\_\_

Defendant

Garnishee

Address

SUMMONS OF GARNISHMENT

To: \_\_\_\_\_ Garnishee

YOU ARE HEREBY COMMANDED to hold immediately all property, money, wages, except what is exempt, belonging to the defendant, or debts owed to the defendant named above at the time of service of this summons and between the time of service of this summons and the time of making your answer. Not sooner than 30 days but not later than 45 days after you are served with this summons, you are commanded to file your answer in writing with the clerk of this court and serve a copy upon the plaintiff or his attorney named below. Money or other property subject to this summons should be delivered to the court with your answer. Should you fail to answer this summons, a judgment will be rendered against you for the amount the plaintiff claims due by the defendant.

Witness the Honorable \_\_\_\_\_, Judge Magistrate of said Court.

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

Clerk

\_\_\_\_\_ Court of \_\_\_\_\_ County

Plaintiff's Attorney

Address

Service perfected on garnishee, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Deputy, Sheriff, or Constable

ANSWER OF GARNISHEE

GEORGIA, \_\_\_\_\_ COUNTY No. \_\_\_\_\_

Plaintiff
v.
Defendant
GARNISHMENT
COURT OF
COUNTY
Garnishee

Comes now the Garnishee above named, and in Answer to Summons of Garnishment served on it, says that at the time of service of said Summons of Garnishment, the Garnishee owed the Defendant \_\_\_\_\_ Dollars; and that since said service the Garnishee has become indebted to the Defendant in the sum of \_\_\_\_\_ Dollars; said sums admitted to be due were earned by the Defendant as Hourly, Daily, Weekly, Bimonthly or Monthly wages, at the rate of \$ \_\_\_\_\_ per Hour, Day, Week, Bimonthly or Monthly for \_\_\_\_\_ Days, Weeks, Bimonthly, Monthly, and of said sums \$ \_\_\_\_\_ is exempt from process of garnishment under the laws of Georgia, and \$ \_\_\_\_\_ is subject to process of garnishment, and is herewith paid into court.

Garnishee further states: at the time of service of summons, garnishee had in hand no property or effects of the defendant. Since the date of service there has come in the hands of the garnishee no property or effects of the defendant except \_\_\_\_\_

Garnishee

GEORGIA, \_\_\_\_\_ COUNTY

Personally appeared \_\_\_\_\_ who on oathsays that he is \_\_\_\_\_ of the Garnishee above named, and as such, his authority to make this Answer, and (Title)

knows the facts. And that the facts in the foregoing Answer are true.

Sworn to and subscribed before me,

this \_\_\_\_\_, 20 \_\_\_\_\_

Clerk, \_\_\_\_\_ Court of \_\_\_\_\_ County

OR

Judge, Magistrate Notary Public (Seal)

CERTIFICATE OF SERVICE

This is to certify that I have this day served plaintiff or his attorney in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of same in a properly addressed envelope with adequate postage thereon:

This \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_

Signed \_\_\_\_\_ Garnishee

IMPORTANT INSTRUCTIONS

GARNISHEE

- 1. Answer cannot be filed sooner than Thirty (30) days after service of Summons of Garnishment on the Garnishee and no later than Forty-Five (45) days after date of service of Summons of Garnishment on the Garnishee.
2. File your Answer at \_\_\_\_\_ Court of \_\_\_\_\_ County.
3. If you are not familiar with the Georgia Law applying in garnishment cases consult your attorney, or otherwise obtain correct information before paying the Defendant any sum after you have been served with this Summons of Garnishment: (Code Title 18)
4. A letter is insufficient, even though the Defendant is not employed by you.
5. A SWORN Answer must be filed.
6. Plaintiff, or their counsel, is the only one who can authorize the Court to issue a release and relieve you of filing Answer to this Summons.
7. Failure of Garnishee to answer may result in default judgement against the garnishee.

DEFENDANT

- 1. Defendant has Twenty (20) days from the date of service in which to file a petition or request for a hearing to dissolve the garnishment
2. If you are unfamiliar with the Georgia Laws applying to Garnishment consult an attorney or otherwise obtain correct information before proceeding in this matter. (Code Title 18)
3. File your petition at \_\_\_\_\_
4. Failure to file a petition within Twenty (20) days after service of Summons will result in a conclusive presumption that the garnishment was properly issued.
5. A garnishment against the property and credits of the defendant has been or will be served on the garnishee.