

GARNISHMENT

IN THE MAGISTRATE COURT OF EFFINGHAM COUNTY, STATE OF GEORGIA
700 N. Pine Street, Suite 250 – Springfield, GA 31329

Case No.: _____
(office use only)

Date Filed: _____
(office use only)

Plaintiff's Name

Mailing Address

City, State and Zip Code

Phone Number Bar Number

Plaintiff Attorney

Defendant's Name

Mailing Address

City, State and Zip Code

Phone Number

Garnishee

Physical Address

Mailing Address (if different from physical address)

City, State and Zip Code

AFFIDAVIT

Check this box if the Garnishee is a financial institution.

Check this box if garnishment is for the collection of child support or alimony. See OCGA § 18-4-50. Et.seq.

Personally appeared _____ who on oath says:

1. I am (plaintiff) (Attorney at Law for Plaintiff) (Agent for Plaintiff). **Circle One**
2. The Plaintiff obtained a Judgment against the Defendant in Case Number _____, in the _____, Court of _____, County, _____ State, and no agreement requires forbearance from the garnishment which is applied for currently.
3. \$ _____ is the balance due, which consists of \$ _____, Principal, \$ _____, Post Judgment interest, \$ _____, Attorney Fees, \$ _____ Other (e.g. prejudgment interest, costs (exclusive of the costs of this action)).
4. Upon the Affiant's personal knowledge or belief, the sum stated herein is unpaid.

This _____ day of _____, 20_____

Sworn to and Subscribed Before Me:

This _____ day of _____, 20_____

(Deputy) Clerk of Court or Notary Public

Affiant

Notary Public's Expiration Date

Print Name of Affiant

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SUMMONS OF GARNISHMENT

Check this box if this is a Garnishment for child support or alimony. If this is intended to be a continuing garnishment for support, use the form set forth in O.C.G.A. § 18-4-80.

TO THE ABOVE-NAMED GARNISHEE:

Total amount claimed due by the Plaintiff \$ _____

Plus court costs due this summons \$ _____

Total garnishment claim \$ _____

COURT OF JUDGMENT _____

JUDGMENT CASE NO. _____

YOU ARE HEREBY COMMANDED to immediately hold all money, including wages, and other property except what is known to be exempt, including property in safe-deposit boxes or similar property that you hold, belonging to the Defendant or obligations owed to the Defendant named above beginning on the day of service of this summons and including the next 29 days. You are **FURTHER COMMANDED** to file your answer, in writing, not sooner than 30 days and not later than 45 days from the date you were served with this summons, with the Clerk of this Court and serve a copy of your answer upon the Plaintiff or Plaintiff's Attorney named above and the Defendant named above, or the Defendant's Attorney, if known, at the time of making such answer. Your answer shall state what money, including wages, or other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant you hold beginning on the day of service of this summons and including the next 29 days. Money, including wages, or other property admitted in an answer to be subject to garnishment must be paid or delivered to the Court concurrent with your answer.

If, in answering this summons, you state that the property of the Defendant includes property in a safe-deposit box or similar property, you shall answer to the Court issuing this summons as to the existence of such safe-deposit box or similar property and shall restrict access to any contents to such safe-deposit box or similar property until further order of such Court regarding the disposition of such contents or 120 days from the date of filing your answer to this summons unless such time has been extended by the Court, whichever is sooner.

Should you fail to file a Garnishee Answer as required by this summons, a judgment by default will rendered against you for the amount remaining due on the judgment as shown in the Plaintiff's Affidavit of Garnishment.

WITNESS, the Honorable Scott Lewis, Judge of said Court.

This _____ day of _____, 20____

Deputy Clerk, Magistrate Court

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ATTACHMENT FOR SUMMONS OF GARNISHMENT

Other known names of the Defendant:

Current and past address of the Defendant:

Social security number or federal tax identification number of the Defendant:

THIS PLEADING SHALL NOT BE FILED WITH THE COURT

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DESIGNATION OF AGENT FOR BUSINESS ENTITY

Pursuant to O.C.G.A. § 15-10-43(i) and Uniform Magistrate Rule 31, this is to certify that _____ is a full time employee or officer of the above-named corporation, limited liability company, sole partnership, unincorporated association or other legal entity. I have been designated by said business to represent it in the above-styled civil action. I have authority to act of on its behalf and to bind it in the same manner as myself to any and all matters related to this case.

Under penalty of perjury, signed this _____ day of _____, 20_____.

Sworn to and subscribed before me

This _____ day of _____, 20_____

Deputy Clerk of Court/ Notary Public

Signature

Printed Name

Address

Phone Number

Email Address