No. _____

GARNISHMENT AFFIDAVIT

ISSUED IN THE

MUNICIPAL COURT OF COLUMBUS, GEORGIA
MUSCOGEE COUNTY, GEORGIA

FILED IN OFFICE

_____ OF _____, 20____

STEVEN D. SMITH, JUDGE
REGINALD THOMPSON, CLERK

_____
PLAINTIFF

_____
PLAINTIFF'S ADDRESS

_____
PLAINTIFF'S PHONE

VERSUS

_____
DEFENDANT

_____
DEFENDANT'S ADDRESS

_____
GARNISHEE

AMOUNT SUED FOR $_____

_____
PLAINTIFF'S ATTORNEY

_____
PLAINTIFF'S ATTORNEY ADDRESS

MUNICIPAL COURT OF MUSCOGEE COUNTY, GEORGIA

Date Filed: _____

Case No: _____

Plaintiff:

_____
Name

_____
Street Address

_____
City State Zip Code

_____
Email Address

_____
Phone Number Bar Number

GARNISHMENT ON FINANCIAL INSTITUTION

vs

_____

_____

_____
Defendant(s) Name, Address

_____

_____

_____
Garnishee Name, Address

Garnishment Court Information:
100 Tenth Street
Columbus, Georgia 31902
(706) 653-4378

SUMMONS OF GARNISHMENT ON FINANCIAL INSTITUTION

DO NOT USE THIS FORM IF THIS IS A CONTINUING GARNISHMENT (SEE O.C.G.A. §§ 18-4-72 and 18-4-78) **OR CONTINUING GARNISHMENT FOR CHILD SUPPORT OR ALIMONY** (SEE O.C.G.A. §§ 18-4-73 AND 18-4-80).

☐ Check this box if other allegations are made against a non-judgment Defendant pursuant to O.C.G.A. § 18-4-23.
☐ Check this box if this is a garnishment for child support or alimony.

TO THE ABOVE NAMED GARNISHEE:

Total amount claimed due by the Plaintiff $_____
Plus court costs due on 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 named above beginning on the day of service of this summons and including the next five days. You are **FURTHER COMMANDED** to file your answer in writing, not sooner than five days and not later than 15 days after 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 you hold beginning on the day of service of this summons and including the next FIVE DAYS. Money, including wages or other property admitted in an answer to be subject to garnishment must be paid or delivered to the Court concurrently 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 of 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 be rendered against you for the amount remaining due on a judgment as shown in the Plaintiff's Affidavit of Garnishment.

WITNESS, the Honorable _____, Judge of said Court.

_____, Clerk of Court

This _____ day of _____, 20_____

By: _____ Deputy Clerk,

_____ Court

MUNICIPAL COURT OF MUSCOGEE COUNTY, GEORGIA

Date Filed: _____

Case No: _____

Plaintiff's Contact Information

_____
Name

_____
Street Address

_____
City State Zip Code

_____
Email Address

_____
Phone Number Bar Number

VS

_____

_____

_____
Defendant(s) Name, Address

_____

_____

_____
Garnishee Name, Address

GARNISHMENT
(Financial Institution Garnishee Answer)

FINANCIAL INSTITUTION GARNISHEE ANSWER

1) At the time of service of the Summons of Garnishment on a Financial Institution and including the next five days, the Garnishee had in its possession the following described money and property of the Defendant:

_____

_____

_____

2) $_____ is the amount herewith paid into court.

3) ( ) check if the Defendant is not presently an account holder of the Garnishee.

4) The Garnishee further states: _____.

_____
Garnishee, Garnishee's Attorney,
Officer or employee of Garnishee

CERTIFICATE OF SERVICE

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney and the Defendant or Defendant's Attorney in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This _____ day of _____, 20_____.

_____
Garnishee (Attorney) (Officer/Employee)

MUNICIPAL COURT OF MUSCOGEE COUNTY, GEORGIA

Date Filed: _____ Case No: _____

Plaintiff's Contact Information

_____
Name

_____
Street Address

_____
City State Zip Code

_____
Email Address

_____
Phone Number

_____
Bar Number

GARNISHMENT

vs

_____

_____

_____
Defendant(s) Name, Address

_____

_____

_____
Garnishee Name, Address

NOTICE TO DEFENDANT OF RIGHT AGAINST GARNISHMENT OF MONEY, INCLUDING WAGES, AND OTHER PROPERTY

You received this notice because money, including wages, and other property belonging to you have been garnished to pay a court judgment against you. HOWEVER, YOU MAY BE ABLE TO KEEP YOUR MONEY, INCLUDING WAGES, OR OTHER PROPERTY. **READ THIS NOTICE CAREFULLY.**

State and federal law protects some money, including wages, from garnishment even if it is in a bank. Some common exemptions are benefits from social security, supplemental security income, unemployment, worker's compensation, the Veteran's Administration, state pension, retirement funds, and disability income. This list of exemptions does not include all possible exemptions. A more detailed list of exemptions is available at the Clerk of Court's Office located at **Municipal Court of Columbus** (Name of Court), **P. O. Box 1340** (Address), **Columbus, Georgia** (City/State), **31902** (Zip Code), and on the website for the Attorney General (www.law.ga.gov).

Garnishment of your earnings from your employment is limited to the lesser of 25 percent of your disposable earnings for a week or the amount by which your disposable earnings for a week exceed $217.00. More than 25 percent of your disposable earnings may be taken from your earnings for the payment of child support or alimony or if a Chapter 13 bankruptcy allows a higher amount.

DEFENDANT'S CLAIM FORM

Case No: _____

I CLAIM EXEMPTION from garnishment. Some of my money or property held by the garnishee is exempt because it is: (check all that apply)

_____ 1) Social Security Benefits
_____ 2) Supplemental Security Income Benefits
_____ 3) Unemployment Benefits
_____ 4) Worker's Compensation
_____ 5) Veteran's Benefits
_____ 6) State Pension Benefits
_____ 7) Disability Income Benefits
_____ 8) Money that belongs to a join account holder
_____ 9) Child support or Alimony
_____ 10) Exempt wages, retirement, or pension benefits
_____ 11) Other exemptions as provided by law.

Explain: _____
_____
_____

I further state: (check all that apply)

_____ 1) The Plaintiff does not have a judgment against me.
_____ 2) The amount shown due on the Plaintiff's Affidavit of Garnishment is incorrect.
_____ 3) The Plaintiff's Affidavit of Garnishment is untrue or legally insufficient.

Send the notice of the hearing on my claim to me at:

Address: _____
Phone Number: _____
Email Address: _____

The statements made in this claim form are true to the best of my knowledge and belief.

_____ _____, 20_____
Defendant's Signature Date

_____
Print Defendant's Name

CERTIFICATE OF SERVICE

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney and the Garnishee in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This _____ day of _____, 20_____.

_____
Defendant or Defendant's Attorney