

**AFFIDAVIT OF CONTINUING GARNISHMENT**

ISSUED IN THE

**MUNICIPAL COURT OF COLUMBUS, GEORGIA**  
REGINALD THOMPSON, Clerk

CIVIL ACTION NO. \_\_\_\_\_

\_\_\_\_\_  
PLAINTIFF

\_\_\_\_\_  
PLAINTIFF'S ADDRESS

\_\_\_\_\_  
PLAINTIFF'S PHONE

**VERSUS**

\_\_\_\_\_  
DEFENDANT

SSN \_\_\_\_\_

\_\_\_\_\_  
DEFENDANT'S ADDRESS

\_\_\_\_\_  
GARNISHEE

\_\_\_\_\_  
GARNISHEE'S ADDRESS

AMOUNT DUE \$ \_\_\_\_\_  
(INCLUDING COURT COST)

PLAINTIFF'S ATTORNEY, ADDRESS & PHONE

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FILED IN OFFICE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

MUNICIPAL COURT OF MUSCOGEE COUNTY, GEORGIA

Date Filed: \_\_\_\_\_

Case No: \_\_\_\_\_

Plaintiff:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City State Zip Code

\_\_\_\_\_  
Email Address

\_\_\_\_\_  
Phone Number Bar Number

VS

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Defendant(s) Name, Address

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Garnishee Name, Address

AFFIDAVIT OF CONTINUING GARNISHMENT

Garnishment Court Information:

100 Tenth Street  
Columbus, Georgia 31902  
(706) 653-4378

**AFFIDAVIT OF CONTINUING GARNISHMENT**

DO NOT USE THIS FORM FOR A CONTINUING GARNISHMENT FOR CHILD SUPPORT OR ALIMONY.  
SEE O.C.G.A. § 18-4-73.

Personally appeared (Print Name) \_\_\_\_\_ who on oath says:

- 1) I am the (Plaintiff) (Attorney 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 garnishment which is applied for currently.
- 3) \$ \_\_\_\_\_ is the balance due, which consists of the sum of \$ \_\_\_\_\_ Principal, \$ \_\_\_\_\_ Post Judgment Interest, and \$ \_\_\_\_\_ Other (e.g., prejudgment interest, attorney's fees, costs exclusive of the cost of this action).
- 4) Upon the Affiant's personal knowledge or belief, the sum stated herein is unpaid.
- 5) The Affiant believes that the Garnishee is an employer of the Defendant.  
This \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Sworn to and subscribed before me

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

\_\_\_\_\_  
Affiant

\_\_\_\_\_  
Print Name of Affiant

\_\_\_\_\_  
Notary Public/Deputy Clerk of 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**

**GARNISHMENT**

(Garnishee Answer)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Defendant(s) Name, Address

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Garnishee Name, Address

**GARNISHEE ANSWER**

1) At the time of service or from the time of service to the time if this Garnishee Answer, the Garnishee had in its possession the following described property of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2) At the time of service or from the time of service to this Garnishee Answer, all obligations accruing from the Garnishee to the Defendant are in the amount of \$\_\_\_\_\_.

3) \$\_\_\_\_\_ is the amount herewith paid into court.

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)

**SUMMONS OF CONTINUING GARNISHMENT**  
ISSUED IN THE

**MUNICIPAL COURT OF COLUMBUS, GEORGIA**  
REGINALD THOMPSON, CLERK

CIVIL ACTION NO: \_\_\_\_\_

\_\_\_\_\_  
GARNISHEE

\_\_\_\_\_  
GARNISHEE ADDRESS

\_\_\_\_\_  
DEFENDANT

SSN \_\_\_\_\_

\_\_\_\_\_  
DEFENDANT'S ADDRESS

AMOUNT SUED FOR \$ \_\_\_\_\_  
AND COST  
COST TO SETTLE \$ \_\_\_\_\_

(INCLUDING COURT COST)

\_\_\_\_\_  
PLAINTIFF'S ATTORNEY

\_\_\_\_\_  
PLAINTIFF'S ATTORNEY ADDRESS

FILED IN OFFICE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20 \_\_\_\_\_

**TO THE GARNISHEE:**

You are authorized to settle the within Garnishment out of my money in your hands.

Principal \$ \_\_\_\_\_ plus \$ \_\_\_\_\_ Court Costs.

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

Signed \_\_\_\_\_

DEFENDANT

**NOTICE TO GARNISHEE:** (1) 25 percent of laborer's disposable earnings for current week, or (2) the amount by which laborer's disposable earning for the week exceed (30) times the current Federal minimum wage, whichever is less is subject to garnishment.

**GEORGIA, MUSCOGEE COUNTY**

I have this date served the within Summons of Continuing Garnishment upon \_\_\_\_\_

\_\_\_\_\_  
Garnishee,

by handing a copy of the same to \_\_\_\_\_

in person, at \_\_\_\_\_ o'clock AM / PM

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

\_\_\_\_\_  
Deputy

MUNICIPAL COURT OF MUSCOGEE COUNTY, GEORGIA

Date Filed: \_\_\_\_\_

Case No: \_\_\_\_\_

Plaintiff:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City State Zip Code

\_\_\_\_\_  
Email Address

\_\_\_\_\_  
Phone Number Bar Number

VS  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Defendant(s) Name, Address  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Garnishee Name, Address

SUMMONS OF CONTINUING GARNISHMENT

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

**SUMMONS OF CONTINUING 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 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

**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](http://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