

GARNISHMENT

CASE NUMBER _____

STATE OF ARKANSAS
Sebastian County
Greenwood Division

IN THE DISTRICT COURT OF SEBASTIAN COUNTY
GREENWOOD DIVISION

WRIT OF GARNISHMENT _____ SMALL CLAIMS _____ CIVIL DIVISION _____

PLAINTIFF: _____

DEFENDANT: _____

GARNISHEE: _____

THE STATE OF ARKANSAS To Any Person Authorized to Serve Process:
You are commanded to summon the above named garnishee and inform him of the following:

1. A Judgment had been obtained in our Court against the Plaintiff/Defendant, _____ for \$_____, together with interest and other legal costs accrued, and this Judgment remains unsatisfied. The Plaintiff/Defendant alleges that he has reason to believe that the Garnishee is indebted to Plaintiff/Defendant or has in his possession goods, chattels, moneys, credits, or effects belong to the Plaintiff/Defendant.
2. The Garnishee is directed to prepare a written answer, UNDER OATH, and to file this answer in the Greenwood Division of the District Clerk's office within twenty (20) days from the date on which he is served with this Writ. The written answers should contain a statement of what goods, chattels, moneys, credits, or effect the Garnishee may have in his possession belonging to the Plaintiff/Defendant to satisfy this Judgment. Unless the Garnishee files such a written answer within twenty (20) days. Judgment may be rendered against him for the stated amount, together with Court costs of this action, plus fee for service.
3. In addition, the Garnishee is required to answer any further interrogatories that may be propounded to him.
4. There are Federal restrictions on the amount that the Garnishee may withhold from an employee's pay. Please consult Wage-Hour Publication No. 1279, obtainable from the United States Department of Labor, Wage and Hour Division.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court this day: _____

LISA SAMPLEY, DISTRICT CLERK
BY: _____ D.C.

EXPLANATION

Balance of Judgment: _____	Accrued Court Costs	
	& Cost of Writ:	_____
	Fee for Service:	_____
Date of Judgment: _____	Other:	_____
	TOTAL:	_____

ALLEGATIONS AND INTERROGATORIES

Comes the Plaintiff/Defendant in the above styled cause and alleges:

1. That the garnishee herein was, on and after the service of the writ of garnishment upon it, indebted to the plaintiff/defendant in the sum of \$ _____ plus costs.
2. That said garnishee herein has, on and after the service of writ of garnishment upon it, goods and chattels, monies, credits and effects belonging to said plaintiff/defendant of the value aforesaid, in his hands and possession.

And the plaintiff/defendant propounds to said garnishee the following interrogatories:

1. Were you on and after the service of writ of garnishment herein handed you, indebted to the plaintiff/defendant? If so, how and in what amount?
2. Have you in your hands and/or possession, on or after the service of the writ of garnishment upon you herein, any goods, chattels, monies, credits or effects belonging to the said plaintiff/defendant? If so, what was the nature and value thereof?

By _____
Plaintiff/Defendant's Signature

**NOTICE OF DEBTOR OF YOUR RIGHT TO KEEP WAGES,
MONEY AND OTHER PROPERTY FROM BEING GARNISHED**

The Writ of Garnishment or Writ of Execution delivered to you with this Notice means that wages, money or other property belonging to you has been garnished in order to pay a court judgment against you. **HOWEVER, YOU MAY BE ABLE TO KEEP YOUR MONEY OR PROPERTY FROM BEING TAKEN, SO READ THIS NOTICE CAREFULLY.**

State and federal laws say that certain money and property may not be taken to pay certain types of court judgments. Such money or property is said to be "exempt" from garnishment.

For example under the Arkansas Constitution and State law, you will be able to claim AS EXEMPT all or part of your wages or other personal property. As another example, under federal law the following are also exempt from garnishment: Social Security, SSI, Veteran's Benefits, AFDC (welfare), unemployment compensation, worker's compensation.

You have a right to ask for a court hearing to claim these or exemptions. You must notify the District Court Clerk of the Greenwood Division at P.O. Box 925, Greenwood, AR 72936, and a hearing will be set within eight (8) working days. If you need legal assistance to help you try to save your wages or property from being garnished you should see a lawyer. If you can't afford a private lawyer, contact your local bar association.

CERTIFICATION OF SERVICE: I, _____, have this day mailed a copy of this writ and notice to the Plaintiff/Defendant at his residence address by First Class mail.

DATE: _____
_____ Plaintiff/Defendant Signature

On this _____ day of _____, 20____, at _____ o'clock ____ .m., I have duly served this Writ on the garnishee by delivering a true copy thereof to: _____ in said County, as herein commanded.

By: _____
OFFICER/PROCESS SERVER

Subscribed and sworn to before me this _____ day of _____, 20____.
(To be completed if service by other than sheriff or constable)

My Commission Expires: _____
_____ Notary Public