

MAGISTRATE COURT OF LAURENS COUNTY, GEORGIA

Plaintiff

Address

MC _____ - _____
Total Due: \$ _____

Versus

Defendant

Address

Defendants SS#

Garnishee

Address

AFFIDAVIT OF GARNISHMENT

Personally appeared the undersigned affiant who on oath says that he is the above plaintiff, his agent, or his attorney at law, and that he has personal knowledge that the above defendant is indebted to said plaintiff in the sum of \$ _____ principal, \$ _____ interest, \$ _____ attorney's fees, and \$ _____ cost; and that said Plaintiff has judgment obtained in Case Number _____ in the _____ Court of _____ County. AFFIANT FURTHER STATES THAT AFFIANT has reason to apprehend the loss of said sum or some part thereof unless process of garnishment issues.

Sworn to and subscribed before me,
This _____, 20_____.

Affiant

Notary Public

APPROVED, this _____, 20_____.

Chief Magistrate

SUMMONS OF GARNISHMENT

TO: _____ Garnishee

Amount Claimed Due by Plaintiff	\$ _____	(To be completed by Plaintiff)
Plus Court Costs Due on this Summons	\$ _____	(To be completed by Clerk)
Total Due	\$ _____	

YOU ARE HEREBY COMMANDED to immediately hold 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 plaintiff or his attorney. 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 Thomas C. Bobbitt III, Chief Magistrate of said Court, this _____ day of _____, 20_____.

Judge/Clerk, Magistrate Court of Laurens County

GEORGIA, LAURENS COUNTY

- I have this day served Summons of Garnishment issued upon the within Affidavit for Garnishment upon _____ by serving the same upon _____ its _____ and generally in charge of the office and place of business at the time of service of Garnishee in said County at _____ m.
- I have this day served Summons of Garnishment issued upon the within Affidavit for Garnishment upon _____.
- Diligent search made and Garnishee, _____, not to be found in the jurisdiction of said Court. This _____ day of _____.

Deputy Sheriff

CERTIFICATION OF PERSONAL SERVICE

Georgia, Laurens County,
I have this day served Defendant, _____, personally with a copy of the within Summons.
This _____ day of _____, 20_____.

Deputy Sheriff

No. MC _____	MAGISTRATE COURT OF LAURENS COUNTY	AFFIDAVIT AND SUMMONS OF GARNISHMENT	Plaintiff	Vs.	Defendant	Garnishee	Garnishee	Plaintiff/Plaintiff's Attorney	Address	Phone Number	Files in office this _____ day of _____, 20_____.	Chief/Deputy Clerk
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IMPORTANT INSTRUCTIONS TO GARNISHEE

1. Answer cannot be files sooner than 30 days after service of garnishment on the garnishee and no later than 45 days after the date of service. **EXCEPTION:** If defendant is a former employee of the garnishee and the garnishee has no money or property of the defendant or if the garnishee is a bank or other financial institution with which the defendant does not have an active account or any money or property on deposit, answer may be filed immediately. **Failure to answer may result in a default judgment being issued against you as Garnishee-Employer.**
2. **FILE YOUR SWORN ANSWER WITH THE OFFICE OF THE CLERK OF COURT – LAURENS COUNTY COURTHOUSE** USING FORMS FROM THE COURT OR A FORM TO THE SAME EFFECT. A LETTER IS INSUFFICIENT. Mail a copy to the person who signed the affidavit.
3. Plaintiff or his Attorney is the only one who can authorize the Clerk to issue a release and relieve you of filing an answer to the summons.
4. If you are not familiar with Georgia Law concerning 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.