

MAGISTRATE COURT OF LEE COUNTY, GEORGIA

Date Filed _____

Case No. _____

Plaintiff:

SUMMONS OF CONTINUING GARNISHMENT

Name

Garnishment Court Information:

Street

Lee County Magistrate Court

Physical Address: 104 Leslie Highway

City State Zip Code

Mailing Address: P.O. Box 522

Leesburg, GA 31763

Phone Number: 229-759-6016

E-Mail Address

COURT OF JUDGMENT _____

Phone Number

Bar Number

JUDGMENT CASE NO. _____

vs.

Defendant(s) Name, Address

Garnishee Name, Address

TO THE ABOVE-NAMED GARNISHEE:

Total amount claimed due by Plaintiff \$ _____

Plus court costs due on this summons \$ _____

Total garnishment claim \$ _____

SUMMONS OF CONTINUING GARNISHMENT

To: _____, Garnishee

YOU ARE HEREBY COMMANDED to immediately hold all money, including wages, and other property, except what is known to be exempt, belonging to the defendant or obligations owed to the defendant named above beginning on the day of service of this summons and including the one hundred seventy-ninth days. You are **FURTHER COMMANDED** to file your answer, in writing, 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, 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 or owe beginning on the day of service of this summons and between the time of such service and the time of making your first answer. **Thereafter, you are required to file further answers** no later than 45 days after your last answer. Every further answer shall state what money, including wages, and other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant you hold or owe at and from the time of the last answer to the time of the current answer. The last answer required by this summons shall be filed no later than the 195th day after you receive this summons. Money, including wages, or other property admitted in an answer to be subject to continuing garnishment must be paid or delivered to the Court concurrently with each answer.

Should you fail to file Garnishee Answers 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 Continuing Garnishment.

Witness the Honorable _____ Judge of said Court.

This the _____ day of _____, _____.

Clerk of said Court

IMPORTANT INSTRUCTIONS

GARNISHEE

1. If the Defendant listed on the reverse side of this summons is not presently employed by the Garnishee or said Defendant's employment is terminated after service of this summons, then designate the same under the section "Garnishee Further States" on the answer form.
2. File your Answer at: **MAGISTRATE COURT OF LEE COUNTY, P.O. BOX 522, LEESBURG, GA 31763.**
3. If you are not familiar with the Georgia Law applying in garnishment cases consult your attorney, or otherwise obtain correct information before paying the Defendant any sum you have been served with this Summons of Garnishment.
4. **A Letter is insufficient** even though the Defendant is not employed with you.
5. Plaintiff, or their counsel, is the only one **who** can authorize the Court to issue a release and relieve you of filing Answer to this Summons.
6. Failure to file answer may result in a default judgment being entered against Garnishee for the amount claimed by Plaintiff against Defendant, plus court cost.
7. Other Instructions:

DEFENDANT

1. Defendant may file a traverse or bond to dissolve the garnishment.
2. If you are unfamiliar with the Georgia Law applying to garnishments consult an attorney or otherwise obtain correct information before proceeding in this matter.
3. File your traverse at: **MAGISTRATE COURT OF LEE COUNTY, P.O. BOX 522, LEESBURG, GA 31763.**
4. Failure to file a traverse of Summons will result on a conclusive presumption that the garnishment was properly issued.
5. A garnishment against the property and credits of the Defendant has been or will be served on the Garnishee.

ATTACHMENT FOR SUMMONS OF CONTINUING GARNISHMENT

Other known names of the Defendant:

Current and past addresses of the Defendant:

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

THIS PLEADING SHALL NOT BE FILED WITH THE COURT