

**IN THE MAGISTRATE COURT OF FAYETTE COUNTY  
STATE OF GEORGIA**\_\_\_\_\_  
PLAINTIFF

v.

\_\_\_\_\_  
DEFENDANT

Case No.

\_\_\_\_ MV \_\_\_\_\_ G

\_\_\_\_\_  
DEFENDANT SOCIAL SECURITY NUMBER\_\_\_\_\_  
GARNISHEE**SUMMONS OF CONTINUING GARNISHMENT**\_\_\_\_\_  
GARNISHEE

Amount Claimed Due of Judgment \_\_\_\_\_

Total Cost \_\_\_\_\_

Court of Judgment \_\_\_\_\_

Judgment Case No. \_\_\_\_\_

\_\_\_\_\_  
ADDRESS**TOTAL DUE \$** \_\_\_\_\_

YOU ARE HEREBY COMMANDED to hold immediately 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 to and including the one hundred seventy-ninth day thereafter. 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 the plaintiff or his attorney named above. This answer shall state that property, money, wages, except what is exempt, belonging to the defendant, or debts owed to the defendant, you hold or owe at the time 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 you last answer. Every further answer shall state what property, money, and wages, except what is exempt, belonging to the defendant or debts 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 one hundred ninety-fifth day after you receive this summons. Money or other property admitted in an answer to be subject to continuing garnishment must be delivered to the court with your answers. Should you fail to file answers as required by this summons, a judgment will be rendered against you for the amount the plaintiff claims due by the defendant.

WITNESS the HONORABLE

\_\_\_\_\_, Judge/Magistrate of Said Court

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

\_\_\_\_\_  
Deputy Clerk  
MAGISTRATE COURT OF FAYETTE COUNTY\_\_\_\_\_  
Plaintiff's Attorney**SEE REVERSE SIDE FOR IMPORTANT INSTRUCTIONS**

## 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 **1 CENTER DR., ROOM 135, JUSTICE CENTER, FAYETTEVILLE, GA 30214**
3. If you are not familiar with the Georgia Law applying in garnishment cases consult your attorney, or other wise obtain correct information before paying the Defendant any sum you had before being served with this Summons of Garnishment.
4. A letter is insufficient even though the Defendant is not employed by 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 **1 CENTER DR., ROOM 135, JUSTICE CENTER, FAYETTEVILLE, GA 30214**
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.