

In the Courts of the Saw Creek and Pine Ridge Indian Communities

CIVIL DIVISION

_____,
Plaintiff/Creditor

Vs.

GARNISHEE SUMMONS

_____,
Defendant/Debtor

CV# _____

AND

_____,
Garnishee

TO: _____,
(NAME OF GARNISHEE)

You must serve upon the Plaintiff or the Plaintiffs Attorney, within twenty (20) days after service of this summons upon you, a written disclosure, under oath, setting forth the amount of any debt you may owe to the Defendant, (NAME DEFENDANT, WITH ADDRESS) and a description of any property, money or effects owned by the Defendant which are in your possession. Your disclosure need not exceed \$_____, (ENTER THE AMOUNT OF 100 PERCENT OF THE PLAINTIFF'S JUDGMENT WHICH REMAINS UNPAID). The date of entry of the judgment against the Defendant was _____, (ENTER DATE OF THE ENTRY OF PLAINTIFF'S JUDGMENT) and the amount of the judgment that remains unpaid is \$_____. The Defendant must provide you with a verified list of the names of dependent family members who reside with the Defendant and their social security numbers if the Defendant desires to have the garnishment amount reduced. Failure of the Defendant to provide the list to you, establishes a presumption that the Defendant claims no dependent family members who reside with the Defendant.

You must retain the Defendants nonexempt property, money, and effects in your possession until a writ of execution is served upon you, until the Defendant authorizes release to the Plaintiff, or until the expiration of 180 days from the date of service of this summons upon you. If no writ of execution has been served upon you, or no agreement has been made for payment within 180 days, the garnishment ends and any property or funds held by you must be returned to the Defendant, if the Defendant is otherwise entitled to their possession.

Any assignment of wages by the Defendant or indebtedness to you incurred by the Defendant within ten (10) days before the receipt of the first garnishment on a debt is void and should be disregarded.

You may not discharge from employment the Defendant because the Defendants earnings have been subject to garnishment.

Dated this _____ day of _____, 20_____.

By: _____