

Approved, SCAO

Original - Court (Part 1)

1st copy - Garnishee (Part 2)

2nd copy - Defendant (Part 2)

3rd copy - Return (proof of service) (Part 1)

4th copy - Plaintiff/Attorney (proof) (Part 2)

• **STATE OF MICHIGAN**54A JUDICIAL DISTRICT
JUDICIAL CIRCUIT**REQUEST AND WRIT FOR GARNISHMENT
(PERIODIC)**• **CASE NO.**

06-03557-LT

Court address

• Zip code

Court telephone no.

124 W. Michigan Ave., Lansing, MI 48933

577.483.4426

Plaintiff name and address (judgment creditor)

Linda Peterson
PO Box 356
Williamston, MI 48895-0356

Plaintiff's attorney, bar no., and address

Telephone no.

Defendant name and address (judgment debtor)

Erica Martinez
4321 glenburn Blvd
Lansing, MI 48911

Social security no.

373 908279

Employee ID or account no.

Garnishee name and address

Labor Law Poster Service
6323 W. Saginaw, Suite E
Lansing, MI 48917**REQUEST** See instructions for item 2 on other side.

1. Plaintiff received judgment against defendant for \$ 2,302.68 on 8/28/06.
2. The total amount of judgment interest accrued to date is \$ 451.21. The total amount of postjudgment costs accrued to date is \$ 332.85. The total amount of postjudgment payments and credits made to date is \$ 526.83. The amount of the unsatisfied judgment now due (including interest and costs) is *\$ 2,559.91.
3. Plaintiff knows or with good reason believes the garnishee is indebted to or possesses or controls property belonging to defendant.
4. Plaintiff requests a writ of periodic garnishment.

I declare that the statements above are true to the best of my information, knowledge, and belief.

Date

Plaintiff/Agent/Attorney signature

WRIT OF GARNISHMENT

To be completed by the court. See other side for additional information and instructions.

TO THE PLAINTIFF: You must provide all copies of the disclosure form (MC 14), two copies of this writ, and a \$6.00 disclosure fee for serving on the garnishee. You are responsible for having these documents served on the garnishee within 91 days. **NOTE:** The social security number field is blacked out on the court copies for security reasons, but will appear on the garnishee, defendant, and plaintiff copies.

TO THE DEFENDANT:

1. You have **14 days** after this writ is mailed or delivered to you to file objections with the court. If you do not take this action within this time, without further notice, periodic payments owed to you may be withheld for as long as 91 days after this writ is issued and paid directly to the plaintiff.

TO THE GARNISHEE:

1. Within **7 days** after you are served with this writ, you must deliver a copy of this writ to the defendant in person or mail a copy to his or her last-known address by first-class mail.
2. Within **14 days** after you are served with this writ, you must deliver or mail copies of your verified disclosure (form MC 14) to the court, plaintiff/attorney, and defendant. A default may be entered against you for failure to comply with this order.
3. Do not pay any obligations to the defendant unless allowed by statute or court rule.
4. If indebted, withholding must begin according to court rule (see instructions on the Garnishee Disclosure form). Unless notified that an objection has been filed, **28 days** after you are served with this writ you must begin forwarding withheld payments.

You are ordered to make all payments withheld under this writ payable to:

and mail them to: ☒ the plaintiff ☐ the plaintiff's attorney ☐ the court
☐ the plaintiff ☐ the plaintiff's attorney ☐ the court.

5. This periodic garnishment is effective until: a) the amount withheld equals the amount of the unpaid judgment as stated in item 2 of the request; b) the expiration of 91 days after the issue date of this writ; or c) the amount withheld exceeds the remaining unpaid judgment as stated in item 2 of the request.
6. Within **14 days** after this writ expires, you must file a final statement of the total amount paid on this writ.

Date of issue

Expiration date

Clerk of the court/Deputy

STATE OF MICHIGAN 54A JUDICIAL DISTRICT JUDICIAL CIRCUIT	GARNISHEE DISCLOSURE	CASE NO. 06-03557-LT
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Court address

124 W. Michigan Ave., Lansing, MI 48933

Court telephone no.

(517) 483-4426

Plaintiff name, address, and telephone no. (judgment creditor)

 Linda Peterson
 PO Box 356
 Williamston, MI 48895-0356

v

Defendant name, address, and telephone no. (judgment debtor)

 Erica Martinez
 4321 Glenburn Blvd
 Lansing, MI 48911

Plaintiff's attorney, bar no., address, and telephone no.

Garnishee name and address

 Labor Law Poster Service
 6323 W. Saginaw, Suite #
 Lansing, MI 48917
SEE INSTRUCTIONS ON OTHER SIDE

1. This disclosure is for a writ of garnishment issued on _____ and received by garnishee on _____.
☐ a. The garnishee mailed or delivered a copy of the writ of garnishment to the defendant on _____.
☐ b. The garnishee was unable to mail or deliver a copy of the writ of garnishment to the defendant.
2. At the time of service of the writ:

Nonperiodic Garnishments

- ☐ a. The garnishee is not indebted to the defendant for any amount and does not possess or control the defendant's property, money, etc. Reason: _____
- ☐ b. The garnishee is indebted to the defendant for nonperiodic payments as follows:

Description of property, money, negotiable instruments, etc. under garnishee's control Type of account and account number, if applicable
 The amount to be withheld is \$ _____ and does not exceed the amount stated in item 2 of the writ.

- ☐ c. Withholding is exempt because _____
 State the exemption and legal authority

Periodic Garnishments

- ☐ d. The garnishee is not obligated to make periodic payments to the defendant during the 91-day period.
 Reason: ☐ not employed. ☐ other _____
- ☐ e. The garnishee is obligated to make periodic payments to the defendant during the 91-day period as follows.
 Payments are for ☐ earnings. ☐ nonearnings _____

Specify nature of payment (see instructions on other side)

Payments are made ☐ weekly. ☐ biweekly. ☐ semimonthly. ☐ monthly. ☐ other: _____
 frequency of payment

A higher priority writ/order ☐ is ☐ is not currently in effect. If a higher priority writ/order is in effect, complete the following.

Name of court that issued higher priority writ/order

Case number

Date issued

Date served

Withholding under this writ

- ☐ will begin immediately if sufficient funds are available.
☐ will not begin immediately because defendant is ☐ laid off. ☐ sick. ☐ on leave. ☐ other: _____
 specify

I declare that the statements above are true to the best of my information, knowledge, and belief.

Date

Garnishee/Agent/Attorney signature

I certify that:

- on _____ I mailed or personally delivered the original of this disclosure to the court.
 on _____ I mailed or personally delivered a copy of this disclosure to the plaintiff/attorney.
 on _____ I mailed or personally delivered a copy of this disclosure to the defendant.

Date

Garnishee/Agent/Attorney signature

DO NOT Include Your Payment With This Disclosure. See item 3 of the instructions for details.

STATE OF MICHIGAN 54A JUDICIAL DISTRICT JUDICIAL CIRCUIT	FINAL STATEMENT ON GARNISHMENT OF PERIODIC PAYMENTS	CASE NO. 06-03557-LT
Court address 124 W. Michigan Ave., Lansing, MI 48933		Court telephone no. (517) 483-4426
Plaintiff's name and address (judgment creditor) Linda Peterson PO Box 356 Williamston, MI 48895-0356	v	Defendant's name and address (judgment debtor) Erica Martinez 4321 Glenburn Blvd Lansing, MI 48911
Plaintiff's attorney, bar no., address, and telephone no.		Garnishee's name and address Labor Law Poster Service 6323 W. Saginaw, Suite # Lansing, MI 48917

When to complete and file this form:

If you are the defendant's employer, this statement is to be filed within 14 days after the writ expires regardless of changes in the employment status of the defendant during the time that the writ was in effect.

If you are not the defendant's employer, this statement is to be filed within 14 days after you are no longer obligated to make payments to the defendant or after the writ expires, whichever occurs first.

1. This final statement is for a writ of garnishment issued on _____.
Date issued _____
2. Amount stated on line 2. of Request for Writ of Garnishment \$ _____
- Less total amount withheld under this writ \$ _____
- Difference \$ 0.00

Date _____

Garnishee/Agent/Attorney signature _____

CERTIFICATE OF MAILING

I certify that on:

_____ I mailed or personally delivered a copy of this final statement with the court.

_____ I mailed or personally delivered a copy of this final statement to the plaintiff/attorney.

_____ I mailed or personally delivered a copy of this final statement to the defendant.

Date _____

Garnishee/Agent/Attorney signature _____