
Circuit Court of the Ninth Judicial District, County of Teton, State of Wyoming

Name: _____
Judgment Creditor,

vs.

Name: _____
Judgment Debtor.

Court Name Teton County Circuit Court
Court Address P.O. Box 2906, Jackson, WY 83001
Court Address 180 S. King Street, Jackson, WY 83001
Court Phone Number 307-733-7713
Docket # _____

REQUEST FOR ISSUANCE OF A WRIT OF CONTINUING GARNISHMENT

The above named judgment creditor, requests that the Court issue a **WRIT OF CONTINUING GARNISHMENT** to the following person/entity:

Employer:

Address: _____

The amount which the Judgment Creditor believes is due and owing is \$_____

DATED: _____.

Judgment Creditor

Total judgment including costs:	\$ _____
Service fees previous garns/exec:	\$ _____
Service fees for THIS garn:	\$ _____
Post judgment interest:	\$ _____
Total:	\$ _____
Less payments received:	\$ _____
Balance due:	\$ _____

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Fax 307-733-8694

Name: _____
Judgment Debtor.

Docket # _____

ORDER FOR SERVICE OF WRIT OF CONTINUING GARNISHMENT WITH RETURN

TO THE SHERIFF OF _____ COUNTY, WYOMING, or other person appointed:

You are commanded to serve upon the GARNISHEE, whose name and address is:

Employer: _____

Address: _____,

the accompanying **WRIT OF CONTINUING GARNISHMENT, ANSWER TO WRIT OF CONTINUING GARNISHMENT** and **NOTICE OF RIGHT TO HEARING**, and make due return of service hereon, specifying the date and time of service.

DATED: _____.

BY THE COURT:

JUDGE – MAGISTRATE - COMMISSIONER - CLERK

*******RETURN - CERTIFICATE OF SERVICE*******

I, _____, the undersigned hereby certify that I received a copy of the **WRIT OF CONTINUING GARNISHMENT**, the **ANSWER TO WRIT OF GARNISHMENT** and **NOTICE OF RIGHT TO HEARING** on the ____ day of _____, 20 ____, and that I served the same on the named GARNISHEE by delivering copies thereof to _____, personally and in person on the ____ day of _____, 20 ____, at ____ o'clock in the A.M./P.M., at (location): _____.

DATED this ____ day of _____, 20 ____.

Service fees
and costs: \$ _____

Signature of person serving WRIT
Title: _____

State of Wyoming
County of _____

Subscribed and sworn to before me this ____ day of _____, 20 ____,
by _____.

Notary Public/Court Clerk

My commission expires: _____

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vs.

Name: _____
Judgment Debtor.

Docket # _____

WRIT OF CONTINUING GARNISHMENT

TO: _____, EMPLOYER,

1. This GARNISHMENT is issued in the name of the State of Wyoming and accordingly **YOU ARE ATTACHED AS GARNISHEE** until further order of this Court. The above named judgment creditor has a judgment against the above named judgment debtor. Currently the amount still due and owing on the judgment is \$_____, The judgment creditor has named you as the employer of the judgment debtor. **READ this WRIT carefully and slowly. If you fail to do what it requires, you may be ordered to appear in court to show cause why you are not in contempt of court for failure to answer the writ of garnishment!**

2. If you are the employer of the judgment debtor, you are advised that you are attached as GARNISHEE pursuant to Wyoming Statute §1-15-501 through 511. This WRIT is a continuing levy upon the disposable earnings of the judgment debtor as to money earned and not yet paid and money to be earned during the 90 days following the service of this writ upon you. "Earnings" means compensation paid or payable for personal services, including but not limited to wages, salary, commission, bonus, proceeds of any pension or retirement benefits or deferred compensation plan. "Earnings" does not include compensation paid as per diem.

3. You are required by law to give a copy of this **WRIT OF CONTINUING GARNISHMENT** to the judgment debtor at or before the next time you pay him or her. At that same time you shall give him or her a copy of your **ANSWER TO WRIT OF CONTINUING GARNISHMENT** and the copy of the **NOTICE OF RIGHT TO HEARING**.

4. No later than ten days following payment to the judgment debtor his or her earnings, you must file your **ANSWER TO WRIT OF CONTINUING GARNISHMENT** with the clerk of this court.

5. If the judgment debtor disagrees with your calculations as to how much of his or her earnings are to be withheld and paid to this Court, the two of you may attempt to resolve that disagreement. Five days may be used, from the date the judgment debtor is paid, to attempt to resolve any differences. If you and the judgment debtor cannot resolve the issue, then before the ten days passes, excluding Saturday, Sunday or a legal holiday, file your **ANSWER** with this Court along with the money garnisheed.

6. If the judgment debtor is not paid within 40 days after you have received this WRIT, then on the 40th day you must file your **ANSWER** with this Court, even if the judgment debtor has not yet been paid, otherwise you must file your answer no later than ten (10) days after the judgment debtor has been paid. For each successive garnishment of the judgment debtor's wages, as required by this **WRIT**, you shall file successive answers with the Clerk of this Court no later than ten (10) days, excluding Saturdays, Sundays and legal holidays, following the day the judgment debtor receives his or her earnings attached by this **WRIT**. Before filling out the **ANSWER TO WRIT OF CONTINUING GARNISHMENT** you should make a copy of the **ANSWER** to use for subsequent answers. If you need another answer form you may contact the court for one.

7. Pursuant to Wyoming Statute 1-15-504, when a **WRIT OF CONTINUING GARNISHMENT** is served upon a garnishee during the effective period of a prior **WRIT OF CONTINUING GARNISHMENT**, service of the subsequent **WRIT** shall be deemed effective from the time the liens of all prior **WRITS** have been terminated.

IT IS SO ORDERED.

DATED: _____.

BY THE COURT

JUDGE – MAGISTRATE - COMMISSIONER - CLERK

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ANSWER TO WRIT OF CONTINUING GARNISHMENT

I, the undersigned, as GARNISHEE, verify and declare that the following answers are true and correct.

1. Was the above named judgment debtor an employee of yours at the time this continuing garnishment was served upon you?
 Yes _____ No _____. (If no, please sign, date, and return to the court.
 If employment has terminated, please give date _____)

2. Is the judgment debtor paid weekly _____ bi-weekly (i.e. every other Friday), _____ semi-monthly (i.e. first and fifteenth of each month) _____ or monthly _____?

3. To determine how much, if any, of the judgment debtor's earnings are to be garnished you must first determine the judgment debtor's "Net disposable earnings."

To calculate "Net disposable earnings: a minus b, c, & d equals e.	a. Gross wages earned this pay period	\$ _____
	b. Federal Withholding	\$ _____
	c. FICA	\$ _____
	d. Medicare	\$ _____
	e. Net disposable earnings	\$ _____

4. If the amount shown in 3e above equals (use chart below for appropriate pay period):

WEEKLY	BIWEEKLY	SEMIMONTHLY	MONTHLY
a. \$217.50 or less NO Garnishment--Send completed answer form to court	a. \$435.00 or less NO Garnishment--Send completed answer form to court	a. \$471.25 or less NO Garnishment--Send completed answer form to court	a. \$942.50 or less NO Garnishment--Send completed answer form to court
b. More than \$217.50 but less than \$290.00: GARNISH ALL earnings above \$217.50	b. More than \$435.00 but less than \$580.00: GARNISH ALL earnings above \$435.00	b. More than \$471.25 but less than \$628.33: GARNISH ALL earnings above \$471.25	b. More than \$942.50 but less than \$1,256.67: GARNISH ALL earnings above \$942.50
c. More than \$290.00 GARNISH 25% of the earnings (3e above)	c. More than \$580.00 GARNISH 25% of the earnings (3e above)	c. More than \$628.33 GARNISH 25% of the earnings (3e above)	c. More than \$1,256.67 GARNISH 25% of the earnings (3e above)

5. From the chart above, enter the amount to be garnished and sent to the court \$ _____ (if none, write in "zero").

6. Are you presently satisfying an income withholding order for child support on this judgment debtor?
 Yes ___ No _____. If yes, state how much it is and the estimated date your obligations under the writ or order are expected to terminate: amount _____ termination date _____.

7. District Court child support garnishments or income withholding orders take precedent over all other garnishments. If the Judgment Debtor has child support garnishment payments that exceed the amount entered in paragraph 5. above, do not garnish wages for this court, just complete the answer form and return it to the address listed above. If the child support income withholding order is for an amount less than the amount entered in paragraph 5. above, remit to the court the difference.

8. Are you presently withholding money from the Judgment Debtor's earning to satisfy a different Writ of Garnishment?
 Yes ___ No _____. If yes, state the date those garnishments end: _____. If you are presently satisfying a different writ of garnishment, then it takes precedent over this one.

9. I certify that I delivered to the Judgment Debtor, a copy of the Writ of Continuing Garnishment, a Notice of Right to Object to Calculation, and a copy of this Answer at or before the time his/her earnings were paid to him/her.

DATED: _____, 20__.

 Garnishee/Company name & Phone#

Amount enclosed, if any:
 \$ _____

 Signature

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NOTICE OF RIGHT TO HEARING

You, the above named judgment debtor, are hereby notified that money or property in the possession of your employer has been seized by garnishment. If you believe the money or property seized is exempt from garnishment, you may object to said garnishment and have a hearing before the Court. If you wish to contest the garnishment, you **MUST** file with the court a written objection to the garnishment within ten (10) days, excluding Saturdays, Sundays and legal holidays, from the date this Notice was given to you or from the date your wages were garnished, which ever is sooner. You may use this form or you can just write up your own objection and file it with the court. The following are some of the exemptions to which you may be entitled.

1. The money seized consists of social security benefits, veteran's benefits, black lung benefits, aid to families with dependent children, general assistance payments, federal civil service or state retirement system benefits, worker's compensation benefits, unemployment compensation benefits or other exemptions as provided by law.

OBJECTION TO GARNISHMENT AND REQUEST FOR HEARING:

I, the above named judgment debtor, object to the garnishment following reasons:

and I request that a hearing be held by the Court immediately .

DATED this ____ day of _____, 20__.

Judgment Debtor: _____ Address: _____
(SIGNATURE)

ORDER FOR HEARING

The judgment debtor having filed a Request For Hearing on the _____ day of _____, 20____, challenging the judgment creditor's garnishment, NOW THEREFORE;

IT IS HEREBY ORDERED that the judgment debtor's request for hearing be and is hereby set for hearing before the Court in (location) _____, Wyoming, on the ____ day of _____, 20__, at the hour of _____ o'clock in the A.M./P.M., or as soon thereafter as said cause may be reached by the Court.

DATED: _____.

BY THE COURT:

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In an effort to respect the privacy of individuals who come before this court, and in accordance with the Rules Governing Redactions from Court Records, created by Supreme Court Order dated August 11, 2010, this court will not provide personal information of any individual, other than the last four digits of his/her social security number, taxpayer identification number or financial account number, and the year of an individual's birth. This limited information will only be provided if it is in the possession of the court.

If, in order to process this garnishment, your company needs additional information, please contact the Judgment Creditor directly at:

Name
Address
Phone number

Further, you are hereby Ordered, as the garnishee, to also limit the information you include on any documentation sent back to this court to include only the last four digits of a social security number and the year of the date of birth.