

JUSTICE COURT, HENDERSON TOWNSHIP

CLARK COUNTY, NEVADA

**THIS FORM MUST BE TYPED.
NEED ONE ORIGINAL AND
THREE COPIES. (BOTH SIDES
ON ONE SHEET OF PAPER)**

Name:

Address:

**PLAINTIFF'S NAME AND ADDRESS
AS IT APPEARS ON COMPLAINT**

Plaintiff,

VS.

Name:

Address:

**DEFENDANTS'S NAME AN ADDRESS
AS IT APPEARS ON COMPLAINT**

Defendant.

CASE NO.:

**CASE NUMBER AS IT
APPEARS ON COMPLAINT**

WRIT OF GARNISHMENT

THE STATE OF NEVADA TO:

NAME OF EMPLOYER OR BANK

, Garnishee.

You are hereby notified that you are attached as garnishee in the above entitled action and you are commanded not to pay any debt due from yourself to **DEFENDANT'S NAME AND LAST 4 DIGITS OF SS#**

(defendants)

and that you must retain possession and control of all personal property, money, credits, debts, effects, and choses in action of said defendant(s) in order that the same may be dealt with according to law; where such property consists of wages, salaries, commissions or bonuses the amount you shall retain shall be in accordance with 15 U.S. Code 1673 and Nevada Revised Statutes 31.295; Plaintiff believes that you have property, money, credits, debts, effects, and choses in action in your hands and under your custody and control belonging to said defendant(s), described as:

ENTER WHAT IS BEING ATTACHED (WAGES, BANK ACCOUNT)

YOU ARE REQUIRED TO forward all monies due or owing in your possession or under your control for wages, salaries, commissions, bonuses or other reasons belonging to the defendant(s) named in this Writ of Garnishment, subject to the exemptions indicated above, to the Henderson Constable at the address below.

YOU ARE REQUIRED within **20** days from the date of service of this Writ of Garnishment to **answer the interrogatories** set forth herein and to return your answers to the officer of the Constable which has issued this Writ of Garnishment. Your failure to answer the interrogatories and comply with this writ within 20 days, may result in a Judgment by Default in the amount due the Plaintiff being entered against you.

IF YOUR ANSWERS TO the Interrogatories indicate that you are the employer of the defendant(s), this Writ of Garnishment shall be deemed to **continue for 120 days** or until the amount demanded in the attached Writ of Execution is satisfied.

YOU ARE FURTHER DIRECTED to forward all funds due to the defendant(s) each payday in the future, **up to 120 days**, less any amount which is exempt and less \$3.00 per pay period not to exceed \$12.00 per month which you may retain as a fee for compliance. The \$3.00 fee does not apply to the first pay period covered by this Writ.

YOU ARE FURTHER REQUIRED to serve a copy of your answers to the Writ of Garnishment on Plaintiff's attorney, if any, whose address appears below.

Issued at the direction of:

CONSTABLE - HENDERSON TOWNSHIP

ATTORNEY FOR PLAINTIFF

By:

Constable/Deputy Constable

Date

Address

Please furnish a statement and Case #.

**MAKE CHECK PAYABLE TO: HENDERSON COSTABLE
AND MAIL TO: 243 WATER STREET
HENDERSON, NEVADA 89015**

****Please Note****

The Writ of Execution, Writ of Garnishment and Notice of Execution must be typed and can be downloaded, typed and printed right from our website at: www.accessclarkcounty.com go to Departments, click on E-O, then Justice Courts, then Henderson Justice Court and click on Forms at the top of that page.

STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

The undersigned, being duly sworn, states that I received the within WRIT OF GARNISHMENT on the _____ of _____, 20_____, and personally served copies of the same on the _____ day of _____, 20_____ by showing the original WRIT OF GARNISHMENT, informing of the contents and delivering and leaving a copy, along with the statutory fee of \$5.00 with (name) _____ at _____ County of Clark, State of Nevada.

BY: _____
Constable / Deputy Constable

INTERROGATORIES TO BE ANSWERED BY THE GARNISHEE UNDER OATH

1. Are you in any manner indebted to the defendant(s) _____ or either of them, either in property or money, and is the debt now due? If not due, when is the debt to become due? State fully all particulars.

Answer: _____

2. Are you an employer of one or all of the defendants? If so, state the length of your pay period and the amount each defendant presently earns during a pay period.

Answer: _____

3. Did you have in your possession, in your charge or under your control, on the date of the **WRIT OF GARNISHMENT** was served upon you any money, property, effects, goods, chattels, rights, credits or choses in action of the defendant(s) or either of them, or in which defendant(s) is (are) interested? If so, state in full its value and state full all particulars.

Answer: _____

4. Do you know of any debts owing to the defendant(s), whether due or not due, or any money, property, effects, goods, chattels, rights, credits or choses in action, belonging to the defendant(s) or either of them in which defendant(s) is (are) interested, and now in the possession or under the control of others? If so state particulars.

Answer: _____

5. State your correct name and address, or the name and address of your attorney upon whom written notice of further proceedings in this action may be served.

Answer: _____

6. **NOTE:** If any employer, without legal justification, refuses to withhold the earnings of a defendant demanded in a Writ of Garnishment or knowingly misrepresents the earnings of the defendant, the court shall order the employer to pay the Plaintiff the amount of arrearages caused by the employer's refusal to withhold or his misrepresentation of the defendant's earnings. In addition, the court may order the employer to pay the plaintiff punitive damages in an amount not to exceed \$1,000 for each pay period in which the employer has, without legal justification, refused to withhold the defendant's earnings or has misrepresented the earnings. NRS Chapter 31.

I, _____, do solemnly swear (or affirm) that the answers to the foregoing interrogatories subscribed by me are true.

SUBSCRIBED AND SWORN to before me this _____ date of _____

Garnishee - Affiant

NOTARY PUBLIC, Clark County, Nevada
My Commission Expires:

Garnishee Company Name