

# GARNISHMENTS

## Definition

A garnishment is a proceeding against a third party ("the garnishee"). The garnishee has money or other property belonging to the judgment debtor-defendant. Garnishment is the term of the legal process by which the garnishee pays into court the money, or property, that the garnishee owes to the judgment debtor. (NOTE: Garnishments may be filed only after a judgment has been obtained against the debtor.)

## Types of Garnishments

- Continuing Garnishment (Wage Earnings & can include Contractors)
- Financial Institution Garnishment (Banks & Credit Unions)

## Jurisdiction

The Magistrate Court has jurisdiction to handle garnishments where the value judgment is \$15,000 or less.

## Venue

Is appropriate in the county where the garnishee (employer or bank) is located.

## Filing Fee

The filing fee is \$113.00 (CHECK OR CARD ONLY)

## Procedures for Filing a Garnishment

- Forms and instructions can be picked up at the Magistrate Court
- OR contact the Magistrate Court to have them emailed.

In order to file a garnishment in the Magistrate Court of Monroe County, you must have a copy of the filed judgment upon which you are filing.