

JUSTICE OF THE PEACE COURT OF THE STATE OF DELAWARE
IN AND FOR _____ COUNTY
COURT NO. _____

COURT ADDRESS: _____

CIVIL ACTION NO. _____

PLAINTIFF and/or JUDGMENT CREDITOR

VS DEFENDANT and/or JUDGMENT DEBTOR

Name: _____

Name: _____

Address: _____

Address: _____

(street, city, state, zip code)

(street, city, state, zip code)

Check this box if the address has been updated

SERVE ON: _____

RETURN DATE: _____

Garnishee Name

(Date/Time)

ADDRESS: _____

CONSTABLE: _____

(street, city, state, zip code)

GARNISHMENT

Check One:

Attachment of Wages

Attachment other than Wages – Description: _____

PLEASE ISSUE A WRIT OF GARNISHMENT on the judgment in the above case to be directed to the Employer/Garnishee named above. THE AMOUNT NOW DUE on the judgment is as follows:

\$ _____ Original amount of judgment (excluding costs, attorneys' fees and pre-judgment interest)

\$ _____ Plus court costs due, including cost for this form

\$ _____ Plus other fees (attorney's fees, etc.) if allowed by judgment

\$ _____ Plus Pre-judgment interest

\$ _____ Plus post-judgment per diem rent of \$ _____ X _____ days (summary possession only)

\$ _____ Plus post-judgment interest to the date of this application plus further interest to accrue until the judgment is paid at the rate _____% per year

\$ _____ Less total credits (any amount paid towards judgment to date)

\$ _____ **TOTAL DUE ON JUDGMENT**

DATE OF JUDGMENT: _____

The foregoing statements are true and correct to the best of my knowledge and belief.

Date

Signature of Plaintiff/Judgment Creditor or Attorney

IT IS SO ORDERED this _____ day of _____, 20____.

Justice of the Peace

(SEAL)

JUSTICE OF THE PEACE COURT OF THE STATE OF DELAWARE

IN AND FOR _____ COUNTY
COURT NO. _____

TO THE CONSTABLE

YOU ARE HEREBY ORDERED to summon the Garnishee to answer this request for garnishment of the above listed Defendant/Judgment Debtor.

TO THE GARNISHEE

- You are hereby ordered to withhold the attachable wages of the Defendant/Judgment Debtor for any work week or other pay period and all money or other property of the Defendant/Judgment Debtor in your possession until the judgment, interest, other charges and costs as specified in the above are satisfied or until otherwise notified by this Court. To determine the amount of wages to withhold, see attached Justice of the Peace Civil Form No. 34.
- If you are holding money for the Defendant/Judgment Debtor or owe a Debt that is currently due to the Defendant/Judgment Debtor, you must pay the money to the Plaintiff/Judgment Creditor as well as return your response to the Court. This Garnishment is only good for the Property described above.
- Post judgment interest continues to accrual until debt is paid in full.
- **RETURN THE ENCLOSED ANSWER TO THE COURT WITHIN 20 DAYS.**
- **You are further ordered to send the amount withheld directly to the Plaintiff /Judgment Creditor or their legal representative and NOT to the Court.** All such wages, money, etc. must be held for the benefit of the Judgment/Creditor and may not be disbursed to the Judgment/Debtor except upon order of the Court. Federal and State exemptions may be available. Please provide a copy of this order to the Defendant/Judgment Debtor.
- The judgment may be transferred from the Defendant/Judgment Debtor to you if you fail to comply with this order.