

STATE OF INDIANA

WAYNE SUPERIOR COURT NO. 3

COUNTY OF WAYNE

CAUSE NO. 89D03-_____-SC-_____

_____,
Plaintiff(s)

vs.

_____,
Judgment Defendant

_____,
Garnishee Defendant (Employer)

(Street Address)

(Street Address)

(City, State, Zip)

(City, State, Zip)

**VERIFIED MOTION FOR PROCEEDINGS SUPPLEMENTAL AS TO
JUDGMENT DEFENDANT AND GARNISHEE DEFENDANT (EMPLOYER)**

Plaintiff requests that the Court set this matter for a Proceedings Supplemental Hearing to discuss payment of the judgment in this case, order the parties to appear for that hearing, and require the Garnishee Defendant to answer interrogatories concerning Judgment Defendant’s property in its/his/her possession.

In support of this Motion, Plaintiff states that to the best of Plaintiff’s knowledge:

1. Plaintiff owns the judgment rendered in this cause against Judgment Defendant;
2. Plaintiff’s judgment is unsatisfied;
3. if Plaintiff and Judgment Defendant entered into a payment arrangement, Defendant has not made payments as ordered by the Court.; and
4. the Garnishee Defendant (Employer) has in its possession personal property of Judgment Defendant, including wages, salaries, commission, earnings, and/or income.

I swear or affirm, under the penalty of perjury, that the foregoing representations are true.

Plaintiff 1 Signature

Date

Plaintiff 2 Signature

Date

CERTIFICATE OF SERVICE

I hereby certify that I have delivered or will deliver a copy of this Motion to the parties listed below by: hand-delivery or depositing the document in the U.S. Postal Service, first-class postage prepaid, on or before the date of filing.

Defendant’s name and address:_____

Signature of Plaintiff

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ORDER FOR PLAINTIFF AND JUDGMENT DEFENDANT TO APPEAR AND FOR GARNISHEE DEFENDANT (EMPLOYER) TO ANSWER OR APPEAR

NOTICE: Indiana Code 34-25-3-3 provides that the Garnishee Defendant (Employer) is accountable for monies in his/her hands and/or payable to Defendant from the date of the service of this Summons.

The Court grants the Plaintiff's motion. The Plaintiff and Judgment Defendant are ORDERED to personally appear in the Wayne Superior Court No. 3, Magistrate's Courtroom, 1st Floor, Courthouse, 301 East Main Street, Richmond, Indiana 47374 on _____, 20____, at _____m to answer as to any wages, assets, property, and income available to satisfy the judgment.

The Garnishee Defendant (Employer) is ORDERED to answer the interrogatories under oath and return the answers on or before _____, 20____ to: **Wayne County Clerk, Attn: Small Claims Division, 301 East Main Street, Richmond, Indiana 47374.**

If the Garnishee Defendant does not return the answer to the interrogatories, Garnishee Defendant is ORDERED to appear for a hearing in the Wayne Superior Court No. 3, Magistrate's Courtroom, First Floor, 301 East Main Street, Richmond, Indiana 47374 on _____, 20____, at _____m.

Dated: _____

Magistrate, Wayne Superior Court No. 3

DISTRIBUTION:

- Plaintiff
- Judgment Defendant
- Garnishee Defendant (Employer)