

Final Order in Garnishment to Employer

Use this form when:

You are the Plaintiff (or Counter Plaintiff) and

- The Defendant (Counter Defendant) has not paid the judgment in full and
- The Interrogatories to Employer have been completed and returned by the employer verifying the Defendant's employment
- The Court has authorized the Final Order in Garnishment to be issued to the Defendant's employer

> This Final Order in Garnishment has a front and a back. You must complete the form (except for the Judge's signature). Print and submit both sides of this Final Order in Garnishment as required below.

- Be sure you follow all requirements of Administrative Rule 9(G) and print both:
 - A copy of the Final Order in Garnishment on white paper (only include the last four numbers of Social Security Number of the Judgment Debtor).
 - A copy of the Final Order in Garnishment on light green paper (include the full Social Security Number of the Judgment Debtor).

SCROLL DOWN FOR Final Order in Garnishment to Employer

FINAL ORDER IN GARNISHMENT TO EMPLOYER (Garnishee Defendant) OF JUDGMENT DEBTOR

TIPPECANOE SUPERIOR COURT No. 4

Courthouse, 301 Main Street
Lafayette, Indiana 47901
Telephone: (765) 423-9266

CAUSE NO. 79D04-_____ -SC/PL-_____

Judgment Creditor requests service by:
 Sheriff of Tippecanoe/_____ County
 Certified Mail

| | |
|----------------------------------|----------------------------------|
| Judgment Creditor _____ | Judgment Debtor _____ |
| Address _____ | Address _____ |
| Address _____ | Address _____ |
| City _____ State _____ Zip _____ | City _____ State _____ Zip _____ |
| Telephone (_____) _____ | Telephone (_____) _____ |
| Email _____ | Email _____ |
| | Date of Birth _____ |
| | Social Security No. _____ |

Restricted from public access. BUT ALSO submit a Final Order in Garnishment on green paper (with the full Social Security Number) and submit a Final Order in Garnishment on white paper (but only with the last 4 digits of the Social Security Number).

Garnishee Defendant (Employer of Debtor)

Name _____

Address _____

Address _____

City _____ State _____ Zip _____

Telephone (_____) _____

Email _____

FINAL ORDER IN GARNISHMENT TO EMPLOYER (Garnishee Defendant) OF JUDGMENT DEBTOR

Judgment Creditor (former Plaintiff Defendant) submitted his/her/its Verified Motion for Proceedings Supplemental for an unpaid Judgment owed by the Judgment Debtor. The Court considered evidence presented at the hearing for Proceedings Supplemental and/or Answers to Interrogatories to Employer. The Court now finds the Judgment Creditor is entitled to recover from the earnings of the Defendant the amount required to satisfy the balance of the Judgment owed together with court costs, interest and other fees as ordered by the Court until this Judgment is satisfied and paid in full.

The Garnishee Defendant (employer) is entitled to a service fee of 3% of the amount to be collected OR \$12.00, whichever is greater, with half of the fee to be paid by the Judgment Creditor and half of the fee to be paid by the Judgment Debtor (employee), computed as follows (I.C. 24-4.5-5-105):

- \$ _____ (a) TOTAL (original judgment plus courts costs, other court ordered fees and interest as of today)
- \$ _____ (b) Service Fee to be retained by Garnishee Defendant (employer) = 3% of TOTAL or \$12.00
TOTAL \$ _____ x 0.03 = \$ _____. If this amount is less than \$12.00, then your service fee is \$12.00. If this amount is more than \$12.00, then your service fee is 3% of TOTAL.
- \$ _____ (c) Half of Service Fee (b) [to be paid by Judgment Debtor (employee)]
- \$ _____ (d) Amount to be collected from wages of Judgment Debtor (employee) [ADD: (a) and (c)]
- \$ _____ (e) Amount to be paid to Clerk by Garnishee Defendant (employer) [SUBTRACT: (d) minus (b)]

IT IS ORDERED for the Garnishee Defendant (employer) to pay at least monthly the following amount:

- (1) The amount by which the Judgment Debtor's (employee) weekly disposable earnings exceed 30 times the current federal minimum wage [30 x \$7.25 = \$217.50] – OR –
- (2) 25% of Judgment Debtor's (employee) weekly disposable earnings

whichever is less, until the amount on Line (e) above has been paid to the Clerk and the Service Fee on Line (b) has been collected. Disposable earnings means income and wages after deductions for federal and state income tax and Social Security tax but before all other deductions.

The Court ORDERS the Garnishee Defendant (employer) to send all payments to the Clerk of Courts, Clerk of Courts, P.O. Box 1655, Lafayette, IN 47902-1655 and include this cause number on each payment.

(See Order on reverse side)

**FINAL ORDER IN GARNISHMENT TO EMPLOYER (Garnishee Defendant) OF JUDGMENT DEBTOR
(Page 2 of 2)**

Final garnishment orders take priority in the order in which they are received except that deductions for child support take priority over all other garnishments, even if the child support order is entered after an earlier civil garnishment. Deductions for more than one garnishment may be made but only up to the maximum deduction permitted.

Date

—
Mathew S. Sandy, Judge
Tippecanoe Superior Court No. 4

COPY: Garnishee Defendant Judgment Debtor Judgment Creditor Attorney _____