

Interrogatories to Financial Institution

Use this form when:

You are the Plaintiff (or Counter Plaintiff) and

- The Defendant (Counter Defendant) has not paid the judgment in full and
- You believe you have located an account at a financial institution for which the Defendant is named on the account, either individually or jointly

>This form has both an Interrogatories to Financial Institution and an Order

- **You must complete only the top half of the Interrogatories to the Financial Institution and only the top half of the Order**
 - **File one copy of the forms with the Court**
 - **Send one copy of the forms to the Financial Institution**
 - **Send one copy of the forms to the Judgment Debtor**
- **Make sure you comply with Administrative Rule 9(G) and include both a copy on:**
 - **White paper (only include the last four numbers of the financial institution account number of the Judgment Debtor) and**
 - **Light green paper (include the full financial institution account number)**

You must attach a copy of the Notice of Exemption Rights to the Interrogatories to Financial Institution . This is to notify the Judgment Debtor of his/her Exemption Rights.

INTERROGATORIES TO FINANCIAL INSTITUTION (Garnishee Defendant) OF JUDGMENT DEBTOR

TIPPECANOE SUPERIOR COURT No. 4

Courthouse, 301 Main Street
 Lafayette, Indiana 47901
 Telephone: (765) 423-9266 www.tippecanoe.in.gov

CAUSE NO. 79D04-_____ -SC-_____

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

Judgment Creditor _____	Judgement 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 account number) and submit a Final Order in Garnishment on white paper (but only with the last 4 digits of the account number).

Garnishee Defendant (Financial Institution of Debtor)
 Name _____
 Address _____
 Address _____
 City _____ State _____ Zip _____
 Telephone (_____) _____
 Email _____

**INTERROGATORIES TO FINANCIAL INSTITUTION (Garnishee Defendant) OF JUDGMENT DEBTOR
 [Attach Order]**

**Submit on green paper pursuant to Adm.Rule 9(G) as personal information is restricted from public access
 ALSO submit these Interrogatories on white paper but only list last 4 digits of Account Numbers**

Judgment Creditor (former Plaintiff Defendant) submits the following questions to the possible financial institution (Garnishee Defendant) wherein the Judgment Debtor may have funds on deposit.

- (1) What is the correct and full name of your financial institution? _____
- (2) Does your financial institution and any of its branches have any deposit account (including checking, savings, share, share draft, share certificate, certificate of deposit, money market, time deposit or any similar account) for the above listed Judgment Debtor, either individually or jointly? Yes No >> IF YES, list each account below

Name(s) on Account	Tax I.D. No.	Account Number	Type of Acct	Balance
				\$
				\$
				\$

(3) List any other assets or property your financial institution holds for the Debtor. _____

I swear or affirm under penalties for perjury, as specified in I.C. 35-44-2-1, the information herein is true and accurate to the best of my knowledge and belief.

_____, 20_____
 Date

 Signature, Printed
 Job Title _____

INTERROGATORIES TO FINANCIAL INSTITUTION (Garnishee Defendant) OF JUDGMENT DEBTOR
(page 2 of 2)

IMPORTANT INFORMATION CONCERNING THIS ORDER TO ANSWER INTERROGATORIES

(1) Previously in this cause, a money judgment was entered in favor of the Judgment Creditor and against the Judgment Debtor.

(2) Anytime a Judgment is not paid in full within thirty (30) days of the date the Judgment was entered and the parties have not come to an agreement regarding a schedule for payments, the Judgment Creditor may ask the Court to order the Judgment Debtor to appear in court and be questioned under oath about income, assets and other resources that could be used to pay this Judgment. This procedure is called a Proceeding Supplemental.

The Court may also Order the Debtor's employer or financial institution or any other person or entity who may be holding monies payable to or other assets on behalf of the Debtor to answer questions (Interrogatories) about any monies or assets. The employer or financial institution is required to fully comply with this Order.

(3) Until this Judgment is paid in full, the Judgment Creditor may regularly file Proceedings Supplemental to have the Debtor appear in court and to be questioned about income, assets and other resources that could be used to pay this Judgment. The Judgment Creditor may also ask the Court to issue a Final Order in Garnishment so that payments will automatically be deducted from wages or income earned or on deposit in a financial institution.

NOTICE OF EXEMPTION RIGHTS

The Judgment Debtor (and any other persons named on any account held jointly with the Judgment Debtor) is/are notified that if you choose to contest the garnishment of any bank account, you must appear in person at the date and time listed in accompanying Order to Appear for Proceedings Supplemental. Also attached to this Order to Appear is your Notice of Exemption Rights and a form to request an earlier hearing.

SHERIFF'S RETURN OF SERVICE

I certify that on the below date, I served this Order by:

- Delivering a copy to the person of the Judgment Debtor Garnishee Defendant; **OR**
- By leaving a copy either:
 - posted prominently at the residence of the Judgment Debtor listed on the front of this Order; **OR**
 - with a person of suitable age and discretion residing therein, name _____; **OR**
 - at the place of work, employment or business of the Judgment Debtor Garnishee Defendant listed on the front of this Order
- AND**
- By mailing a copy of this Order to the Judgment Debtor Garnishee Defendant (1st Class Mail) to the address listed on the front of this Order (date mailed if different from below: _____, 20____).
- I was unable to serve this Order on Judgment Debtor Garnishee Defendant because _____

_____, 20_____

Date

Sheriff of Tippecanoe/_____ County
BY:_____

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CAUSE NO. 79D04-_____ -SC-_____

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

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

Garnishee Defendant (Financial Institution of Debtor)
Name _____
Address _____
Address _____
City _____ State _____ Zip _____
Telephone (_____) _____
Email _____

ORDER TO GARNISHEE DEFENDANT

Judgment Creditor files his/her/its Verified Motion for Proceedings Supplemental including request for Interrogatories. The Court now GRANTS the request to issue the Interrogatories.

IT IS ORDERED that, pursuant to I.C. 28-9-4-2 and -3, the above named financial institution shall place an immediate HOLD for no less than ninety (90) days on any account you now have for the listed Judgment Debtor and/or for which the Judgment Debtor may have an interest, either individually or jointly with another person(s). Further, Garnishee Defendant shall comply with its obligations under I.C. 28-9-4-2 (and I.C. 28-9-3-4).

NOTICE: I.C. 34-25-3-3 holds the Garnishee Defendant accountable for all monies in his/her/its possession and/or payable to the Judgment Debtor from the date of service of these Interrogatories.

A legally qualified representative of the Garnishee Defendant is further **ORDERED** to either appear in person and be prepared to provide all the information requested in these Interrogatories OR to fully answer all Interrogatories and return the completed Interrogatories to the Clerk of Courts, P.O. Box 1655, Lafayette, IN 47902-1655 within twenty-one (21) calendar days from the date of this Order.

Failure to timely comply with this ORDER may subject the Garnishee Defendant to a finding of contempt of court and all possible penalties including fines and jail time.

_____	_____
Date	Mathew S. Sandy, Judge
	Tippecanoe Superior Court No. 4

COPY: Garnishee Defendant Judgment Debtor Judgment Creditor Attorney _____