

| | | |
|---|--|-------------------|
| • STATE OF MICHIGAN _____ JUDICIAL DISTRICT _____ JUDICIAL CIRCUIT | REQUEST AND WRIT FOR GARNISHMENT (PERIODIC) | • CASE NO. |
|---|--|-------------------|

Court address _____ • Zip code _____ Court telephone no. _____

| |
|--|
| Plaintiff name and address (judgment creditor) |
| Plaintiff's attorney, bar no., and address |
| Telephone no. |

v

| | |
|--|----------------------------|
| Defendant name and address (judgment debtor) | |
| Social security no. | Employee ID or account no. |
| Garnishee name and address | |

REQUEST See instructions for item 2 on other side

1. Plaintiff received judgment against defendant for \$ _____ on _____.
 2. The total amount of judgment interest accrued to date is _____. The total amount of postjudgment costs accrued to date is _____. The total amount of postjudgment payments and credits made to date is _____. **The amount of the unsatisfied judgment now due (including interest and costs) is *\$ _____.**
 3. Plaintiff knows or with good reason believes that the garnishee is indebted or obligated to the defendant for periodic payments.
 4. **Plaintiff requests** a writ of periodic garnishment.
- I declare that the statements above are true to the best of my information, knowledge, and belief.

Date _____ Plaintiff/Agent/Attorney signature _____

WRIT OF GARNISHMENT To be completed by the court. See other side for additional information and instructions.

TO THE PLAINTIFF: You must provide all copies of the disclosure form (MC 14), 2 copies of this writ, and a \$6.00 disclosure fee for serving on the garnishee. You are responsible for having these documents served on the garnishee within 91 days.

TO THE DEFENDANT:

1. You have **14 days** after this writ is mailed or delivered to you to file objections with the court. If you do not take this action within this time, without further notice, periodic payments due to you may be withheld for as long as 91 days after this writ is issued and paid directly to the plaintiff.

TO THE GARNISHEE:

1. Within **7 days** after you are served with this writ, you must deliver a copy of this writ to the defendant in person or mail a copy to his or her last known address by first-class mail.
2. Within **14 days** after you are served with this writ, you must deliver or mail copies of your verified disclosure (form MC 14) to the court, plaintiff/attorney, and defendant. A default may be entered against you for failure to comply with this order.
3. Do not pay any obligations to the defendant unless allowed by statute or court rule.
4. If indebted, withholding must begin according to court rule (see instructions on the Garnishee Disclosure form). Unless notified that an objection has been filed, **28 days** after you are served with this writ you must begin forwarding withheld payments.

You are ordered to make all payments withheld under this writ payable to:

and mail them to: the plaintiff the plaintiff's attorney the court
 the plaintiff. the plaintiff's attorney. the court.

5. This periodic garnishment is effective until: a) the amount withheld equals the amount of the unpaid judgment as stated in item 2 of the request; b) the expiration of 91 days after the issue date of this writ; or c) the amount withheld exceeds the remaining unpaid judgment as stated in item 2 of the request.
6. Within **14 days** after this writ expires, you must file a final statement of the total amount paid on this writ.

Date of issue _____ Expiration date _____ Clerk of the court/Deputy _____

PROOF OF SERVICE

REQUEST AND WRIT FOR GARNISHMENT (PERIODIC)
Case No. _____

TO PROCESS SERVER: You must serve the garnishee with 2 copies of the request and writ of garnishment, a disclosure form, and the applicable fee, and file proof of service with the court clerk as directed by the plaintiff. If you are unable to complete service, you must return this original and all copies to the court clerk.

CERTIFICATE / AFFIDAVIT OF SERVICE / NONSERVICE

OFFICER CERTIFICATE

OR

AFFIDAVIT OF PROCESS SERVER

I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party [MCR 2.104(A)(2)], and that: (notary not required)

Being first duly sworn, I state that I am a legally competent adult who is not a party or an officer of a corporate party, and that: (notary required)

I served 2 copies of the request and writ of garnishment, a disclosure form, and the applicable fee by:
 personal service registered or certified mail (copy of return receipt attached) on:

| | | |
|----------------|-----------------------------|-----------------|
| Garnishee name | Complete address of service | Day, date, time |
| | | |

I have personally attempted to serve the writ of garnishment, a disclosure form, and the applicable fee on the garnishee and have been unable to complete service.

| | | |
|----------------|-----------------------------|-----------------|
| Garnishee name | Complete address of service | Day, date, time |
| | | |

I declare that the statements above are true to the best of my information, knowledge, and belief.

| | | | |
|-------------|----------------|-------------|-----------|
| Service fee | Miles traveled | Mileage fee | Total fee |
| \$ | | \$ | \$ |

Signature _____

Name (type or print) _____

Title _____

Subscribed and sworn to before me on _____, _____ County, Michigan.
Date

My commission expires: _____ Date Signature: _____
Deputy court clerk/Notary public

Notary public, State of Michigan, County of _____

ACKNOWLEDGMENT OF SERVICE

I acknowledge that I have received 2 copies of the request and writ of garnishment, a disclosure form, and the applicable fee on

Day, date, time

Signature _____ on behalf of _____