

IN THE JUSTICE OF THE PEACE COURT OF THE STATE OF DELAWARE,
IN AND FOR _____ county COUNTY

COURT NO _____

COURT ADDRESS _____

CIVIL ACTION NO _____

PLAINTIFF/JUDGMENT CREDITOR:

VS.

DEFENDANT/JUDGMENT DEBTOR:

Name _____
Address _____

Name _____
Address _____

SERVE ON: _____
Employer/Garnishee Name

RETURN DATE: _____
SERVED ON: _____ (Date/Time)

ADDRESS: _____

CONSTABLE: _____

(street, city, state, zip code)

GARNISHMENT OF WAGES AND/OR PROPERTY(ATTACHMENT FIERI FACIAS)

PLEASE ISSUE A WRIT OF GARNISHMENT (Attachment Fieri Facias) 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)
- \$ _____ Pre-judgment interest
- \$ _____ Less total credits
- \$ _____ Net
- \$ _____ Plus post-judgment per diem rent of \$ _____ X _____ days (summary possession cases only)
- \$ _____ Plus post-judgment interest at _____ % per year
- \$ _____ Plus court costs due, including costs for this form.
- \$ _____ Plus attorneys' fees, if allowed by judgment.
- \$ _____ **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 or Attorney

TO THE CONSTABLE: YOU ARE HEREBY ORDERED to summon the Garnishee to answer this request for garnishment of wages of _____, the Defendant.

TO THE GARNISHEE: YOU ARE HEREBY ORDERED TO WITHHOLD THE ATTACHABLE WAGES OF THE DEFENDANT/DEBTOR FOR ANY WORK WEEK OR OTHER PAY PERIOD AND ALL MONEY OR OTHER PROPERTY OF THE DEBTOR IN YOUR POSSESSION until the judgment, interest, other charges and costs as specified in 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. RETURN THE ENCLOSED ANSWER TO THE COURT WITHIN 20 DAYS.

You are further ordered to send the amount withheld directly to the Plaintiff/Creditor or his 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 Judgment/Debtor.

The judgment may be transferred from the Defendant to you if you fail to comply with this Order.

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

Justice of the Peace (SEAL)