

1 Law Office of James R. Vaughan, P.C.
Scott A. Baluha, SBN 029957
2 Eric W. Logvin SBN 028050
Brian K. Partridge SBN 028090
4 James R. Vaughan SBN 016809
11445 E. Via Linda, Ste. 2-610
5 Scottsdale, AZ 85259
Telephone 602-279-0778
6 Fax 602-279-0788
Email: attorney@phoenixatty.com
7 *Attorneys for Plaintiff*

8 **IN THE _____ COURT OF _____ COUNTY**
THE STATE OF ARIZONA

9 _____, _____ **AZ** _____

10
11 _____,
Plaintiff/Judgment Creditor,
12
vs.
13
14 _____,
Defendants/Judgment Debtors,
15
16 _____,
17 **Garnishee.**

No. _____

ANSWER of GARNISHEE
(Earnings)

18
19 **1.** I am answering for Judgment Debtor: _____.
(Copy this form and re-submit if you are answering for multiple Judgment Debtors)

20 **2.** I am the above named Garnishee, or am authorized by the Garnishee to make this affidavit on
21 his behalf, regarding the Writ of Garnishment served on Garnishee on _____.

22 **3.** Was the Judgment Debtor employed by the Garnishee or classified as an independent
contractor on the *date the Writ was served* (if no, indicate last day of employment):

23 Yes No If NO, last day of employment: _____.

1 **4.** Does the Garnishee anticipate *owing earnings* (via W-2 or Form 1099) to the Judgment
2 Debtor within sixty (60) days after the *date of service of the Writ*?

3 Yes No

4 **5.** If the Garnishee is unable to determine the identity of the Judgment Debtor after making a
5 good faith effort to do so, the following is a statement of the Garnishee's effort made and reason
6 for that inability:

7 _____

8
9 **6.** The Writ of Garnishment was *served upon the Garnishee* (or its Statutory Agent) on this
10 date: _____. State the dates of the Judgment Debtor's next two (2) paydays
11 occurring immediately after the *date of the service of the Writ*:

12 **6a** _____ **6b.** _____

13 **7.** Is the Judgment Debtor employed, classified as an independent contractor, or otherwise
14 receiving earnings from the Garnishee currently? Yes No
15 If YES, Judgment Debtor is paid (check which apply):

16 Daily Biweekly Monthly
17 Weekly Semi-Monthly Other _____

18 **8.** The *current* amount of the outstanding Judgment now due and owing as stated in the Writ is:

19 \$ _____.

20 **9.** Is the Judgment Debtor subject to an existing wage assignment, garnishment or levy?

21 Yes No. If YES, provide case information:

22 Creditor: _____

Creditor: _____

23 Court: _____

Court: _____

Case Number: _____

Case Number: _____

1 **10.** Did Garnishee answer “yes” to either question #3 or #4? Yes No.
2 If YES, copies of this Answer and copies of the Notice to Judgment Debtor, Request for Hearing
3 and Non-Exempt Earnings Statement were delivered to the **Judgment Debtor** by: (choose one)

4 Hand-delivery on _____ (date)

5 First-Class Mail on _____ (date), at the address below:

6 _____
(Judgment Debtor Address)

_____ (City, State, Zip)

7 Service pursuant to the Rules of Civil Procedure applicable to a summons on

8 _____ (date).

Delivery to the Judgment Debtor must be made using
a method specified here. **Delivery by email is not
permitted.** A.R.S. §12-1598(2).

9
10 **11.** Copies of this Answer and Non-Exempt Earnings Statement were delivered to the
11 **Judgment Creditor’s attorney** at the following address by: (choose one)

12 **Law Office of James R. Vaughan**
13 **11445 E. Via Linda, Ste. 2-610**
14 **Scottsdale, AZ 85259**

15 Hand-delivery on _____ (date)

16 First-Class Mail on _____ (date)

17 Service pursuant to the Rules of Civil Procedure applicable to a summons on
18 _____ (date).

19 **12.** Garnishee’s contact information (Employer):

20 Company Name: _____

21 Contact Name/Department: _____

22 Contact Address: _____

23 Contact Phone Number: _____

Contact Fax Number: _____

Contact Email Address: _____

13. An original completed Answer has been mailed or filed with the court located at:

Court Name and Address:

1 **14.** I have read the foregoing document and know of my own knowledge that the facts stated
2 herein are true and correct.

4 WHEREFORE, Garnishee prays that the Court award Garnishee reasonable compensation in
5 the amount of \$ _____, as reasonable amount for preparation and filing of this
6 Answer. Reasonable compensation is *not to exceed \$50.00*. Ariz. Rev. Stat. Ann. §12-
7 1598.15(D). This amount is in addition to the optional processing fee of \$5.00 per pay period,
8 allowed under Ariz. Rev. Stat Ann. §12-1598.15(E),

9 **As Garnishee or Agent for Garnishee, I state under penalty of perjury the foregoing is true
10 and correct.**

11 DATED: _____

12 _____
13 Signature of Garnishee or Agent

14 _____
15 Printed Name

16 _____
17 Title

