AOC-150.2
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Ver. 1.01
Commonwealth of Kentucky
Court of Justice
KRS 425.501

AFFIDAVIT TO CHALLENGE GARNISHMENT

☐ WAGE ☐ NON-WAGE

Case No. _____

Court _____

County _____

PLAINTIFF

Name: _____

VS.

DEFENDANT

Name: _____

Affiant is the Judgment Debtor in the above-styled case and states that certain money/property belonging to Affiant, which is exempt from garnishment, has been garnisheed. The amount of money/property exempted is $_____. The money/property is exempt because:

_____

_____

_____

WHEREFORE, the Judgment Debtor prays that the garnishment of money/property be set aside and that all exempt money/property garnisheed be released to the Judgment Debtor.

_____
Affiant

1. Subscribed and sworn to before me this _____ day of _____, 2_____. My commission expires: _____, 2_____.

_____
Notary/Clerk

_____Title

2. **NOTICE TO JUDGMENT CREDITOR OR CREDITOR'S ATTORNEY**
(to be completed by Circuit Court Clerk)

You are hereby ordered to continue to hold and safely keep any funds due the Judgment Debtor to the extent of the amount due as shown on the Order of Garnishment plus costs until further Order of the Court. This document is intended to constitute notice to you of the Debtor's challenge of the garnishment action. A **hearing has been set** for _____ , 2_____, at _____ [ ] a.m. / [ ] p.m. at which you may appear to respond. **If this time is inconvenient, this office must be promptly notified for rescheduling.**

Date _____, 2_____ _____ Clerk

By: _____ D.C.

INSTRUCTIONS FOR COMPLETING AFFIDAVIT TO CHALLENGE GARNISHMENT

1. Fill out the Affidavit to Challenge Garnishment with the appropriate information. State why the money/property is exempt and the amount exempted.
2. Sign and swear to the form in front of a Notary Public or Circuit Court Clerk. The Notary or Clerk will complete **Box 1.**
3. Give the form to the Circuit Court Clerk. DO NOT DETACH any copies from the form. If you printed this from the Internet, you must submit the signed original and two (2) copies to the Clerk.
4. When the Clerk receives this Affidavit/Form, he/she will schedule a hearing, complete **Box 2**, and notify you of the hearing. He/she will also mail copies of the affidavit to the attorney for the Judgment Creditor.

Distribution: **Original to Case File**
Copy to Judgment Creditor/Creditor's Attorney **Copy to Judgment Debtor**

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