

_____))	
Plaintiff,))	
- vs -))	
_____))	
Defendant,))	
AND))	No. _____
_____))	
_____))	
_____))	
Garnishee,))	

NONCONTINUING POSTJUDGMENT EARNINGS GARNISHMENT SUMMONS

THE STATE OF OKLAHOMA, to said Garnishee:

You are hereby summoned pursuant to the attached affidavit as garnishee of the judgment debtor, _____, and required, within seven (7) days after the end of judgment debtor's present pay period or thirty (30) days from the date of service of this summons upon you, whichever is earlier, to answer according to law whether you are the employer of, or indebted to, or under any liability to, the judgment debtor and to withhold the required amount from the judgment debtor's earnings for the earnings' pay period for which this summons is effective, and pay the required amount to the attorney for the judgment creditor, or the judgment creditor if not represented by an attorney, unless otherwise ordered by the court. At the time that you file your answer with the clerk of this court, you must deliver or mail a copy of your answer to the judgment creditor's attorney, or judgment creditor if not represented by an attorney, and to the judgment debtor unless the judgment debtor is otherwise given actual written notice, which may consist of a notation on judgment debtor's statement of earnings. You are further directed to withhold the amount calculated on the answer form or the present judgment balance, whichever is less, and to pay the same to the judgment creditor's attorney, or the judgment creditor if not represented by an attorney, at the time you file your answer, unless otherwise ordered by the court. For garnishment purposes, "earnings" means any form of payment to an individual including, but not limited to salary, commission, or other compensation, but does not include reimbursements for travel for state employees.

If the garnishee is indebted to or holds earnings belonging to the judgment debtor, the garnishee immediately shall mail by first-class mail a copy of the notice of garnishment and exemptions, and the application for hearing, to the judgment debtor at the last-known address of the judgment debtor shown on the records of the garnishee at the time the garnishment summons was served on the garnishee. If more than one address is shown on the records of the garnishee at the time of service of the summons, the garnishee shall discharge his duty by mailing to any one of the addresses shown on its records. In lieu of mailing, the garnishee may hand-deliver a copy of the notice of garnishment and exemptions, and the application for hearing, to the judgment debtor. The amount withheld is also subject to prior income assignment or garnishment for child support.

You are hereby directed to pay with your answer the amount required by law and in case of your failure to do so you will be liable to further proceedings according to law, and judgment shall be rendered against you in the amount of the judgment rendered against the principal judgment debtor which has a present balance of \$ _____, together with costs in the principal action and costs of the garnishment proceeding.

Issued this _____ day of _____, 19____, and shall be returned with proof of service within ten (10) days of this date.

_____, Court Clerk

BY _____

DEPUTY

Judgment Creditor

Attorney

Address

Phone

OFFICER'S RETURN

Received this writ on the _____ day of _____, 19____, at _____ o'clock _____ M. and executed the same in _____ County, on the _____ day of _____, 19____, at _____ o'clock _____ M. by _____.

Dated this _____ day of _____, 19____

Sheriff

Deputy

 Plaintiff,)
)
 - vs -)
)

 Defendant,)
)
 AND) No. _____
)
 _____)
 _____)
 _____)
 Garnishee,)

SUMMONS
GARNISHMENT FOR COLLECTION OF CHILD SUPPORT

THE STATE OF OKLAHOMA, to said Garnishee:

You are hereby summoned pursuant to the attached affidavit as garnishee of the judgment debtor, _____, and required, within ten (10) days from the date of service of this summons upon you, or if you are indebted for wages or earnings to answer from seven (7) days after the end of judgment debtor's pay period or thirty (30) days from the date of service of this summons upon you, whichever is earlier, to answer according to law whether you are indebted to, or have in your possession or under your control, any property belonging to such judgment debtor, and to file your answer with the clerk of this court, and at the time you file your answer, to deliver or mail a copy of your answer to the judgment creditor or judgment creditor's attorney of record and to the judgment debtor unless the judgment debtor is otherwise given notice which may consist of a notation on the judgment debtor's statement of earnings for salary or wages. If the garnishee is indebted to or holds property, salary or wages belonging to the judgment debtor, the garnishee immediately shall mail by first-class mail a copy of the notice of garnishment and exemptions, and the application for hearing, to the judgment debtor at the last-known address of the judgment debtor shown on the records of the garnishee at the time the garnishment summons was served on the garnishee. If more than one address is shown on the records of the garnishee at the time of service of the summons, the garnishee shall discharge his duty by mailing to any one of the addresses shown on its records. In lieu of mailing, the garnishee may hand-deliver a copy of the notice of garnishment and exemptions, and the application for hearing, to the judgment debtor.

You are further ordered to withhold any such property or indebtedness belonging to such judgment debtor and to pay the same to the judgment creditor or attorney for the judgment creditor, unless otherwise ordered by the court, when you file your answer with the clerk. [Note to whom payment was made on your answer.] The maximum part of the aggregate disposable earnings of any person for any work week which is subject to garnishment or income assignment for the support of a minor child shall not exceed:

1. Fifty percent (50%) of such person's disposable earnings for that week. If such person is supporting his spouse or a dependant child other than the child with respect to whose support order is used; and
2. Sixty percent (60%) of such person's disposable earnings for that week if such person is not supporting a spouse or dependent child.

The fifty percent (50%) specified above in 1. shall be deemed to be fifty-five percent (55%) and the sixty percent (60%) specified above in 2. shall be deemed to be sixty-five percent (65%), if an to the extent that such earnings are subject to garnishment or income assignment to enforce a support order with respect to a period which is prior to the twelve-week period which ends with the beginning of such work week. The amount withheld may not exceed the amount by which the disposable earnings for the week exceed thirty times the federal minimum hourly wage prescribed by Section 6 (a) (1) of the Fair Labor Standards Act of 1938, U.S.C. Title 29, Section 206 (a) (1) as amended or the equivalent for pay periods other than a week. You are hereby directed to pay to the judgment creditor, or attorney for the judgment creditor, unless otherwise ordered by the court, the amounts stated on this answer, when you file your answer with the clerk. [Note to whom payment was made on your answer.] If you answer that you are indebted for property other than money, hold all such indebtedness until further order of this Court; and in case of your failure to do so you will be liable to further proceedings according to law; and judgment shall be rendered against you in the amount of the judgment rendered against the principal judgment debtor but not exceeding \$ _____, together with costs in the principal action and costs of the garnishment proceedings. If you hold earnings, the amount of the garnishment subject to 55% or 65% is \$ _____, and the amount of support subject to garnishment for less than 12 weeks is \$ _____, at _____ percent (%). If the above percentage/amounts are not specified, this garnishment shall be considered a 50% maximum amount.

Issued this _____ day of _____, 19____, and shall be returned with proof of service within ten (10) days of this date.

_____, Court Clerk
 BY _____
 DEPUTY

OFFICER'S RETURN

Received this writ on the ____ day of _____, 19____, at ____ o'clock ____ .M. and executed the same in _____ County, on the _____ day of _____, 19____, at ____ o'clock ____ .M. by _____

 Judgment creditor

 Attorney

 Address

 Phone

 Dated this _____ day of _____, 19____
 _____ Sheriff
 _____ Deputy

