

## FORM SUMMARY

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<b>Name of Form:</b>	<b>Execution Against Property</b>
<b>Form Number:</b>	<b>GF-115</b>
<b>Statutory Reference:</b>	Chapter 815, Wisconsin Statutes
<b>Benchbook Reference:</b>	Civil, Section
<b>Purpose of Form:</b>	Court order directing the sheriff to seize property of a debtor in order to satisfy a judgment
<b>Who Completes It:</b>	Clerk of court
<b>Distribution of Form:</b>	Original to sheriff to be returned to court by sheriff indicating what the sheriff did or did not seize
<b>Accompanying Forms:</b>	Generally none
<b>New Form/Modification:</b>	Modification, last update 6/85.
<b>Modifications:</b>	Added a file/date stamp to upper right corner. Added a statement on the bottom indicating that the form shall not be modified.
<b>Comments:</b>	<p>There are three general types of orders to sheriffs directing the sheriff to take some action against a debtor's property: Attachment; Execution; and Replevin.</p> <ul style="list-style-type: none"><li>• Writ of attachment (§811.02): Order directing sheriff to seize and hold property pending execution because it is believed the debtor is concealing property or preparing to remove it from the jurisdiction with the intent to defraud the creditors. RMC has not created a writ of attachment form because such a writ is rarely used, requires significant due process protections for the debtor (because they are usually pre-judgment), and are usually quite unique to the particular situation.</li><li>• Execution against property (a/k/a Writ of Execution or Writ of Assistance) (§815.05, §815.11): The order to the sheriff directing the sheriff to seize property, sell it, and deliver the proceeds to the creditor. There is no requirement that the execution specify certain items of property, but sometimes creditors will identify specific items of property on which the sheriff should execute.</li><li>• Writ of Replevin: (§§810.03, 810.14): The order to the sheriff directing the sheriff to seize specific items of property and return that property to the creditor, who then sells the property in a reasonably commercial manner to satisfy a judgment.</li></ul>
<b>About this form:</b>	This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.

**If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.**