

**STATE OF WISCONSIN, CIRCUIT COURT, \_\_\_\_\_ COUNTY**

(Name and Address)

Creditor(s): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

-VS-  
 Debtor(s): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

and  
 Garnishee: \_\_\_\_\_  
 \_\_\_\_\_

**Small Claims  
 Non-Earnings Garnishment  
 Summons and Complaint  
 (Garnishment - 31005)**

Case No. \_\_\_\_\_

**TO THE DEBTOR:**

If you have a defense to the claim of the creditor or you have an exemption that applies to the amount that is subject to garnishment.

You must appear at the time and place stated.

**AND/OR** (Clerk will circle one)

You must file a written answer and provide a copy to the plaintiff or plaintiff's attorney on or before the date and time stated.

Answer forms are available at the office of the Clerk of Circuit Court or at <http://wicourts.gov/forms1/circuit/index.htm>. You must file the original of your answer with the Clerk and serve a copy on the creditor's attorney or creditor and on the garnishee.

When to Appear/File a Written Answer	
Date	Time
Place to Appear/ File a Written Answer	

**TO THE GARNISHEE:**

You are summoned as garnishee of the debtor(s). You are required to answer as described in Chapters 799 and 812, Wis. Stats. whether you are indebted to or have in your possession or under your control any property of the debtor(s). You must appear at the time and place stated and/or you may file a written answer on or before that time. Answer forms are available at the office of the Clerk of Circuit Court or at <http://wicourts.gov/forms1/circuit/index.htm>. You must file the original of your answer with the Clerk and serve a copy on the creditor's attorney or creditor and on the debtor.

If you fail to answer within 20 days from service of this summons, judgment will be entered against you for the amount of the creditor's judgment against the debtor(s) plus the costs of this action.

If you are indebted to the debtor for payment of the sale of agricultural products grown or produced by a person or his or her minor children, you are ordered to pay to the debtor the prescribed amount. You are ordered to retain from the balance the amount of the creditor's claim and disbursements, as stated in the annexed complaint pending the further order of the court.

Any excess indebtedness shall not be subject to the garnishment. If you have property belonging to the debtor and the amount of indebtedness retained is less than the amount claimed and disbursements, you are to retain the property pending the further order of the court. The amount retained by you for the creditor's disbursements may not exceed \$40.

If you are notified by the debtor's answer that a defense or exemption applies, you are still ordered to withhold the amount claimed, pending further order of the court.

Clerk of Circuit Court/Attorney	Date Issued	Date Mailed

**CREDITOR'S CLAIM**

THE CREDITOR STATES that a judgment, as described below, was entered in circuit court:

Name of Debtor(s)		County (State of Wisconsin)
Case Number	Date of Entry of Judgment	<b>Amount of Judgment</b> \$

and that this summary provides the total amount due over and above all offsets.

Creditor's Claim \$	Costs \$	Interest \$	<b>Total Due on Creditor's Claim</b> \$
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The creditor believes that the garnishee is indebted to or has control or possession over property of the debtor which is not exempt from execution.

Creditor/Attorney Signature	
Creditor/Attorney Name (Print or Type Name)	Date
Address	Attorney's Telephone Number
	Attorney's State Bar Number