

FORM SUMMARY

Name of Form: Notice of Motion and Motion For Judgment Against Garnishee – Earnings Garnishment (Small Claims)

Form Number: SC-519

Statutory Reference: §812.41(1), Wisconsin Statutes

Benchbook Reference: CV 38-17

Purpose of Form: For the creditor to request that the court enter a judgment against the garnishee for failing to respond to an earnings garnishment.

Who Completes It: Court completes date and time of motion hearing; creditor completes all other information.

Distribution of Form: Court, copies to garnishee and debtor.

Accompanying Forms: Generally none.

New Form/Modification: Modified; last update 10/07.

Modifications: Pursuant to 2019 WI Act 30, updated to add party/attorney address, email address and telephone number.

Comments: If a creditor has served a garnishee with an earnings garnishment and the garnishee does not begin garnishing the debtor's wages, or does not notify the creditor why the debtor's earnings will not be garnished, the creditor can use this form to request that the court enter a judgment against the garnishee. The creditor should complete all information other than the date and time of the motion hearing and file this form with the court along with copies for the garnishee and debtor. The court will schedule a date and time for the motion hearing, complete that portion of the form and return copies to the creditor to serve on the other parties.

About this Form: This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office.

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.