

FORM SUMMARY

Name of Form: Garnishee Answer to Creditor Earnings Garnishment (Small Claims)

Form Number: SC-518

Statutory Reference: §812.35(5) & (6), Wisconsin Statutes

Benchbook Reference: CV 38

Purpose of Form: For the garnishee to notify the creditor as to whether the debtor's earnings will be garnished.

Who Completes It: Garnishee

Distribution of Form: Copies to creditor, debtor and in limited circumstances, the court (see Comments).

Accompanying Forms: Generally none.

New Form/Modification: Modified; last update 05/18.

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

Comments: The garnishee can use this form to notify the creditor that the garnishee will not owe the debtor any earnings, that the garnishee cannot garnish the debtor's wages because the debtor has submitted an answer, or that the creditor's garnishment will be delayed because of a pre-existing garnishment of the debtor's wages. The garnishee can also use this form to notify the parties that the debtor's wages will be garnished.

The garnishee must send this answer to the court **ONLY** when the garnishment has been delayed due to a pre-existing garnishment and it later appears that the garnishee will no longer owe the debtor for the earnings. The garnishee must notify the court as well as the creditor within 7 business days of making that determination (§812.35(6)). In all other circumstances, the garnishee only needs to provide a copy of this form to the creditor and debtor.

This is a mandatory form.

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.