

STATE OF NEW MEXICO  
COUNTY OF BERNALILLO  
IN THE METROPOLITAN COURT

\_\_\_\_\_,  
Plaintiff,

v.

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

\_\_\_\_\_,  
Defendant.

\_\_\_\_\_,  
Garnishee.

**ANSWER BY GARNISHEE**

In answer to the Writ of Garnishment, Garnishee states:  
(Complete only applicable parts of this form.)

1. Wages:

- I do not employ the judgment debtor or pay the judgment debtor any wages.  
 The judgment debtor was my employee but is not any longer. Judgment debtor's employment was ended \_\_\_\_\_, \_\_\_\_\_, before I was served with the writ of garnishment.  
 I pay the judgment debtor \$\_\_\_\_\_ (per week) (per hour) (per \_\_\_\_\_) as wages.

GROSS WAGES per pay period	\$ _____
Federal income tax	\$ _____
F.I.C.A.	\$ _____
State income tax	\$ _____
Other deduction required by law	\$ _____
NET WAGES per pay period	\$ _____
75% of net wages per pay period	\$ _____

40 times weekly federal minimum wage for each week in pay period \_\_\_\_\_ \$ \_\_\_\_\_

2. Money other than wages:

- I do not now owe the judgment debtor any money.  
 I owe the judgment debtor \$\_\_\_\_\_.  
 I did not owe the judgment debtor any money at the time of the service of the writ of garnishment; however, between the date of the service of the writ of

garnishment and the date of filing this answer the sum of \$ \_\_\_\_\_  
belonging to the judgment debtor came into my possession.

On the date of this answer I do not now owe the judgment debtor any money.

3. Property other than money:

I have no property of the judgment debtor in my possession and have not received any since receiving the writ of garnishment.

I have in my possession the following property that belongs to the judgment debtor:

(description)	(approximate value)
_____	\$ _____
_____	\$ _____

4. Wage withholding:

*(check and complete all applicable alternatives)*

I am presently withholding \_\_\_\_\_% of the judgment debtor's net disposable earnings pursuant to the Support Enforcement Act. (Attach a copy of order and file it with this answer.)

I have been served with other writs or orders to withhold wages of the above judgment debtor that have not been satisfied. (If you have been served with other writs of garnishment or court orders to withhold wages of the above judgment debtor, attach and file a copy of each writ or order with this answer.)

The percent of the judgment debtor employee's net disposable earnings I am presently withholding for all garnishment proceedings is \_\_\_\_\_% of the debtor's net disposable earnings.

5. Money other than wages:

I have been served with other Writs or Orders to withhold money owed to the above judgment debtor that have not yet been satisfied. (Attach a copy of each order and file it with this Answer.)

6. Service requirements compliance:

*(For service to be complete, check box (a) or (b) and box (c))*

(a)  I have sent the following papers which have been provided to me by the judgment creditor to the judgment debtor:

**if wages withheld:** a copy of the Application for a Writ of Garnishment; the Writ of Garnishment; and a copy of this Answer have been mailed to each judgment debtor.

**if money or property other than wages withheld:** a copy of the Application for Writ of Garnishment; the Writ of Garnishment; a Notice of Right to Claim Exemptions; a Claim of Exemption form and a copy of this Answer have been mailed to each judgment debtor.

**[OR]**

(b)  I am not aware of the location or address of the judgment debtor and therefore am unable to serve the notices set forth in this paragraph.

[AND]

(c)  A copy of this Answer has been mailed or delivered to the judgment creditor.

7. Attorney fees:

The garnishee has incurred \$ \_\_\_\_\_ in attorney fees in preparing this answer.

The undersigned, the named garnishee or an officer, partner or authorized representative of the named garnishee verifies that the foregoing Answer by Garnishee is true to the best of garnishee's knowledge and belief, that the undersigned is the custodian of the records upon which the Answer is based and that the Answer is true and correct based upon these records.

\_\_\_\_\_  
Signature of garnishee or attorney

\_\_\_\_\_  
Printed name of person signing

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, state and zip code (print)

\_\_\_\_\_  
Telephone number

Subscribed and sworn to before  
me this \_\_\_\_\_ day of

\_\_\_\_\_, \_\_\_\_\_

Judge, notary or other officer  
authorized to administer oaths:

\_\_\_\_\_