

United States Bankruptcy Court, District of Colorado U.S. Custom House, 721 – 19 th Street Denver, Colorado 80202-2508	
Plaintiff(s)/Petitioner(s): v. Defendant(s)/Respondent(s):	▲ COURT USE ONLY ▲
Attorney or Party without Attorney (Name and Address): <div style="display: flex; justify-content: space-between;"> <div>Phone Number:</div> <div>E-mail:</div> </div> <div style="display: flex; justify-content: space-between;"> <div>FAX Number:</div> <div>Atty. Reg. #:</div> </div>	Case Number: <div style="display: flex; justify-content: space-between;"> <div>Division</div> <div>Courtroom</div> </div>
WRIT OF GARNISHMENT IN AID OF WRIT OF ATTACHMENT	

Defendant in Attachment's name, last known address, other identifying information: _____

- | | | |
|--|------|--|
| 1. Original Amount of Claim | \$ | |
| 2. Plus any Interest Due on Claim (_____ % per annum from _____ (date)) | + \$ | |
| 3. Taxable Costs (including estimated cost of service of this Writ) | + \$ | |
| 4. Less any Amount Paid | - \$ | |
| 5. Principal Balance/Total Amount Due and Owing | = \$ | |

I affirm that I am authorized to act for the Plaintiff in Attachment and this is a true and correct statement as of _____ (date).

Subscribed under oath before me on _____ (date)

Print Plaintiff in Attachment's Name

Address: _____

Notary Public or Deputy Clerk

My Commission Expires: _____

By: _____
Signature (Type Name, Title, Address and Phone)

WRIT OF GARNISHMENT

THE PEOPLE OF THE STATE OF COLORADO to the Sheriff of any Colorado County or to any person 18 years or older and not a party to this action:

You are directed to serve a copy of this Writ of Garnishment upon _____, Garnishee, with proper return of service to be made to the Court.

TO THE GARNISHEE:

YOU ARE HEREBY SUMMONED AS GARNISHEE IN THIS ACTION AND ORDERED:

- a. To answer the following questions under oath and file your answers with the Clerk of the Court (**AND** to mail a completed copy with your answer to the Plaintiff in Attachment or attorney when a stamped envelope is attached) within 14 days following service of this Writ upon you. **YOUR FAILURE TO ANSWER THIS WRIT MAY RESULT IN THE ENTRY OF A DEFAULT AGAINST YOU.**
- b. To hold pending court order any personal property (other than earnings of a natural person) owed to or owned by the Defendant in Attachment and in your possession or control on the date and time this Writ was served upon you.

YOU ARE NOTIFIED:

- a. This Writ applies to all personal property (other than earnings of a natural person) owed to or owned by the Defendant in Attachment and in your possession or control as of the date and time this Writ was served upon you.

b. In no case may you withhold any personal property greater than the amount on Line 5 on the front of this Writ unless the personal property is incapable of being divided.

c. * **IF you are** ordered to pay funds to the Court, tender your check for the amount ordered **PAYABLE TO THE CLERK OF THE _____ COURT AT 721 19th St., Denver, CO 80202-2508.**

CLERK OF THE COURT

Kenneth S. Gardner

By Deputy Clerk: _____

Date: _____

QUESTIONS TO BE ANSWERED BY GARNISHEE

Defendant in Attachment's Name: _____ **Case Number:** _____

The following questions MUST be answered by you under oath:

a. On the date and time this Writ was served upon you, did you possess or control any personal property of the Defendant in Attachment or did you owe any rents, payments, obligations, debts or moneys other than earnings to the Defendant in Attachment? ☐ **YES** ☐ **NO**

b. If **YES to question a**, list all items of personal property and their location(s) and/or describe the nature and amount of the debt or obligation: (Attach additional pages if necessary): _____

c. Do you claim any setoff against any property, debt or obligation listed above? ☐ **YES** ☐ **NO**

d. If you answered **YES** to question c, describe the nature and amount of the setoff claimed:

(Attach additional pages if necessary): _____

I affirm that I am authorized to act for the Garnishee and the above answers are true and correct.

Name of Garnishee (Print) _____

Subscribed under oath before me on _____ (date) Address: _____

Phone Number: _____

Notary Public Name of Person Answering (Print) _____

My Commission Expires: _____ Signature of Person Answering _____

RETURN OF SERVICE

Defendant in Attachment's Name: _____ **Case Number:** _____

I declare under oath that I am 18 years or older and not a party to the action and have served a copy of this Writ of Garnishment on _____ (name of party) in _____ (County) _____ (State) on _____ (date) _____ (time) at the following location:

By (Check one):

- ☐ By handing it to a person identified to me as _____ (name of garnishee).
- ☐ By leaving it with _____ (Type or write name legibly), who is designated to receive service because of a legal relationship with _____ (name of garnishee) as provided for in C.R.C.P. 4(e).
- ☐ I attempted to serve _____ (name of garnishee) on _____ occasions but have not been able to locate him/her/it. Return to the Judgment Creditor is made on _____ (date).
- ☐ I attempted to leave it with _____ (name of person) who refused service.

☐ Private process server

☐ Sheriff, _____ County
Fee \$ _____ Mileage \$ _____

Signature of Process Server

Name (Print or type)

Subscribed and affirmed, or sworn to before me in the County of _____, State of _____, this _____ day of _____, 20 _____. **Note: Not required for service by a sheriff or deputy.**

My Commission Expires: _____

Notary Public/Clerk