**THE KING'S BENCH**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Centre**

BETWEEN:

creditor

- and -

debtor

- and -

garnishee

**GARNISHEE’S STATEMENT**

|  |
| --- |
|  |
|  |
|  |

*(Name, address and telephone number of party filing)*

IF YOU DO NOT PAY THE AMOUNT REQUIRED BY THE ATTACHED NOTICE OF GARNISHMENT WITHIN THE SEVEN DAY PERIOD, YOU MUST COMPLETE AND FILE THIS STATMENT IN THE COURT.

This statement need not be completed if the garnishee pays the full amount required by the notice of garnishment within the prescribed time.

BETWEEN:

creditor

- and –

debtor

- and –

garnishee

**GARNISHEE'S STATEMENT**

(Circle the number and complete the appropriate paragraphs)

1. I do not owe any debt due and payable to the debtor.

2. (a) I acknowledge that I owe or will owe the debtor the sum of $ , payable on ,

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(describe nature of debt and terms of payment)

 (b) I owe the sum of and am concurrently paying this sum into Court.

(for use when the garnishee forwards less than the required amount(s) set out in the Notice of Garnishment)

3. I am not the debtor’s employer.

4. I acknowledge that I am the debtor's employer and that the debtor is paid wages as follows:

 $\_\_\_\_\_\_\_\_\_\_\_\_\_\_ $\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_

(gross amount of pay (net amount of pay (date of next (pay period)

before deductions) after deductions) pay day)

Copy of the latest pay slip is enclosed.

5. I have been served with another notice of garnishment against the debtor, the details of which are as follows:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(name of creditor) (name of court and judicial centre)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(date of notice) (date of service on garnishee)

6. I reside outside Manitoba and object on the ground that service outside Manitoba was improper on the following grounds:

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(give particulars of your objections)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date Signature of or for garnishee

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 *(Name of garnishee)*

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ *(Address)*

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ *(Telephone)*