

Person Filing: \_\_\_\_\_  
 Mailing Address: \_\_\_\_\_  
 City, State, Zip: \_\_\_\_\_  
 Phone: ( ) - \_\_\_\_\_  
 Representing:  Self  Attorney  Other State Bar No. \_\_\_\_\_



# Maricopa County Justice Courts, Arizona

CASE NUMBER: \_\_\_\_\_

## REQUEST FOR HEARING ON GARNISHMENT FORM 8 (EARNINGS) (A.R.S. § 12-1598.16(C))

\_\_\_\_\_  
 Judgment Creditor Name / Address / Email / Phone

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

\_\_\_\_\_  
 Judgment Debtor Name / Address / Email / Phone

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

\_\_\_\_\_  
 Garnishee Name / Address / Email / Phone

**Attention:** DEFENDANT (JUDGMENT DEBTOR) YOU WILL NOT BE ABLE TO CHALLENGE THE FACTUAL BASIS FOR THE JUDGMENT AT THE GARNISHMENT HEARING. For example, if you believe that the evidence was insufficient, or if you believe that the service was not done correctly, then you should file appropriate motion with the Court that entered the judgment (JCRP Rule 141).

I am the judgment debtor (Defendant) or I represent the judgment debtor in this action. I want a hearing on the garnishment of earnings from this garnishee because: *Check all that apply*

The amount being withheld from my pay is causing an extreme financial hardship for me or my family.

**Attention Judgment Creditor: If Judgment Debtor has requested a hearing on the Garnishment (Earnings) on the claim of financial hardship AND if Judgment Creditor has no objection to reducing the percentage of non-exempt disposable earnings garnished to \_\_\_\_\_%, please provide a revised proposed form of Order of Continuing Lien and the Court may vacate the hearing. Judgment Creditor must contact the court to verify whether the hearing was vacated.**

The judgment creditor does not have a valid judgment against me because

The judgment has been paid in full.

On my normal payday, I received no earnings (paycheck).

I did not get a copy of the nonexempt earnings statement with my paycheck.

My employer did not deliver to me, within 15 days of when my employer was served with the Writ of Garnishment, one or more of the following documents:

Notice to Judgment Debtor

Garnishee's Answer

Request for Hearing

My debt to this judgment creditor is subject to a qualified debt scheduling agreement with:

*If you checked this box, enter the name of the debt counseling organization that set up your debt scheduling agreement.*

I CERTIFY that a copy of this document has been or will be provided on \_\_\_\_\_ to:  Court  
 Creditor  at the above address  in court  Creditor's attorney  at the above address  in court  
 Debtor  at the above address  in court  Debtor's attorney  at the above address  in court  
 Garnishee  at the above address  in court  Garnishee's attorney  at the above address  in court

Date: \_\_\_\_\_ Clerk \_\_\_\_\_

The Court can call me at \_\_\_\_\_ between 8 a.m. and 5 p.m. regarding the hearing, if necessary.

Date \_\_\_\_\_  
 \_\_\_\_\_  
 Judgment Debtor or Authorized Agent

**WARNING TO JUDGMENT DEBTOR: To request a hearing, this document, or one similar, must be received by the Court within (10) ten business days after you receive Garnishee's Answer, unless you show good reason for the delay.**