

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 5%, which is the minimum garnishment permitted by ARS § 12-1598.10(F), please provide a revised proposed form of Order of Continuing Lien at the rate of 5% 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: _____ Signature _____

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.