**CAUSE NO. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ § IN THE JUSTICE COURT

Plaintiff §

 §

v. § PRECINCT \_\_\_\_

 §

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ §

Garnishee § \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TEXAS

**writ of garnishment**

**THE STATE OF TEXAS**

**To\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, GARNISHEE, GREETINGS**

Plaintiff filed suit against \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Defendant in the Justice Court, Precinct\_\_\_\_\_\_\_, of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County, Texas, in cause number \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. In that case, Plaintiff alleges that the Defendant owes a debt of $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. Plaintiff has applied for a writ of garnishment against you, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, as Garnishee; therefore you are hereby

**COMMANDED** to appear before this court at or before 10 o’clock a.m. on the Monday next after the expiration of ten days from the date of service of this writ. You are to answer, under oath, if you are indebted to Defendant and what effects of Defendant you have in your possession. You also must state if you know any other person or entity that is indebted to Defendant or has effects belonging to Defendant in their possession.

**You are further commanded** not to pay to Defendant any debt or deliver to Defendant any effects, pending further order of this court.

It is **ORDERED** that the officer executing this writ follow all orders and commands included and make a return to this court in a timely manner as the law directs.

**ISSUED AND SIGNED** on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_**.**

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

JUSTICE OF THE PEACE, PRECINCT \_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TEXAS

**notice to defendant of writ of garnishment**

***Note: This notice is to be served on the Defendant only after this Writ of Garnishment has been served on the Garnishee.***

**To\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, DEFENDANT: / *A \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Demandado:***

Your money or property has been frozen or seized (“garnished”) because
\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (the “Garnishor”) has filed a garnishment proceeding. That means they are trying to get your money or property from \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (the “Garnishee”), the company or person who has it, to pay a debt you owe. / *Su dinero o propiedad le han sido inmovilizados o incautados (“embargados”) porque \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, (el “Embargante”), ha entablado ante tribunales un auto procesal de embargo con la intención de obtener su dinero o propiedad de \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, (el “Embargado”), que es la compañía o persona física que los tiene, y como pago de lo que usted le adeuda.*

**If you are an individual (not a company), your money or property may be protected (“exempt”) from garnishment under federal or state law.** Under Texas Rule of Civil Procedure 679b, the Garnishor must send you in the next few days a “Notice of Protected Property Rights” approved by the Supreme Court. Read that notice carefully for more information on what property can be protected and how to get your protected money or property back. You can ask the court to get your money or property back by turning in (“filing”) the “Protected Property Claim Form” that will be sent with the Notice of Protected Property Rights. / ***Si usted es una persona física (y no una compañía), su dinero o propiedad pudieran estar protegidos (“eximidos”) de ser embargados de acuerdo a lo dispuesto en las leyes federales o estatales.*** *Bajo la Norma de Derecho Procesal Civil Número 679b, el Embargante debe enviarle en los próximos días una “Notificación Sobre Derechos de Propiedad Protegida” aprobada por el Tribunal Supremo de Justicia. Lea con cuidado esta notificación para que obtenga mayor información sobre qué dinero y propiedades están protegidos y cómo recuperarlos. Puede solicitar que se le regresen sus propiedades y dinero que están protegidos entregando (“presentando”) ante el tribunal el “Formulario de Reclamo de Propiedad Protegida” que le será enviado junto con la “Notificación Sobre Derechos de Propiedad Protegida”.*

You may also file a “motion to dissolve” or “motion to modify” this writ of
garnishment with the court because your money or property is exempt from
garnishment. You can also get your money back if you file a “replevy bond,” which is cash or other security in an amount set by the court. / *Usted también pudiera presentar por escrito una “petición de disolución” o “petición de modificación” de este auto procesal de embargo, ya que su dinero y propiedad están exentos de dicho embargo. También puede recuperar su dinero si presenta ante tribunales una “fianza reivindicatoria”, la cual es una garantía en efectivo o con fiador en una cantidad impuesta por el tribunal.*

You can find out more about exemptions and the garnishment process by visiting [www.texaslawhelp.org/exempt-property](http://www.texaslawhelp.org/exempt-property). / *Obtenga mayor información sobre las exenciones y el proceso judicial de embargo, visitando el sitio*[*www.texaslawhelp.org/exempt-property*](http://www.texaslawhelp.org/exempt-property)*.*

You are encouraged to get a lawyer to help you. **For information on free and
low-cost legal services,** visit [www.texascourts.gov/programs-services/legal-aid](http://www.texascourts.gov/programs-services/legal-aid) or call the legal aid offices that serve your area: Texas RioGrande Legal Aid at (888) 988-9996, Lone Star Legal Aid at (800) 733-8394, and Legal Aid of Northwest Texas at (888) 529-5277. You can also call the State Bar of Texas at (800) 252-9690. / *Se le recomienda que consiga a un abogado que le ayude.* ***Para información sobre cómo obtener servicios de asesoría legal gratuitos o a un bajo costo,*** *visite el sitio* [*www.texascourts.gov/programs-services/legal-aid*](http://www.texascourts.gov/programs-services/legal-aid) *o llame a la oficina de asistencia legal que presta servicios en su área: Texas RioGrande Legal Aid al (888) 988-9996; Lone Star Legal Aid al (800) 733-8394; y Legal Aid of Northwest Texas at (888) 529-5277. También puede llamar al Servicio de Información de Abogados en el Colegio de Abogados de Texas al (800) 252-9690.*

**ISSUED AND SIGNED** on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_**.**

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

JUSTICE OF THE PEACE, PRECINCT \_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY, TEXAS