

Business Name: **REDMAN VAN & STORAGE**
Address: **2571 W 2590 S**
SALT LAKE CITY UT 84119-
Phone: **(801) 972-4420**
Fax: **(801) 972-6598**
Email: **redmanap@xmission.com**

IN THE JUSTICE COURT OF THE STATE OF UTAH
THIRD JUDICIAL DISTRICT, SALT LAKE COUNTY
2600 W Taylorsville Blvd, Taylorsville, UT 84118

MR. MONEY
Plaintiff/Petitioner

v.

SIERRA JOHNSON
Defendant/Respondent

**Garnishee's Answers to
Interrogatories for Earnings**

Case Number: **188100392**

Judge: **KWAN**

Commissioner: _____

(1) Do you employ the judgment debtor?

ANSWER: **Yes**

(2)(a) Are there other Writs of Continuing Garnishment in effect?

ANSWER: **No**

(2)(b) If yes, when will they expire?

ANSWER:

(3)(a) What is the judgment debtor's pay period?

ANSWER: **Biweekly**

(3)(b) What is the pay period to which these answers relate?

ANSWER: **Start Date: November 26, 2018 End Date: December 9, 2018**

*The Writ served on you with this form is effective for one year after the date of service or for 120 days after the date of a second or subsequent writ of continuing garnishment. If the days of the garnishment term end before the end date of the pay period, you are not required to withhold

money from the debtor. Skip the remaining questions, sign this form, and mail it as indicated. Otherwise calculate the amount to be withheld.

(4) Calculate the amount to be withheld from the judgment debtor. (Assume you are calculating this on the last day of the pay period for which these answers apply.)

(4)(a) Gross earnings from all sources payable to the judgment debtor (Including wages, salaries, commissions, bonuses, or earnings from a pension or retirement program. Tips are generally not considered earnings for the purposes of the wage garnishment law.)	\$
(4)(b) Deductions required by law	
(4)(b)(i) Federal income tax	\$
(4)(b)(ii) State income tax	\$
(4)(b)(iii) Social security tax (FICA)	\$
(4)(b)(iv) Medicare tax (FICA)	\$
(4)(b)(v) Other amounts required by law to be deducted (Please describe reason for deduction.)	\$
(4)(c) Total deductions (Calculate & record the sum of (4)(b)(i) through (4)(b)(v).)	\$
(4)(d) Disposable earnings (Calculate and record Line (4)(a) minus Line (4)(c).)	\$
(4)(e) Calculate:	
(4)(e)(i) 25% of the amount in Line (4)(d); or, if this is a judgment for child support, 50% of the amount in Line (4)(d)	\$
(4)(e)(ii) The difference between Line (4)(d) and the federal minimum hourly wage (\$7.25) times 30 times the number of weeks in this pay period For example: (Weekly): Line (4)(d) minus (\$7.25 X 30 hours X 1 week) (Biweekly): Line (4)(d) minus (\$7.25 X 30 hours X 2 weeks) (Semi-monthly): Line (4)(d) minus (\$7.25 X 30 hours X 26 weeks + 12 months) (Monthly) Line (4)(d) minus (\$7.25 X 30 hours X 52 weeks + 12 months)	\$
(4)(f) Record the lesser amount from Line (4)(e)(i) and Line (4)(e)(ii).	\$
(4)(g) Amount of any other garnishment or income withholding order.	\$
(4)(h) Calculate and record Line (4)(f) minus Line (4)(g)	\$
(4)(i) Amount deducted for an undisputed debt owed to you by the ☐ judgment creditor ☐ judgment debtor (check one, both or neither)	\$
(4)(j) Calculate and record Line (4)(h) minus Line (4)(i).	\$
(4)(k) What is the balance owed on the judgment? (You may contact the judgment creditor or judgment creditor's attorney to obtain the outstanding balance.)	\$
(4)(l) Record the lesser amount from Line (4)(j) and Line (4)(k). (This is the amount to be withheld.)	\$

I served a copy of these Answers to Interrogatories on the **judgment creditor** (or judgment creditor's attorney) by:

Service Type	Address	Service Date
Mail	MR. MONEY 1858 W 5150 S SUITE #503 ROY, UT 84067-	December 7, 2018

I served a copy of the Writ of Garnishment, these Answers to Interrogatories, Notice of Garnishment and Exemptions form, and two copies of the Reply and Request for Hearing form on the **judgment debtor** by:

Service Type	Address	Service Date
Hand Deliver	SIERRA JOHNSON EMPLOYEE WEBSITE SALT LAKE CITY, UT 84119-	December 7, 2018

I served a copy of the Writ of Garnishment, these Answers to Interrogatories, Notice of Garnishment and Exemptions form, and two copies of the Reply and Request for Hearing form upon the following **persons other than the defendant shown by my records to have an interest in the property**:

Service Type	Address	Service Date

I declare under criminal penalty under the law of Utah that everything stated in this document is true. Signed at: **Salt Lake City, UT**

December 7, 2018

Date

Signature



Faaasa Givens

Mr. Money

(Party or Attorney Name)

1858 W 5150 S Suite #503

(Address)

Roy, UT 84067

(City, State, Zip)

801-955-2795

(Telephone)

(Bar Number of Attorney)

FILED

NOV 27 2018

City of Taylorsville
Municipal Justice Court

DEC 07 2018

District x Justice Court of the State of Utah
Third Judicial District, Salt Lake County, Taylorsville City
2600 W Taylorsville Blvd Taylorsville, UT 84118 801-963-0268

Mr. Money

Plaintiff,

v.

Sierra Johnson

Defendant.

Writ of Continuing Garnishment and
Instructions

Case Number: 188100392

Judge: Kwan

The Third Judicial District court of the state of Utah to (name) Redman Van and Storage

Attn: Payroll

, garnishee, at (address) 2590 S 2571 W WVC, UT 84119

1. Under Utah Code Section 78-7-44, the plaintiff should have included
with this Writ

of Garnishment a fee to you of \$25. If the fee was not included, sign here and return the forms to the plaintiff (or plaintiff's attorney).

2. A judgment has been entered against the judgment debtor. After calculation of interest, costs and payments, the judgment debtor owes \$ 1939.64 Papers filed with the court show that you may possess or control some of the defendant's property. (Property includes real and personal property. Property includes money, including earnings not yet paid.) The property is being garnished (seized) in order to pay the judgment. You are the garnishee, (holder of the property) and you are required to take certain steps to deliver the property or to hold and protect it. You may be held liable if you fail to do so. You should keep for your records a copy of everything that you prepare and everything that is served on you.

3. The judgment debtor is:

Name: Sierra Johnson

Address: 2240 W 3800 S #J302 WVC, UT 84119

Social security number (Last 4 digits only, if known): ***-**-1494

Driver's license number and state of issuance (if known) _____

Date of birth (if known): _____

(4) Within 7 business days after this writ is served on you, you must:

(A) answer the attached Interrogatories under oath or affirmation;

(B) file with the clerk of the court your original Answers to the Interrogatories.

(C) serve a copy of your Answers to the Interrogatories on the plaintiff (or plaintiff's attorney);

(D) serve a copy of the following papers on the defendant and on any other person shown by your records to have an interest in the property. The papers to be served are:

one copy of this Writ of Continuing Garnishment

one copy of your Answers to the Interrogatories;
one copy of the Notice of Garnishment and Exemptions form; and
two copies of the Reply and Request for Hearing form.

(5) You may serve the court, the plaintiff (or plaintiff's attorney), the defendant and any other person by hand delivery or by first class mail. The address of the clerk of court and plaintiff (or plaintiff's attorney) are at the top of the first page of this writ.

(6) What to do with the property.

(A) You are to withhold from the defendant the amount shown in your Answers to the Interrogatories. You are to hold the property for 20 calendar days after you serve the defendant.

(B) If you do not receive from the defendant a Reply and Request for Hearing within 20 days after serving the defendant, you are to deliver the property to the plaintiff (or plaintiff's attorney). You are then relieved from any liability unless it is shown that your Answers to the Interrogatories are incorrect. DO NOT SEND THE PROPERTY TO THE COURT.

(C) If you do receive a Reply and Request for Hearing, you must hold the property until you receive further orders from the court directing you how to proceed.

(7) If you fail to take these steps, the court may hold you liable for the value of the property you should have withheld.

(8) You may deliver to the defendant in the normal course any property greater than you are required to withhold.

(9) Multiple Writs of Garnishment for the same defendant may be served on you, but only one Writ of Garnishment may be in effect at one time. You must satisfy the writs in the order in which they are served. When an earlier Writ of Garnishment expires or is satisfied, you must then satisfy the next writ. However, a Writ of Continuing Garnishment in favor of the Office of Recovery Services or the Department of Workforce Services takes precedence over other writs and must be satisfied first. Also, a Writ of Continuing

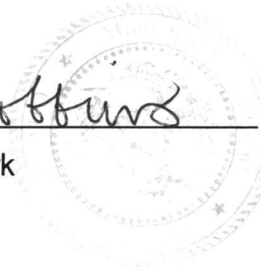
Garnishment in favor of the Office of Recovery Services or the Department of Workforce Services continues indefinitely until fully satisfied, placing earlier writs on hold. These instructions do not apply to writs or orders entered by other courts or governmental agencies.

Clerk of the Court

Date: 11.28.18

: Stacy Robbins

Deputy Clerk



Mr. Money
(Party or Attorney Name)
1858 W 5150 S #503
(Address)
Roy, UT 84067
(City, State, Zip)
801-955-2795
(Telephone)
(Bar Number of Attorney)

11/16/2018

FILED
NOV 27 2018
City of Taylorsville
Municipal Justice Court

District ~~X~~ Justice Court of the State of Utah
Third Judicial District, Salt Lake County, Taylorsville City
2600 W Taylorsville Blvd Taylorsville, UT 84118 801-963-0268

Mr. Money
Plaintiff,
v.
Sierra Johnson
Defendant.

Application for Writ of Garnishment

Case Number: 188100392

Judge: Kwan

1. I am the ☒ judgment creditor.
☐ attorney for the judgment creditor.

2. I request that a
☐ Writ of Garnishment
☒ Writ of Continuing Garnishment
☐ Writ of Continuing Garnishment for child support

be issued and served upon each of the garnishees named below, along with an Answers to Interrogatories form, Notice of Garnishment and Exemptions form, and two copies of the

Reply and Request for Hearing form.

3. A judgment has been entered against the judgment debtor. After calculation of interest, costs and payments, the judgment debtor owes \$ 1939.64

4. The judgment debtor is:

Name: Sierra Johnson

Address: 2240 W 3800 S #J302 WVC, UT 84119

Social security number (Last 4 digits only, if known): ***-**-1494

Driver's license number and state of issuance (if known): _____

Date of birth (if known): _____

5. I believe that the following persons hold property of the judgment debtor.

Name, address, phone number of person holding property	Description of property (including location and account number)	Estimated value of property	Is the property earnings?
Redman Van and Storage Attn: Payroll	2590 S 2571 W WVC, UT 84119	1939.64	

5. I believe that the following persons may claim an interest in the property, (Include name, address, and phone number.) and I request that the Writ of Garnishment be served upon each, along with a Notice of Garnishment and Exemptions form, and two copies of the Reply and Request for Hearing form:

Name of person claiming property interest	Address	Phone number

7. ☒ I have attached to this application

☐ I will attach before serving the garnishee

the garnishee fee established by Utah Code Section 78-7-44.

Lyndi Emerson

Printed Name

Lyndi Emerson

Signature of the

☒ judgment creditor.

☐ attorney for the judgment creditor

NOTICE OF GARNISHMENT AND EXEMPTIONS

NOTICE: YOUR PROPERTY MAY BE TAKEN TO PAY A CREDITOR. PLEASE READ THIS CAREFULLY.

1. If you are the defendant in this action, your rights may be affected. You should read this notice and take steps to protect your rights.

2. If you are not the defendant in this action, papers filed with the court indicate that you may have an interest in the defendant's property. Your rights may be affected, and you should read this notice and take steps to protect your rights.

3. The garnishee (someone who possesses your property) has been ordered to hold your property. This means that you cannot obtain the property and it may be used to pay a judgment creditor.

4. Certain property and money are exempt from execution (cannot be seized). The following is a partial list of exempt property and money, but these exemptions might not apply to judgments for alimony or child support:

- (A) A motor vehicle used in trade or business up to the amount allowed by law.
- (B) Tools of the trade up to the amount allowed by law.
- (C) Certain furnishings, appliances, musical instruments, and heirlooms.
- (D) Social Security benefits.
- (E) Supplemental Security Income benefits (SSI).
- (F) Veterans' benefits.
- (G) Unemployment benefits.

- (H) Workers' compensation benefits.
- (I) Public assistance.
- (J) Alimony or child support.
- (K) Certain pensions.
- (L) Part of your wages.
- (M) Property of a person who did not have a judgment entered against him or her, such as the co-owner of the property being held.

5. There may be additional exemptions. You should consult the Utah Exemption Act, Utah Code Title 78, Chapter 23. (Available at: http://www.le.state.ut.us/~code/TITLE78/78_1E.htm). There is no exemption solely because you are having difficulty paying your debts.

6. If you believe that the Writ of Garnishment was issued improperly, that the Answers to Interrogatories are inaccurate, that the judgment creditor owes you money, or that you are entitled to an exemption, DO THE FOLLOWING IMMEDIATELY. You have a deadline of 10 business days from the date the garnishee mailed or delivered this notice to you.

- (A) Complete the attached "Reply and Request for Hearing" form.
- (B) Sign your name in the space provided and write the address at which the court clerk should notify you of the hearing.
- (C) Mail or deliver the form to: the court clerk, the plaintiff, (or plaintiff's attorney) and the garnishee. Keep a copy for your records. The name and address of the clerk of the court, the plaintiff, (or plaintiff's attorney) and the garnishee are on the Writ of Garnishment.

7. The court clerk will schedule the matter for hearing and notify you. You should file with the Reply and Request for Hearing form or bring to the hearing any documents that help you prove your property is exempt.

8. If you fail to take these steps, the property being held may be used to pay a judgment creditor.

9. You may consult an attorney and have the attorney represent you at the hearing.

District ~~X~~ Justice Court of the State of Utah

Third Judicial District, Salt Lake County, Taylorsville City
2600 W Taylorsville Blvd Taylorsville, UT 84118 801-963-0268

Mr. Money
Plaintiff,

v.

Sierra Johnson
Defendant.

Reply and Request for Hearing

Case Number: 188100392

Judge: _____

1. I have read the Notice of Garnishment and Exemptions form.

2. I request that this matter be scheduled for a hearing.

3. Funds in my account were garnished. Yes _____ No _____

If you answered yes, answer (A) through (E) if they apply.

(A) The Writ of Garnishment was issued improperly because:

(B) The Answers to Interrogatories are inaccurate because:

(C) All [or this part: \$ _____] of the funds in my account are exempt
because they are:

Social security benefits.

Supplemental security income.

Veterans' benefits .

Reply and Request for Hearing

Page 1

Form approved October 15, 2004

Unemployment benefits.

Workers' compensation benefits.

Public assistance.

Alimony or child support.

Pensions.

Wages or other earnings from personal services.

Owned by another person.

Other (Explain) _____.

(D) The judgment creditor owes me money because:

(E) I claim ownership of all or part of the money or property taken, and I am not one of the persons against whom a judgment was entered. (Explain)

4. My wages were garnished. Yes _____ No _____

If you answered yes, answer (A) through (D) if they apply.

(A) The writ of garnishment was issued improperly because:

(B) The answers to interrogatories are inaccurate because:

(C) All or part of my wages are exempt from garnishment because:

(D) The judgment creditor owes me money because:

5. My property was garnished. Yes _____ No _____

If you answered yes, answer (A) through (D) if they apply.

(A) The writ of garnishment was issued improperly because:

(B) The answers to interrogatories are inaccurate because:

(C) All or part of the property is exempt from garnishment because the property is:

A motor vehicle used in my trade or business

Tools of my trade

Furnishings, appliances, musical instruments, or heirlooms

Owned by another person

Only partly owned by me

Owned by me, but I am not the judgment debtor

Other (Explain) _____

(D) The judgment creditor owes me money because:

6. I have attached copies of the documents that support my claims. Yes _____ No _____

7. I served this Reply and Request for Hearing on the **plaintiff** (or plaintiff's attorney) by:

[] first class mail

[] by hand delivery

to (address) _____.

on (date) _____.

8. I have served a copy of this Reply and Request for Hearing on the **garnishee** by:

☐ first class mail

☐ by hand delivery

to (address)_____.

on (date)_____.

9. The statements made in this reply are true to the best of my information and belief.

Date: _____

Printed Name

Signature

Address:

Telephone No:_____