

INSTRUCTIONS FOR FILING A WAGE GARNISHMENT ACTION ONEIDA JUDICIARY

1. This packet explains the wage garnishment process at the Oneida Judiciary and contains the necessary forms for starting a wage garnishment action.
2. Fill out the enclosed Petition. A few things to remember:
 - a. You must have a copy of the proof of judgment showing how much the debtor owes.
 - b. You will not be granted post-judgment interest.
 - c. Please be precise and as accurate as possible with the information you provide.
3. Wage garnishments are governed by Chapter 58 of the Oneida Tribe's Laws (copy included with this packet). **DO NOT FILE A SEPARATE WAGE GARNISHMENT ACTION IN STATE COURT.** It will not be recognized and you will not be able to claim the state court filing fee as an expense. Read Chapter 58 so you are aware of the Tribe's laws.
4. File the original Petition form include a copy of the proof of judgment and your \$25 filing fee with your filing. (Your \$25 filing fee is required to be reimbursed by the Debtor and if a garnishment is enacted, the filing fee will be included in the total due to the Creditor.)
5. Upon filing the Clerk will mail a copy of your Petition along with the Debtor's answer form to the Debtor.
6. You will be notified when a hearing date is set. You may appear by phone at this hearing by contacting the court with arrangements in advance.

ONEIDA JUDICIARY

Case No. _____

Petitioner/Creditor:

Enter the name, address and daytime phone number of the petitioner/creditor from the original case file.

First name Middle name Last name

Current Mailing Address

City State Zip Daytime Phone Number

vs.

Respondent/Debtor:

Enter the name, address, and daytime phone number of the respondent/debtor from the original case file.

First name Middle name Last name

Current Mailing Address Social Security #

City State Zip Daytime Phone Number

Oneida Tribe of Indians of Wisconsin,
Employer / Garnishee

PETITION FOR WAGE GARNISHMENT

Pursuant to Chapter 58 of the Oneida Tribal Ordinances, the Petitioner files this Petition for Wage Garnishment and alleges as follows:

I am the Creditor in this action.

A. I am providing the following information about the debtor:

Enter social security number

SSN: _____

1. Reason for Claim:

2. Amount of Claim: _____

3. Court where judgment was obtained (attach proof of judgment):

4. Other costs you are claiming in addition to the balance on the judgment (**Post-judgment interest will not be awarded**):

5. Summary of amounts claimed:

| | |
|-------------------------|----------------|
| Judgment amount: | |
| Filing Fee: | \$25.00 |
| TOTAL: | |

6. JURISDICTION SUBMISSION STATEMENT: As required by Sec. 58.8-2 of the Wage Garnishment Ordinance, the Creditor is submitting to the jurisdiction of the Oneida Tribe in this particular action.

Dated this ____ day of _____, 20 ____

BY: Petitioner/Creditor or Petitioner's Attorney/Advocate

Signature

Printed

Phone #