**FORM 20F**

**GARNISHEE’S STATEMENT**

Court File No. S\_\_\_ SC \_\_\_\_\_\_\_\_\_\_
*(The number assigned by the court)*

SUPREME COURT OF PRINCE EDWARD ISLAND

(SMALL CLAIMS SECTION)

BETWEEN:

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

CREDITOR(S)

AND:

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

DEBTOR(S)

AND:

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

GARNISHEE(S)

GARNISHEE’S STATEMENT

A Notice of Garnishment was issued on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_, naming me/us as garnishee.

\_\_\_\_\_ **I/WE DO NOT OWE** and do not expect to owe to the debtor the amount set out in the Notice of Garnishment for the following reason(s):

\_\_\_\_\_ The debtor has never worked for me/us.

\_\_\_\_\_ The debtor stopped working for me/us permanently on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_ I/We owed the debtor money and paid it in full on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_ I/We do not hold any money in trust for, or to the credit of, the debtor.

\_\_\_\_\_ Other:

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

(specify)

\_\_\_\_\_ **I/WE OWE** or will owe the debtor (or the debtor and one or more co-owners), wages or periodic payments based on the terms explained below:

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

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

\_\_\_\_\_ **I/WE OWE** or will owe the debtor (or the debtor and one or more co**-**owners), a lump sum of $ \_\_\_\_\_\_\_\_\_\_\_\_\_, payable on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_ **I/WE are not making a payment at this time** because the debtor stopped working for me/us temporarily on \_\_\_\_\_\_\_\_\_\_\_\_\_*(Date)*, and is expected to return on \_\_\_\_\_\_\_\_\_\_\_\_\_\_*(Date)*.

\_\_\_\_\_ **I/WE are making payment of less than** the amount stated because the debt is owed to the debtor and to one or more co-owners, or for another reason explained below:

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

(Identify the amount(s) and percentage owed to the debtor and each co-owner)

Co-owner(s) of the debt: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 (Full legal name(s))

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

(Address (street & number, unit, municipality, province)

\_\_\_\_\_ **I/WE are not making a payment at this time or are making a payment of less than the amount stated** because I/we have been served with other notice(s) of garnishment against the debtor. (Provide details below.)

|  |  |  |  |
| --- | --- | --- | --- |
| Name of creditor | Name of issuing court | Location of court or Sheriff's Office where payment is currently being made | Date Notice of Garnishment received |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |

\_\_\_\_\_ **I/WE WILL** dispute the garnishment by completing and serving a Notice of Garnishment Hearing (Form 20K) on the creditor, debtor and co-owner(s) of the debt (if any) and any other interested person, and filing it with the clerk of the court.

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

 (Date) (Signature of garnishee or representative)

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

 (Full legal name of garnishee)

|  |
| --- |
| **NOTICE TO GARNISHEE:** The garnishee must serve a copy of the Garnishee’s Statement on the creditor and the debtor and file it with the court. |

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| **NOTE TO CREDITOR:** A creditor who is served with a Garnishee’s Statement must send it to the co-owners of the debt, if any, together with a Notice to Co-owner of Debt (Form 20G). To obtain forms and self-help materials, attend the nearest Small Claims Court or access the following website: www.gov.pe.ca |