

Case No. _____

_____,
Plaintiff,

vs.

**AFFIDAVIT AND
PRAECIPE FOR SUMMONS
IN GARNISHMENT
(IN AID OF EXECUTION)**

_____,
Defendant.

_____, being duly sworn says: the creditor
in this action, _____,
recovered a judgment against the debtor, _____, on
_____ ; that the debtor's last known address is

_____ ;
that there is now due on the judgment the sum of \$ _____, plus \$ _____
interest, and \$ _____ costs, for a total of \$ _____. I have good
reason to and do believe that this sum is based upon a judgment that: (Check one.)

- A. **is not for** the support of a person, and the judgment debtor **is** the head of a family.*
- B. **is not for** the support of a person, and the judgment debtor **is not** the head of a family.*
- C. **is for** the support of a person, the judgment debtor **is** supporting a spouse or dependent child, and this support order **is not for** payments more than 12 weeks in arrears.**
- D. **is for** the support of a person, the judgment debtor **is** supporting a spouse or dependent child, and this support order **is for** payments more than 12 weeks in arrears.**
- E. **is for** the support of a person, the judgment debtor **is not** supporting any other spouse or dependent child, and this support order **is not for** payments more than 12 weeks in arrears.**
- F. **is for** the support of a person, the judgment debtor **is not** supporting any other spouse or dependent child, and this support order **is for** payments more than 12 weeks in arrears.**

I further say that I have good reason to and do believe that the garnishee, _____, has property of and is indebted to the judgment debtor. Further Affiant says not.

Signature: _____ Date: _____

Printed Name: _____

(Judgment Creditor/Attorney)

Street Address/P.O. Box: _____

City/State/ZIP Code: _____

Telephone Number: _____

*Email address: _____

*[Nebraska Supreme Court Rule § 2-208](#) requires individuals who are not attorneys and representing themselves to provide their email address. The court will use the email address to send notices from the court about this case **except** for items that require another type of service as directed by statute or Nebraska Supreme Court Rule.

If you no longer have email capability or if your email or other contact information changes, you must complete a [Change of Contact Information Form](#).

By checking this box, I am letting the court know that I do not have the ability to receive emails. The reason I cannot receive email is: _____

If completed by an attorney: Bar Number: _____

This document was acknowledged before me by _____,
this _____ day of _____, 20_____.

_____ Notary commission expires: _____

Signature of Judge/Clerk of the Court/Notary Public

Title: _____ Serial Number (if any): _____

PRAECIPE

To the Clerk of Court:

Please issue Summons in Garnishment upon the following garnishee:

_____, at

in the aforementioned entitled case.

Judgment Creditor/Attorney

Phone Number

Address

_____ Service by certified mail.

_____ Service by sheriff, constable, or authorized person.

* [Neb. Rev. Stat. § 25-1558\(4\)\(d\)](#): **Head of a family** shall mean an individual who actually supports and maintains one or more individuals who are closely connected with him [or her] by blood relationship, relationship by marriage, by adoption, or by guardianship, and whose right to exercise family control and provide for the dependent individuals is based upon some moral or legal obligation.

Restrictions defined in [15 U.S.C., Section 1673\(a\)](#). See Instructions.

** Restrictions defined in [15 U.S.C., Section 1673\(b\)](#). See Instructions.

This form is provided as a public service but should be reviewed by your attorney.
Effective January 1, 1994.