

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF COLUMBIA

In re)
)
[Name of Debtor(s)],) Case No. [Case No.]
) (Chapter [Chapter No.])
)
Debtor(s).

WRIT OF ATTACHMENT ON JUDGMENT
OTHER THAN ON WAGES, SALARY AND COMMISSIONS OWED BY AN
EMPLOYER

**To: [Garnishee], [Address of Garnishee using commas],
Garnishee:**

You are hereby notified that any money, property or credits of [Judgment Debtor] (other than wages, salary and commissions owed by you as an employer), are seized by this Writ of Attachment, and you are required to hold it and not to pay or surrender it to [Judgment Debtor] or to anyone else without an order from this court.

The Judgment against [Judgment Debtor] (entitled [Title of Judgment]) was entered in this case on [Date of Entry of Judgment], in favor of [Judgment Creditor] in the amount of [\$ Amount of Judgment], together with interest, in accordance with 28 U.S.C. § 1961, after [Date of Entry of Judgment], at the rate of [Judgment Interest Rate without % sign] percent per annum compounded annually, and with [\$ Amount of Credits or "no"] credits having been received on the Judgment, the amount calculated by [Judgment Creditor] to be owed as of [Date of Calculation], is [\$ Amount owed up to and including Date of Calculation], with additional interest accruing after that date, plus any further allowable costs.

Within ten (10) days after this writ is served upon you, you are required:

- to answer the attached interrogatories, **UNDER PENALTY OF PERJURY;**
- to serve copies of the answers to interrogatories, by mail (or other means permitted by applicable rules), upon the attorney(s) for [Judgment Creditor] and upon [Judgment Debtor] at their respective addresses noted below; and
- to file with the clerk of this court the original of the answers to the interrogatories, accompanied by a certificate reciting when and how service was made upon the attorney(s) for [Judgment Creditor] and

upon [Judgment Debtor].

If you fail to take these steps within the 10 days, judgment may be entered against you for the entire amount of [Judgment Creditor]'s claims with interest and costs.

Filing with the clerk is not complete upon mailing. Filing is only complete upon actual receipt:

- at the clerk's office (Room 4400 E. Barrett Prettyman United States Courthouse, 333 Constitution Avenue, N.W., Washington, DC 20001) during the hours it is open; or
- upon delivery to the drop box at the security desk at the John Marshall entrance to the courthouse as provided by Rule 5005-1 of this court's Local Bankruptcy Rules (available at the clerk's office and on the court's website (<http://www.dcb.uscourts.gov/>)).

In contrast, service is complete upon mailing, and for your convenience, the Interrogatories in Attachment are accompanied by a blank certificate of service by mail which may be filled out by you to reflect service by mail of your answers (once you have filled in answers to the Interrogatories and signed the answers).

If, within ten (10) days after service of the answers, or such later time as the Court may allow, [Judgment Creditor] does not contest your answers pursuant to Title 16, Section 522, D.C. Code Ann., your obligations under the attachment shall be limited by your answers. See Superior Court Civil Procedure Rule 69-I(d), made applicable here by F.R. Civ. P. 69(a).

Pursuant to D.C. Superior Court Rule 69-I(e), made applicable here by F.R. Civ. P. 69(a), if [Judgment Creditor] fails to file a motion for entry of judgment:

- within 28 days after answers to the interrogatories are due and not filed and served;
- within 28 days after you have timely filed and served answers to the interrogatories; or
- within such later time as may be authorized by the court upon a motion made within the applicable period

then the garnishment and attachment shall stand dismissed, unless a judgment has already been entered within the time provided above. Upon written request therefor, the clerk of this court shall enter such dismissal of the garnishment and attachment and shall furnish a certificate of such dismissal to you as garnishee, to [Judgment Debtor], or any other person.

Witness the Honorable Judge of said Court, this ___ day of _____, 20__.

Denise H. Curtis, Clerk
United States Bankruptcy Court
Room 4400
E. Barrett Prettyman United States
Courthouse
333 Constitution Avenue, N.W.
Washington, DC 20001

By: _____
Deputy Clerk

Copies to:

[Name of Attorney(s) for the Judgment Creditor]
[Firm Name of Attorney(s) for the Judgment Creditor]
[Street No. & Street of Attorney(s) for the Judgment Creditor]
[Suite No. of Attorney(s) for the Judgment Creditor]
[City, State & Zip Code of Attorney(s) for the Judgment Creditor]
Telephone: [Telephone No. of Attorney(s) for the Judgment Creditor]
Attorney(s) for [Judgment Creditor]

[Judgment Debtor]
[Street No. & Street of Judgment Debtor]
[City, State & Zip Code of Judgment Debtor]

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF COLUMBIA

In re)
)
[Name of Debtor(s)],) Case No. [Case No.]
) (Chapter [Chapter No.])
)

Debtor(s).

INTERROGATORIES IN ATTACHMENT PURSUANT TO WRIT
ISSUED THE DAY OF , 20 TO [Garnishee in block
capitals]

NOTICE TO [Garnishee in block capitals], GARNISHEE: As a garnishee, you are required by law (Title 16, Section 521 (a), D.C. Code Ann.) to file answers to the following Interrogatories within ten (10) days after service of the writ upon you. If you fail to answer the Interrogatories, judgment may be entered against you for the entire amount of [Judgment Creditor]'s judgment (including interest accruing thereon), and costs. Title 16, Section 556(b), D.C. Code Ann.

You are required:

- to file the original of the answers with the Clerk of the Bankruptcy Court (see instructions on the writ); and
- to serve a copy upon the attorney(s) for the [Judgment Creditor] and a copy upon [Judgment Debtor] (and a certificate of service by mail is attached which you may employ if service is made by mail).

INTERROGATORY 1: Were you at the time of the service of the writ of attachment, or have you been between the time of such service and the filing of your answers to this interrogatory indebted to [Judgment Debtor], and, if so, how, and in what amount?

ANSWER: _____

INTERROGATORY 2: Had you at the time of the service of the writ of attachment, or have you had between the time of such service and the filing of your answer to this interrogatory, any goods, chattels, or credits of [Judgment Debtor]

in your possession or charge, and, if so, what?

ANSWER: _____

I declare under penalty of perjury that the foregoing answers to the above interrogatories are true and correct.

Executed on: _____, 20__.

[Garnishee], Garnishee

Certificate of Service

I, [Garnishee], state that on the ___ day of _____, 2002, I made service of the foregoing answers to these Interrogatories in Attachment by mailing copies of the same by first class mail to:

[Name of Attorney(s) for the Judgment Creditor]
[Firm Name of Attorney(s) for the Judgment Creditor]
[Street No. & Street of Attorney(s) for the Judgment Creditor]
[Suite No. of Attorney(s) for the Judgment Creditor]
[City, State & Zip Code of Attorney(s) for the Judgment Creditor]
Telephone: [Telephone No. of Attorney(s) for the Judgment Creditor]
Attorney(s) for [Judgment Creditor]

and

[Judgment Debtor]
[Street No. & Street of Judgment Debtor]
[City, State & Zip Code of Judgment Debtor]

I declare under penalty of perjury that the foregoing statement is true and correct.

Executed on: _____, 20__.

[Garnishee], Garnishee