

**INSTRUCTIONS  
FORM 10  
PETITION FOR ORDER TO SHOW CAUSE  
REGARDING GARNISHEE'S DEFAULT  
(NON-EARNINGS)**

**WARNING !**

*ALL PARTIES TO A GARNISHMENT ARE STRONGLY URGED TO OBTAIN LEGAL ADVICE FROM AN ATTORNEY. Garnishment procedures are governed by Arizona law and are extremely complicated. All parties involved must follow these laws and procedures correctly. The Court may issue an order for monetary penalties against any party who does not proceed properly, including the judgment creditor.*

**USE FORM 10 IF:**

- You are the judgment creditor or you represent the judgment creditor.
- The garnishee has failed to file a Garnishee's Answer with the Court within 10 business days after receiving the Writ of Garnishment and Summons.

**TO COMPLETE FORM 10 YOU WILL NEED:**

- Information from the Judgment or Order that awarded you the money you want to collect in this action.
- Information from the Affidavit of Service by the sheriff, constable or private process server you paid to serve the Writ of Garnishment and Summons on the garnishee.

**HOW TO COMPLETE FORM 10:**

TYPE OR PRINT NEATLY USING **BLACK INK**. Match each numbered item in the instructions with the same numbered item on the Petition for Order to Show Cause Regarding Garnishee's Default.

In the upper left top of form, type or print the name, mailing address and telephone numbers of the person filing this form. If you are representing yourself in this matter, check the box before "Self."

If you are representing a garnishee but you are not an attorney and you are permitted by law to do so, check the box before "Other." A party to a garnishment may represent him/herself or be represented by an attorney. A **power of attorney** does not give the person a right to represent another party in a garnishment. In Justice Courts only, a corporation may be represented by either an attorney or by a duly authorized officer of the corporation (if the officer's primary duties are other than representing the corporation in Court); a partnership may be represented by an attorney or one or more partners.

Type or print the case number assigned to this garnishment.

**Lines (1) through (5) are known as the caption.** You must complete this portion if not already filled in.

- (6)** Type or print the name, mailing address and, if known, phone number(s) of the petitioner/plaintiff as it appears on the Writ. Check the box to indicate whether this party is the judgment creditor or judgment debtor, as shown on the Writ.
- (7)** Type or print the name, mailing address and, if known, phone number(s) of the respondent/defendant as it appears on the Writ. Check the box to indicate whether this party is the judgment debtor or judgment creditor, as shown on the Writ.

- (8) Type or print the name, mailing address, phone number and attorney (if known) of the person or company (garnishee) as it appears on the Writ.
- (9) Type or print the date on which the Writ of Garnishment was signed by the Court.
- (10) Type or print the date garnishee was served with the Writ.
- (11) Type or print the date the Garnishee's Answer was due to be filed in Court (10 days after garnishee was served).
- (12) Type or print the amount of money you are owed by the judgment debtor.
- (13) Date and sign where indicated.

**WHEN YOU HAVE COMPLETED THIS PETITION FOR ORDER TO SHOW CAUSE (NON-EARNINGS):**

- File this form with the Clerk's office along with an Order to Show Cause Regarding Garnishee's Default (FORM 11).
- Follow the steps on the Process Check List.