



CHAPTER 1

ARTICLE 35 - ATTACHMENT

N.C.G.S. § 1-440.23.

Form of summons to garnishee.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 1999-456, s. 59 — second act in the lineage	21 September 2026, 04:07 UTC	3ac52e992e95dbb9ad96f0dd - 2a52921c28d6143fbbfac91b - 92127f36d3b3f868

The summons to garnishee shall be substantially in the following form:

State of North CarolinaIn the Superior Court

_____County

Plaintiff,

vs.

_____,Summons to Garnishee

Defendant,

and

Garnishee.

To_____, Garnishee:

You are hereby summoned, as a garnishee of the defendant, _____, and required, within twenty days after the service of this summons upon you, to file a verified answer in the Office of the Clerk of the Superior Court of the above named county, at_____, North Carolina, showing -

Whether, at the time of the service of this summons upon you, or at any time since then until the date of your answer, you were indebted to the defendant or had any property of his in your possession and, if so, the amount and nature thereof; and

Whether, according to your knowledge, information or belief, any other person is indebted to the defendant or has any property of the defendant in his possession and, if so, the name of each such person.

In case of your failure to file such answer a conditional judgment will be rendered against you for the full amount for which the plaintiff has prayed judgment against the defendant, together with such amount as will be sufficient to cover the plaintiff's costs.

This the _____ day of _____, _____

(Here designate Clerk Superior
Court or Judge.)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
2 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1947		1973	1999
TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT	
Nº	YEAR	ACT	CHARACTER
01	1947	c. 693, s. 1	ENACTED
02	1999	S.L. 1999-456, s. 59	AMENDED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 1-440.23 (1999).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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This is not the official text. The official text is published by the General Assembly of North Carolina.

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE
(1947, c. 693, s. 1; 1999-456, s. 59.)

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