

**MAGISTRATE COURT OF FULTON COUNTY
STATE OF GEORGIA**

Plaintiff(s) Name, Address

vs.

Defendant(s) Name, Address

Case No: _____

POST JUDGMENT INTERROGATORIES

**NOTICE OF HEARING ON MOTION TO
INCARCERATE DEBTOR/CORPORATE
OFFICER**

**TO INCARCERATE JUDGMENT DEBTOR / CORPORATE OFFICER FOR FAILING TO COMPLY
WITH ORDER COMPELLING ANSWERS TO POST JUDGMENT INTERROGATORIES**

The Plaintiff, having filed a Motion to Incarcerate Judgment Debtor/ Corporate Officer for Failing to Comply with Order Compelling Answers to Post Judgment Interrogatories, and the same having been read, heard and considered,

It is hereby ordered that the [] judgment debtor; [] the following corporate officer of the judgment debtor, _____ be **PERSONALLY SERVED** by Sheriff of County, or the Sheriff's lawful deputy with a copy of this notice of hearing.

This Court will hold a hearing on the Plaintiff's motion on the _____ day of _____, 20_____, at _____ o'clock _____. M., in the Magistrate Court, Courtroom _____. The court at that time shall determine whether the [] judgment debtor; [] corporate officer of the judgment debtor; shall be held in willful contempt of this court.

BOTH PARTIES ARE REQUIRED TO APPEAR AT THE HEARING. IF THE PLAINTIFF FAILS TO APPEAR THE MOTION WILL BE DENIED. IF THE JUDGMENT DEBTOR/ CORPORATE OFFICER OF JUDGMENT DEBTOR/CORPORATE OFFICER FAILS TO APPEAR, THE COURT MAY ISSUE AN ORDER FINDING THE JUDGMENT DEBTOR/CORPORATE OFFICER IN CONTEMPT OF COURT. IF YOU HAVE AND WITNESS, DOCUMENTS, OR OTHER EVIDENCE YOU WANT THE COURT TO HEAR OR SEE, YOU SHOULD BRING THEM WITH YOU AT THE TIME OF THE HEARING. YOU MAY COME WITH OR WITHOUT AN ATTORNEY.

SANCTIONS FOR CONTEMPT OF COURT INCLUDE IMPOSING A \$200.00 FINE AND/OR ORDERING THE JUDGMENT DEBTOR/CORPORATE OFFICER'S ARREST AND INCARCERATION IN THE FULTON COUNTY DETENTION CENTER.

MERELY FILING THE INTERROGATORY ANSWERS WITH THE COURT PRIOR TO THIS HEARING DOES NOT ASSURE THAT THE JUDGMENT DEBTOR/CORPORATE OFFICER WILL NOT BE HELD IN CONTEMPT. THE COURT MUST HAVE THE OPPORTUNITY TO REVIEW PROPOSED ANSWERS IN OPEN COURT. ALL PARTIES SHOULD ATTEND THIS HEARING.

If parties are able to resolve this matter prior to this hearing, the Plaintiff must file written notice with the clerk of this court that the Plaintiff's motion to compel answers is withdrawn. Telephone notice is not adequate.

Witness the Honorable _____, Magistrate
(name of Judge) _____

This _____ day of _____, 20_____. _____
Deputy Clerk