

How do I stop the garnishment on my wages?

The defendant may, upon payment of a \$27.00 filing fee, file a motion for installment payments. A STAY of garnishment is issued upon the first filing of a motion for installment payments. A court date is set within approximately ten days from the filing of the motion for installment payments.

Did You Know

With all General Sessions Court filings you have ten days to file an appeal, vacate property and set up payments.

When litigants receive a STAY, They should take it to there employer.

**General Sessions Civil Court
Physical Address
140 Adams
Room 106
Memphis, TN 38103**

Civil Court Judges

**Cobb, Lynn
Division 1
Gardner, Phyllis
Division 2
Donald, John A.
Division 3
Henderson, Deborah
Division 4
Thomas-Moore, Betty
Division 5
Thompson, Lonnie
Division 6**



JOE W. BROWN
GENERAL SESSIONS COURT CLERK
SHELBY COUNTY, TENNESSEE



Civil Division

**Phone: 901-222-3400
Fax: 901-222-3413**

**Monday - Friday
8 a.m. - 4:30 p.m.**

Q: Are litigants required to obtain a lawyer?

A: No, though some may choose to obtain legal counsel it is not a requirement of this court.

Q: Can a person be evicted before coming to court?

A: No, until a judge signs a judgement for possession it is considered illegal to forcibly remove a tenant from any property.

Q: Once a judge signs a judgement for possession how long do I have to move?

A: You have ten days to move from the date the judgment was signed before a Writ of possession can be filed, and you are removed from the property.

Q: Do I have to be served in order to be evicted?

A: No, technically as long as service is posted on the property you can be evicted.

Q: As a defendant if I am unable to appear in court can I change my court date?

A: No, only the plaintiff or their attorney may change a court date once it is set. You may however, appear in court and ask for a continuance or contact the plaintiff or their attorney to discuss a new date.

Q: Are we allowed to bring extra people into court.

A: The short answer is no. only in certain instances when it is necessary are other people allowed to appear in court with you.

Q: Can someone else appear on my behalf if I am unable to appear in court?

A: No. Only a licensed attorney can appear on behalf of any litigant.

Garnishment Counter

Phone:
901-222-3400

Motion Filings:

Installment payments

Quash garnishment

Obtain a STAY and or RELEASE
Request for reinstatement of garnishment.

A: Motion for installment Payments.

B: Motion to Re-instate

C: Motion to Quash (Release)

A) First installment motion
automatically get a STAY.

B) Second, third, etc., motion, no
STAY will be issued until day of
appearance.

C) Release is not given unless; Plaintiff
attorney agrees with issuing release or
release will be given in court.

• Q: What if the defendant does not
comply with the agreed
Installment payment
arrangement?

• A: The plaintiff and or attorney
may submit to the clerk's office a
"Reinstatement of Garnishment"
form.

These forms are available in the Civil
Division Clerk's Office, Garnishment
Counter. There is not a filing fee for
this request. Upon the filing of the
"Reinstatement of Garnishment.

The General Sessions Civil Court
has Jurisdiction in the following
actions:

- Civil cases up to \$25,000
- Forcible entry detainer actions (evictions)
- Action to recover personal property
- Emergency mental commitments
- Petitions for handgun permits
- Interpleaders
- Minor Settlements
- The General Sessions Civil Court consists of six (6) civil judges which preside over approximately 65,000 new cases annually.
- The General Sessions Court Clerk's Office is responsible for the record keeping for the six civil divisions and nine criminal divisions in Shelby County, Tennessee.

"ACE" *Accessibility*Customer
Service*Education

