Request to Issue Judgment and or FIFA (MAG 13-03)

Purpose of form:

To request in writing that the court issue a judgment in a civil case or a garnishment case when the defendant or garnishee has failed to file an answer.

The clerk of court and judicial assistants of magistrate court routinely monitor the status of cases to determine if they are eligible for a default judgment. Therefore, it is not absolutely necessary that a plaintiff request that the case be reviewed for this purpose.

The prevailing party must request that a writ of fi.fa. be issued and pay the requisite recording fee for such issuance.

MAGISTRATE COURT OF _____COUNTY, GEORGIA

Date Filed _____ Case No: _____

_____
_____
_____
Plaintiff(s) Name, Address
vs
_____
_____
_____
Defendant(s) Name, Address

MOTION TO ISSUE JUDGMENT AND/OR WRIT OF FI.FA.

The [ ] Defendant(s) [ ] garnishee has/have failed to file an answer and more than 45 days have elapsed since the date of service of process upon the [ ] defendant(s) [ ] garnishee. I request that a judgment be entered.

[ ] I also request that a Writ of Fi.Fa be issued. [ ] Attached with this request is the sum of $7.00 court costs for the issuance and recording of the Writ of Fi.Fa. is attached to this Request.

This ____ day of _____, 20___.

_____
Plaintiff

_____
Address

_____
City, State & Zip

_____
Day Time Tel. Number