

# Executions

## **Garnishments:**

**Directions** to the Sheriff are needed to serve any garnishment. The majority of banks require a social security number, date of birth, or account number(s) for the defendant. Please include as many of these as possible in your directions. Lyon County is set up with the electronic filing system, therefore the clerk may require the plaintiff/attorney to provide the Sheriff with the execution, directions, and notice of garnishment. If you are unsure whether or not you need to supply the Sheriff with these documents please consult with the clerk of court while filing.

**Fees** will be added to the judgment amount before the garnishment is served. The fees will be collected from the garnishee. If no money is collected from the garnishee, the invoice will be sent to the plaintiff or attorney if there is one.

**All money collected** will be held at the Lyon County Sheriff's Department until the garnishment is satisfied or expired; it will then be turned over to the clerk of court with the execution. Iowa garnishments expire 120 days after the date of the execution.

**Returns:** If the garnishee answers no to all of the questions (indicating the defendant is not employed or does not have any accounts), the garnishment will be returned to the clerk unless the directions state otherwise. If the garnishee answers yes to any of the questions the garnishment will be returned when it is fully satisfied or expires, whichever occurs first

## **Special Executions:**

Sales for Special Executions are held in the front lobby of the Lyon County Sheriff's Department located at 410 S Boone St Rock Rapids, IA 51246. The notice for each sale is advertised in the Lyon County Reporter. The notice for each sale is also posted at several public locations, one always being the Lyon County Courthouse.

**Invoices** will be sent out to the attorney prior to the sale date. If the sale is held the bill is required to be paid promptly. If the sale is cancelled or postponed, a new bill will be sent to the attorney and the first one will be void.