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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	
	)	Case No. C06-80104 MISC
Plaintiff,	)	
	)	
v.	)	
	)	
PETER J. YOO,	)	
	)	
Defendant,	)	
	)	
and	)	
	)	
THORACIC CARDIOVASCULAR	)	
INSTITUTE,	)	<b>ANSWER OF GARNISHEE</b>
	)	
Garnishee.	)	

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I, \_\_\_\_\_, being first duly sworn, hereby state the following:

1. I am the \_\_\_\_\_ (Official Title) of the Garnishee named in the above caption. I am authorized to prepare this Answer on behalf of the Garnishee.
2. The Garnishee was served with the Writ of Continuing Garnishment on \_\_\_\_\_ (date) in this action.
3. The Garnishee currently has custody, control, or possession of earnings of the Defendant. Yes \_\_\_\_ No \_\_\_\_

1 4. The Garnishee expects to obtain custody, control, or possession of earnings  
2 of the Defendant in the foreseeable future. Yes \_\_\_ No \_\_\_

3 5. For the pay period in effect on the date of service of this Writ of Continuing  
4 Garnishment, the Garnishee states as follows:

5 a. Defendant was in my/our employ. Yes \_\_\_ No \_\_\_

6 b. The Defendant's pay period is \_\_\_ weekly, \_\_\_ bi-weekly,  
7 \_\_\_ semi-monthly, \_\_\_ monthly.

8 c. The Defendant's present pay period began on \_\_\_\_\_ (date).  
9 ("Present" means the pay period in which the Writ of Continuing  
Garnishment was served.)

10 d. The Defendant's present pay period ends on \_\_\_\_\_ (date).

11 e. The Defendant's net wages are as calculated below:

12 (1) Gross Pay \$ \_\_\_\_\_

13 (2) Federal income tax \$ \_\_\_\_\_

14 (3) F.I.C.A. tax \$ \_\_\_\_\_

15 (4) State income tax \$ \_\_\_\_\_

16 (5) SDI \$ \_\_\_\_\_

17 Total tax withholdings \$ \_\_\_\_\_

18 Net Wages \$ \_\_\_\_\_  
19 (gross pay minus above withheld taxes)

20 6. Are there any other garnishments currently in effect? Yes \_\_\_ No \_\_\_

21 If the answers is yes, describe below and attach to this Answer a copy of each  
22 garnishment:  
23

24 \_\_\_\_\_  
25 \_\_\_\_\_  
26 \_\_\_\_\_

27 7. Will the Garnishee owe the Defendant money in the foreseeable future?

28 Yes \_\_\_ No \_\_\_ If the answer is yes, provide the reason why such money will be

1 owed, the amount of money that will be owed, and the date or dates on which each  
 2 payment will be due:

3	4	5	6
	<u>Type of Payment</u>	<u>Amount</u>	<u>Date Payment Will be Due</u>
5	1. _____	_____	_____
6	2. _____	_____	_____
7	3. _____	_____	_____

8 8. Does the Garnishee currently have custody, control or possession of property  
 9 (other than earnings) such as bank accounts, pensions, thrift plans, etc., in which the  
 10 Defendant maintains an interest? Yes\_\_\_ No\_\_\_ If the answer is yes, then  
 11 provide the following information for each item of such property:

12	13	14	15
	<u>Description of Property</u>	<u>Approximate Value</u>	<u>Description of Defendant's Interest</u>
14	1. _____	_____	_____
15	2. _____	_____	_____
16	3. _____	_____	_____
17	4. _____	_____	_____

18 9. Does the Garnishee expect to obtain in the foreseeable future custody,  
 19 control or possession of property (other than earnings) such as bank accounts,  
 20 pensions, thrift plans, etc., in which the Defendant maintains an interest? Yes\_\_\_  
 21 No\_\_\_ If the answer is yes, then provide the following information for each item of  
 22 such property:

23	24	25	26	27
	<u>Description of Property</u>	<u>Approximate Value</u>	<u>Description of Defendant's Interest</u>	<u>Date Will Obtain Property</u>
25	1. _____	_____	_____	_____
26	2. _____	_____	_____	_____
27	3. _____	_____	_____	_____
28	4. _____	_____	_____	_____

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10. Does the Garnishee have any objections or defenses to the Writ of Continuing Garnishment? Yes\_\_\_\_ No\_\_\_\_ If the answer is yes, list the nature and basis of each objection and/or defense:

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On behalf of THORACIC CARDIOVASCULAR INSTITUTE, I hereby certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: \_\_\_\_\_

By: \_\_\_\_\_

(Sign above and type or print name below)

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CERTIFICATE OF SERVICE

I, \_\_\_\_\_, declare:

That I am a citizen of the United States and employed in the County of \_\_\_\_\_, California; that my business address is

\_\_\_\_\_ ; that I am over the age of eighteen years; and that I am not a party to the above-entitled action;

That on \_\_\_\_\_ (date), I deposited in the United States mail, in envelopes bearing the requisite postage, a copy of:

**ANSWER OF GARNISHEE**

addressed to each of the following, at their last known addresses, at which place there is service by United States mail.

PETER J. YOO  
2017 Belwood Dr.  
Okemos, MI 48864

Michael Cosentino  
Attorney at Law  
P.O. Box 129  
Alameda, CA 94501

This Certificate was executed on \_\_\_\_\_ (date), at \_\_\_\_\_ (city), California.

I certify under penalty of perjury that the foregoing is true and correct.

\_\_\_\_\_  
(sign above and type or print name below)