

Table of Contents

CHAPTER 2. BEGINNING THE COLLECTION PROCESS

- § 2:3 The Fair Debt Collection Practices Act—Who is covered by the Act?
- § 2:4 The Fair Debt Collection Practices Act—Debts regulated
- § 2:5 The Fair Debt Collection Practices Act—Required disclosures
- § 2:6 The Fair Debt Collection Practices Act—Prohibited conduct
- § 2:7 The Fair Debt Collection Practices Act—Penalties for failure to comply with the Act
- § 2:8 Identifying the real debtor/defendant
- § 2:10 Filing the suit
- § 2:10.50 Redaction of confidential information *[New]*
- § 2:11 Obtaining the judgment
- § 2:12 Foreign judgment
- § 2:13 Dismissal

CHAPTER 3. THE DEFENDANT RESPONDS

- § 3:1 The unrepresented defendant
- § 3:2 The defendant is represented by an attorney
- § 3:4 Piercing the defensive veil—Accord and satisfaction; payment; release; novation
- § 3:5 Piercing the defensive veil—Failure of consideration
- § 3:6 Piercing the defensive veil—Renewal of prior obligation; usury
- § 3:8 Piercing the defensive veil—Fraud—Parol evidence
- § 3:9 Piercing the defensive veil—Unauthorized creditor
- § 3:12 Piercing the defensive veil—Limitation of actions; sealed instruments
- § 3:14 Piercing the defensive veil—Miscellaneous defenses
- § 3:16 Late-filed answer; default
- § 3:19 Moving for summary judgment
- § 3:20 Statutory attorney's fees
- § 3:21 Attack on default judgment

CHAPTER 4. COLLECTING THE JUDGMENT

- § 4:1 Recovery by way of garnishment
- § 4:2 Levy against real and personal property
- § 4:3 Attachment
- § 4:4 Keeping the judgment alive
- § 4:5 Post-judgment discovery

CHAPTER 5. REPOSSESSION OF PERSONAL PROPERTY

- § 5:2 Self-help repossession
- § 5:4 Consumer transactions

CHAPTER 6. BANKRUPTCY

- § 6:3 Chapter 7 liquidation
- § 6:7 Judgment liens

CHAPTER 7A. THE CONSUMER FINANCIAL PROTECTION BUREAU *[New]*

- § 7A:1 Creation and functions
- § 7A:2 Authority to regulate law firms and collection agencies
- § 7A:3 Compliance and reference sources
- § 7A:4 Compliance management pointers *[New]*

CHAPTER 8. FORMS AND EXAMPLES

A. BEGINNING THE COLLECTION PROCESS

- § 8:3 Letter to post office to obtain forwarding address
- § 8:3.50 Sample form for validation notice *[New]*

B. THE DEFENDANT RESPONDS

- § 8:27 Brief in support of plaintiff's motion for summary judgment

C. COLLECTING THE JUDGMENT

- § 8:29 Affidavit of garnishment *[Retitled]*
- § 8:30 Affidavit of continuing garnishment *[Retitled]*
- § 8:31 Affidavit of continuing garnishment for support *[Retitled]*
- § 8:32 Summons of garnishment *[Retitled]*

TABLE OF CONTENTS

§ 8:33	Attachment for summons of garnishment <i>[Retitled]</i>
§ 8:34	Summons of garnishment on a financial institution <i>[Retitled]</i>
§ 8:35	Attachment for summons of garnishment on a financial institution <i>[Retitled]</i>
§ 8:36	Summons of continuing garnishment <i>[Retitled]</i>
§ 8:37	Attachment for summons of continuing garnishment <i>[Retitled]</i>
§ 8:38	Summons of continuing garnishment for support <i>[Retitled]</i>
§ 8:38.10	Attachment for summons of continuing garnishment for support <i>[New]</i>
§ 8:38.20	Notice to defendant of right against garnishment; claim form <i>[New]</i>
§ 8:38.30	Order for hearing on defendant's claim <i>[New]</i>
§ 8:38.40	Answer of garnishee <i>[New]</i>
§ 8:38.50	Answer of financial institution garnishee <i>[New]</i>
§ 8:38.60	Answer of garnishee to continuing garnishment <i>[New]</i>
§ 8:38.70	Plaintiff's traverse <i>[New]</i>
§ 8:38.80	Third party claim <i>[New]</i>
§ 8:38.90	Release of garnishment <i>[New]</i>
§ 8:38.91	Modification of continuing garnishment—Form <i>[New]</i>

Appendix

Appendix B. 2017 Garnishment Statutes *[New]*

Table of Laws and Rules

Table of Cases

Index