

Clermont County Municipal Court Affidavit, Order & Notice of Garnishment of Property Other Than Personal Earnings & Answer of Garnishee

Clermont County Municipal Court Civil Division
4430 St Rt 222
Batavia Ohio 45103
(513) 732-7292
Web address: www.clermontclerk.org

_____ Judgment Creditor

NON WAGE

vs

_____ Judgment Debtor

Case No. _____

THIS COMMUNICATION IS FROM A DEBT COLLECTOR

_____ Last four digits of SS# (optional) _____

Having first been duly sworn or solemnly affirmed to do so, I hereby state that I am the judgment creditor or the attorney for the judgment creditor in the above referenced case against the named judgment debtor; that the garnishee named in section A may have in the garnishee's hands or control money, property, or credits, other than personal earnings, of the judgment debtor, such property being described as:

Sworn to & subscribed before me on _____

Signature: Judgment Creditor/Attorney

Notary Public/Deputy Clerk

SECTION A: COURT ORDER AND NOTICE OF GARNISHMENT

To: _____ Garnishee

The judgment creditor in the above case has filed an affidavit, satisfactory to the undersigned, in this court stating that you may have money, property, or credits, other than personal earnings, in your hands or under your control that belong to the judgment debtor. You are therefore ordered to complete the Answer of Garnishee in section (B) of this form. Return one completed and signed copy of this form to the clerk of court, together with the amount determined in accordance with the answer of garnishee, by the following date on which a hearing is tentatively scheduled relative to this order of garnishment _____. Deliver one completed and signed copy of this form to the judgment debtor prior to that date. Keep a completed and signed copy of this form for your files.

The total probable amount now due on this judgment is \$ _____. The total probable amount now due includes the unpaid portion of the judgment in favor of the judgment creditor, which is \$ _____; interest on that judgment and, if applicable, prejudgment interest relative to that judgment at the rate of _____ % per annum payable until that judgment is satisfied in full; and court costs in the amount of \$ _____.

You also are ordered to hold safely anything of value that belongs to the judgment debtor and that has to be paid to the court, as determined under the Answer of Garnishee in section (B) of this form, but that is of such a nature that it cannot be so delivered, until further order of the court.

Witness my hand and the seal of this court this _____ day of _____, _____ Judge-Clermont County Municipal Court

SECTION B: ANSWER OF GARNISHEE

Now comes _____ the garnishee, who says:

1. That the garnishee has more than \$500 in money, property, or credits, other than personal earnings, of the judgment debtor under the garnishee's control and in the garnishee's possession. Yes No If yes, amount over \$550 _____
2. The property is described as: _____
3. If the answer to line 1 is "yes" and the amount is less than the probable amount now due on the judgment, as indicated in section (A) of this form, sign and return this form and pay the amount of line 1 to the clerk of this court.
4. If the answer to line 1 is "yes" and the amount is greater than that probable amount now due on the judgment, as indicated in section (A) of this form, sign and return this form and pay that probable amount now due to the clerk of this court.
5. If the answer to line 1 is "yes" but the money, property, or credits are of such a nature that they cannot be delivered to the clerk of this court, indicate that by placing an "x" in this space: _____. Do not dispose of that money, property or credits or give them to anyone else until further order of the court.
6. If the answer to line 1 is "no", sign and return this form to the clerk of this court.

I certify that the statements above are true. _____ (Print Name of Garnishee)

PRINT NAME AND TITLE OF PERSON WHO COMPLETED FORM

SIGNATURE OF PERSON COMPLETING FORM

DATE

THE STATE OF OHIO
CLERMONT COUNTY

THE FOLLOWING FOR COURT USE ONLY
SHERIFF RETURN

I CERTIFY THIS TO BE A TRUE COPY OF THE ORIGINAL ORDER WITH ALL ENDORSEMENTS THEREON. PURSUANT TO THE WITHIN COMMAND, I SERVED THE WITHIN AFFIDAVIT AND ORDER OF GARNISHMENT OF PROPERTY OTHER THAN PERSONAL EARNINGS UPON THE WITHIN NAMED GARNISHEE BY LEAVING THREE COPIES THEREOF, WITH ALL ENDORSEMENTS THEREON.

AT _____ M., ON _____ WITH _____ IN CHARGE THEREOF. \$1.00 FEE PAID TO GARNISHEE

I WAS UNABLE TO MAKE SERVICE BECAUSE _____

BY _____, DEPUTY SHERIFF