

PORTAGE COUNTY MUNICIPAL COURT
AFFIDAVIT, ORDER AND NOTICE OF GARNISHMENT OF PROPERTY OTHER THAN
PERSONAL EARNINGS AND ANSWER OF GARNISHEE

THE STATE OF OHIO
 JUDGMENT CREDITOR(S)

AGAINST

JUDGMENT DEBTOR(S)

RAVENNA BRANCH	KENT BRANCH
PO BOX 958	214 S WATER ST
RAVENNA OH 44266	KENT OH 44240
(330) 297-3635	(330) 678-9170

CASE NO. _____

OTHER THAN

ANSWER DAY _____

AFFIDAVIT

The undersigned, being first duly cautioned and sworn, affirmed according to law, says that I am the Judgment Creditor herein/Attorney for Judgment Creditor herein, and that said Judgment Creditor heretofore,
 (cross out one)

to-wit, on the _____ day of _____, _____ duly recovered a judgment

before this Court against said Judgment Debtor _____

The name and address of the Garnishee: _____
 may have in the Garnishee's hands or control money, property, or credits, other than personal earnings, of the judgment debtor.

DESCRIPTION OF PROPERTY: _____

JUDGMENT CREDITOR OR
 ATTORNEY FOR JUDGMENT CREDITOR

Address _____

Phone _____

Sworn to and subscribed before me
 this _____ day of _____, _____

CLERK, DEPUTY CLERK/NOTARY PUBLIC

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 this 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 the other completed and signed copy of this form for your files.

	AMOUNT of JUDGMENT \$	_____
	Including INTEREST TO DATE + \$	_____
Plus UNPAID COURT COSTS TO DATE including the COST OF THIS PROCEEDING + \$		_____
	Minus AMOUNT RECEIVED ON JUDGMENT - \$	_____
The TOTAL PROBABLE AMOUNT NOW DUE on this JUDGMENT = \$		_____

Witness my hand and the seal of this court this _____ day of _____, _____

Judge

SECTION B. ANSWER OF GARNISHEE

(Answer All Pertinent Questions)

Now comes _____ the garnishee herein who says:

- 1. That the Garnishee has more than \$400.00 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 \$400

- 2. That property is described as: _____

- 3. If the answer to line 1 is "yes" and the amount is less than the probable amount owed 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 the 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 the 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)

Signed _____
(Signature of Person Completing Form)
(Sign all copies)

Copy delivered to Judgment Debtor this _____ day of _____, _____

SECTION (A) SHALL BE FILLED IN BEFORE SERVICE. SECTION (B) SHALL BE FILLED IN BY THE GARNISHEE AND THE ORIGINAL FILED WITH THE COURT AS HIS ANSWER. THE GARNISHEE MAY KEEP ONE COMPLETED COPY AND SHALL DELIVER THE OTHER COMPLETED COPY TO THE JUDGMENT DEBTOR.

TO: SHERIFF, CONSTABLE, BAILIFF

You are hereby directed to serve three (3) copies of this order of Garnishment of property other than personal earnings, together with the Garnishee's fee as provided for in O.R.C. 2716.12 with a written notice that the Garnishee answer as provided in O.R.C. 2716.21 on the Garnishee named herein.

Clerk – Deputy Clerk

RETURN OF SERVICE

On the _____ day of _____, _____

Received _____, _____

I served this writ on the within named by
____ personal service
____ other (O.R.C. 2716.21) _____

(Sheriff – Bailiff – Constable)

FEES
Service and return _____

Returned and filed _____, _____

Mileage _____

I certify this to be a true copy of the original Order and Notice with all endorsements thereon.

(Sheriff – Bailiff – Constable)

By _____
Deputy

