

ORDER AND NOTICE OF GARNISHMENT OF PROPERTY OTHER THAN PERSONAL EARNINGS AND ANSWER OF GARNISHEE

**FRANKLIN COUNTY COMMON PLEAS COURT
CLERK'S OFFICE-CIVIL DIVISION
369 S. HIGH STREET, THIRD FLOOR
COLUMBUS, OHIO 43215-4579**

JUDGMENT CREDITOR(S)

AGAINST

JUDGMENT DEBTOR(S)

CASE NO. _____
THIS NUMBER MUST BE USED ON ALL REFERENCES

AFFIDAVIT

State of Ohio, Franklin County ss:

The undersigned being first duly cautioned and sworn, or affirmed according to law, says that I am the **attorney/judgment creditor** herein who heretofore recovered or certified a judgment in the Common Pleas Court of Franklin County, Ohio against the judgment debtor named above; that I have good reason to believe that the garnishee named in section (A) below has property, **other than personal earnings** owing by him/her to said judgment debtor that is not exempt under the laws of the State of Ohio and the United States of America, such property being described as follows: _____

Attorney or Creditor's Name (Print or Type)

Phone Number

Attorney's Supreme Court Reg. Number

Affiant's Signature

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

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 have money, property, or credits, **other than personal earnings**, in your hands or under your control that belongs to the **judgment debtor**, and some of the money, property, or credits may not be exempt from garnishment under the laws of the State of Ohio or the laws of the United States. You are therefore **ordered** to complete the "Answer of Garnishee" in Section B on the reverse side of this form. Return the 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. 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.

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 cost in the amount of \$ _____. You are **ordered** to hold safely anything of value that belongs to the judgment debtor and has to be paid to the Court, as determined under "Answer of Garnishee" in section B of this form, but that is of such a nature that it can not be delivered until further order of this Court.

WITNESS MY HAND AND SEAL OF THE COURT THIS

DAY OF _____, _____

JUDGE OF THE FRANKLIN COUNTY COMMON PLEAS COURT

B

SECTION B: ANSWER OF GARNISHEE

Now comes _____ the garnishee who says:

1. That the garnishee has money, property, or credits other than personal earnings, of the judgment debtor under the garnishee's control and in garnishee's possession.

YES _____ NO _____

If "YES" give the amount \$ _____

2. The property, if not money, 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 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 the 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.

ANSWER DATE OF GARNISHEE _____

(A COPY OF THIS ANSWER, WITH OR WITHOUT ANY PAYMENT THAT MAY BE DUE, MUST BE RETURNED TO THE CLERK OF THIS COURT PRIOR TO THE ABOVE ANSWER DATE)

(Time Stamp Area Below)

I CERTIFY THAT THE STATEMENTS ABOVE ARE TRUE.

(PRINT NAME AND TITLE OF PERSON WHO COMPLETED THIS ANSWER)

(SIGNATURE OF PERSON WHO COMPLETED THIS ANSWER)

(DATE)

MAIL A COMPLETED COPY OF THIS FORM TO THE FRANKLIN COUNTY CLERK OF COURT, THIRD FLOOR-CIVIL DIVISION, 369 S. HIGH ST., COLUMBUS, OHIO 43215. THE CLERK OF COURT'S GARNISHMENT DESK PHONE NUMBER IS (614) 462-4208

IMMEDIATELY DELIVER ONE COMPLETED COPY OF THIS FORM TO EACH JUDGMENT DEBTOR