

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

**THE STATE OF OHIO
COUNTY OF PICKAWAY, ss.**

Name

Address

Phone Number

Circleville Municipal Court
151 East Franklin Street
Post Office Box 128
Circleville, Ohio 43113

-v- Plaintiff,

Case No. _____

Name

Address

Phone Number

Defendant.

AFFIDAVIT

The undersigned, being first duly cautioned and sworn, affirmed according to law, says that I am the Judgment Creditor herein/Attorney or Agent (mark appropriate title) for Judgment Creditor herein, and that said Judgment Creditor heretofore, to wit, on the _____ day of _____, 20____, duly recovered a judgment before this Court against said Judgment Debtor _____.

AMOUNT NOW DUE, \$ _____

The affiant has good reason to believe and does believe that _____ has property other than personal earnings of the Judgment Debtor that is not exempt under the laws of the State of Ohio or the United States.

DESCRIPTION OF PROPERTY: _____

ATTORNEY FOR JUDGMENT CREDITOR

Sworn to and subscribe before me this
_____ day of _____, 20____

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 belong to the Judgment Debtor, and that 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 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 the date. Keep the other completed and signed copy of this form for your files.

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 \$ _____.

The Total Probable Amount now due on this Judgment is \$ _____.

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 by hand and the seal of this court this _____ day of _____, 20____.

JUDGE

SECTION B. ANSWER OF GARNISHEE

Answer All Pertinent Questions

Now comes _____ the Garnishee herein 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 the Garnishee's possession.
 NO YES If Yes, AMOUNT \$ _____
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 completing this form)

Signed _____
(Signature of person completing this form)
(Sign ALL copies)

Copy delivered to Judgment Debtor this ____ day of _____, 20____.

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 TO THE JUDGMENT DEBTOR.