

**AFFIDAVIT, ORDER AND NOTICE OF GARNISHMENT OF PROPERTY OTHER THAN
PERSONAL EARNINGS AND ANSWER OF GARNISHEE
(O.R.C. 2716.11, 12, 13)**

THE STATE OF OHIO
SUMMIT

AKRON MUNICIPAL COURT COUNTY OF
AKRON, OHIO

JUDGMENT CREDITOR
VS

CASE NO. _____

JUDGMENT DEBTOR

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, to-wit, on the _____ day of _____, 20____, duly recovered a judgment before this Court against said Judgment Debtor

NAME OF JUDGMENT DEBTOR _____

AMOUNT NOW DUE: \$ _____

DESCRIPTION OF PROPERTY: _____

NAME OF GARNISHEE _____

ADDRESS OF GARNISHEE _____

who may have in garnishee's hands or control money, property, or credits, other than personal earnings, of the Judgment Debtor.

ATTORNEY FOR JUDGMENT CREDITOR:

JUDGMENT CREDITOR'S SIGNATURE

SWORN TO AND SUBSCRIBED BEFORE ME THIS

DAY OF _____, 20____

NOTARY PUBLIC

SECTION A. COURT ORDER AND NOTICE OF GARNISHMENT

To:

GARNISHEE NAME AND ADDRESS

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.

You are therefore ordered to complete **SECTION B. ANSWER OF GARNISHEE** 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" within **FIVE (5)** business days after you receive this Order of Garnishment. Deliver one completed and signed copy of this form to the Judgment Debtor. 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 costs in the amount of \$ _____.

You are also 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.

DATE

JUDGE

SECTION B. ANSWER OF GARNISHEE

Now comes _____ the GARNISHEE who says:

1. That the GARNISHEE has more than \$550.00 in money, property, or credits, other than personal earnings, of the Judgment Debtor under the Garnishee's control and in the Garnishee's possession.

NO YES IF YES, AMOUNT OVER \$550.00: \$ _____

2. That 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 AKRON MUNICIPAL COURT, 172 S. BROADWAY STREET, ROOM #100, AKRON, OH 44308.

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 amount of LINE 1 to the AKRON MUNICIPAL COURT, 172 S. BROADWAY STREET, ROOM #100, AKRON, OH 44308.

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 Courts, indicate that by placing

an X in this box . 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 AKRON MUNICIPAL COURT, 172 S. BROADWAY STREET, ROOM #100, AKRON, OH 44308.

I certify that the statements above are true.

PRINT NAME OF GARNISHEE

PRINT NAME OF PERSON COMPLETING FORM

PRINT TITLE OF PERSON COMPLETING FORM

SIGNATURE OF PERSON COMPLETING FORM

DATE

PHONE NUMBER

THREE COPIES OF THE AFFIDAVIT, GARNISHMENT ORDER, AND ANSWER OF GARNISHEE WERE SERVED PURSUANT TO R.C. 2716.13 UPON THE GARNISHEE OR AN OFFICER OR MANAGING OR GENERAL AGENT OF THE GARNISHEE.