

CLEVELAND MUNICIPAL COURT
HOUSING DIVISION
CUYAHOGA COUNTY, OHIO
RONALD J.H. O'LEARY, JUDGE

CASE NO. _____

Telephone: _____
Plaintiff(s)

- VS -

**MOTION TO SEAL
EVICITION RECORD**

ORAL HEARING REQUESTED

Telephone: _____
Defendant(s)

1. I am a Defendant in this eviction case.
2. On _____ (date), this Court entered an eviction judgment in favor of the landlord or entered a judgment in my favor on the eviction claim or dismissed the eviction claim.
3. I am asking this Court to seal the eviction record because:
 - The court dismissed or entered judgment in my favor on the claim for possession; or
 - The landlord dismissed the claim for possession before adjudication of that claim; or
 - The landlord agreed, in writing, to seal the record (a copy of that agreement is attached); or
 - The landlord prevailed on the merits on the claim for possession, and *all* of the following occurred:
 - a. the following extenuating circumstances led to the eviction:

_____ ; and
 - b. at least five years have passed since judgment was entered for the landlord; and
 - c. at least five years have passed since I have had an eviction judgment entered against me in any jurisdiction.
 - Other: _____

4. I have attached an affidavit attesting to the relevant facts. I acknowledge that submitting false or misleading information about any facts in the attached affidavit, or on any other paperwork submitted to the Court, may be perjury.
5. I have attached the following documentation to verify grounds stated above:

(Signature)

I (*check one*) _____ hand delivered (*or*) sent a copy of this motion by regular mail to the _____ plaintiff (*or*) _____ defendant at the address above on _____, 20__.

(Signature)

STATE OF OHIO

ss.

AFFIDAVIT

COUNTY OF CUYAHOGA

_____, being first duly sworn, deposes and says as follows:

- 1. I am eighteen years of age or older.
- 2. I was the tenant/defendant in this case.
- 3. I am moving this court to order the eviction record to be sealed.
- 4. I am moving this court to seal the eviction record because:
 - A. The court dismissed or entered judgment in my favor on the claim for possession; or
 - B. The landlord dismissed the claim for possession before adjudication of that claim; or
 - C. The landlord agreed, in writing, to seal the record, and the Court has not sealed another eviction record for this reason in the last five years; or
 - D. The landlord prevailed on the merits on the claim for possession, and *all* of the following occurred:
 - 1. Extenuating circumstances led to the eviction;
 - 2. At least five years have passed since judgment was entered for the landlord; and
 - 3. At least five years have passed since the tenant has had an adverse judgment granting an eviction in any jurisdiction.
 - E. Other: _____

5. *(Only complete if requesting the record be sealed under Item 4.D, above)* Here are all of the complete addresses at which I have lived for the past 5 years: _____

6. Additional relevant information:

DEFENDANT

SWORN TO, BEFORE ME, and subscribed in my presence this _____ day of _____, 20____.

NOTARY PUBLIC