

Clerk of Cleveland Municipal Court

Affidavit and Order and Notice of Garnishment of Property Other Than Personal Earnings and Answer of Garnishee

The State of Ohio
Cuyahoga County ss.

Cleveland Municipal Court
1200 Ontario Street Level 2
Cleveland, Ohio 44113
216-664-4859

Case Number: _____

Judgment Creditor:

VS.

Judgment Debtor:

Before me, the undersigned Deputy Clerk of the Cleveland Municipal Court, personally appeared _____ who being first duly sworn according to law, says that they are the Judgment Creditor or Attorney for the Judgment Creditor herein and that said judgment creditor heretofore, to-wit on _____ (date) duly recovered judgment Cleveland Municipal Court against said judgment debtor, _____ which remains unsatisfied.

Amount of Judgment:	\$ _____
Interest to Date:	\$ _____
Current Court Costs:	\$ _____
Amount Paid:	\$ _____
Probable Amount Now Due:	\$ _____

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

The property described as follows: _____

Signed in Cleveland, Ohio on: _____ - _____
Date _____ Affiant Signature _____

Sworn and subscribed before me on: _____ -- _____
Date _____ Notary Public or Deputy Clerk _____

Section A: Court Order and Notice of Garnishment

To: _____, Garnishee
The judgment creditor in the above case has filed the above affidavit, satisfactory to the undersigned, in the Cleveland Municipal Court stating that you may have money, property or credits, other than personal earnings, under your control that belong to the judgment debtor in the case.

You are therefore ordered to complete Section B of the form and return the completed original of this form, together with any amount shown due on it, by check or money order made payable to: **Cleveland Municipal Clerk of Courts** and mail them to 1200 Ontario Street, Level 2 Cashiers, Cleveland, Ohio 44113 **no later than five business days from date of receipt.**

You also are ordered to hold safely anything of value that belongs to the indicated judgment debtor that has to be paid to the Court, as determined under Section B of the form, but that is of such a nature that it cannot be so delivered, until further order of the Court.

Witness my hand on: _____
Date _____ Judge of Cleveland Municipal Court

Section B: Answer of Garnishee

Now comes _____, the Garnishee who says:

1. That the Garnishee has more than \$425 in money, property or credits, other than personal earnings of the indicated judgment debtor under their control and in their possession
YES _____ NO _____ If YES, amount over \$425.00 _____.
2. Said 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, including interest and costs, as indicated in Section A of this form, sign and return this form and pay the of line 1 to the Clerk of this Court.
4. If the answer to line 1 is "YES" and amount is greater than that probable amount now due, sign and return this form and pay that probable amount now due from Section A, 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 the box provided. Do not dispose of that money, property or credits or give them to anyone else until further order of the Court.
 YES

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 the name of the Garnishee: _____

Print the name and title of person who completed form: Name: _____

Title: _____

Signed: _____ Date: _____

Return of the Bailiff (For court use only)

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

Bailiff Fee \$ _____ By: _____ Deputy Bailiff
Paul J. Mizerak, Bailiff

Pursuant to the within command, I served the within notice upon within named Garnishee by leaving three true and certified copies thereof, with all endorsements thereon, at the office and usual place of business of said company at _____ AM/PM on date of: _____ with _____ in charge thereof. The president or other chief officer not found in my bailiwick.

And on the same day I served the within named judgment debtor _____ by depositing in the United States Mail, enclosed in sealed envelope, bearing sufficient postage, a true and certified copy thereof with all endorsements thereon, two copies of the notice to the judgment debtor and hearing request card, addressed to the judgment debtor at the address given herein.

Fee Paid \$_____