

NOTICE TO JUDGMENT DEBTOR

(ORC 2716.13)

Clermont County Municipal Court
4430 St Rt 222
Batavia, Ohio 45103

Judgment Creditor

vs

Case No. _____

Judgment Debtor

MONEY - PROPERTY - CREDITS

You are hereby notified that this court has issued an order in the above case in favor of _____

_____ the judgment creditor is this proceeding,

(Name and Address of Judgment Creditor)

directing that some of your money in excess of four hundred dollars, property, or credits, other than personal earnings that now may be in the possession of _____ the garnishee in this proceeding, be used to satisfy your debt to the judgment creditor. This order was issued on the basis of the judgment creditor's judgment against you that was obtained in Clermont County Municipal Court, in Case No. _____ on _____.

Upon your receipt of this notice, you are prohibited from removing or attempting to remove such money, property, or credits until expressly permitted by the court. Any violation of this prohibition subjects you to punishment for contempt of court.

The law of Ohio and the United States provides that certain benefit payments cannot be taken from you to pay a debt.

Typical among the benefits that cannot be attached or executed upon by a creditor are the following:

- (1) Workers' Compensation Benefits;
- (2) Unemployment Compensation Payments;
- (3) Cash assistance payments under the Ohio works first program;
- (4) Benefits and services under the prevention, retention, and contingency program;
- (5) Disability financial assistance administered by the Ohio Department of Job and Family Services;
- (6) Social Security Benefits;
- (7) Supplemental Security Income (S. S. I.);
- (8) Veteran's Benefits;
- (9) Black Lung Benefits;
- (10) Certain Pensions.

There may be other benefits not included in the above list that apply in your case.

If you dispute the judgment creditor's right to garnish your property and believe that the judgment creditor should not be given your money, property, or credits, other than personal earnings, now in the possession of the garnishee because they are exempt or if you feel that this order is improper for any other reason, you may request a hearing before this court by disputing the claim in the request for hearing form, attached, or in a substantially similar form, and delivering the request for hearing to this court at the above address, at the office of the Clerk of this Court no later than the end of the fifth business day after you receive this notice. You may state your reasons for disputing the judgment creditor's right to garnish your property in the space provided on the form; however, you are not required to do so. If you do state your reasons for disputing the judgment creditor's right, you are not prohibited from stating any other reason at the hearing. If you do not state your reasons, it will not be held against you by the court and you can state your reasons at the hearing.

NO OBJECTIONS TO THE JUDGMENT ITSELF WILL BE HEARD OR CONSIDERED AT THE HEARING. If you request a hearing, the hearing will be limited to a consideration of the amount of your money, property, or credits, other than personal earnings, in the possession or control of the garnishee, if any, that can be used to satisfy all or part of the judgment you owe to the judgment creditor.

If you request a hearing by delivering your request no later than the end of the fifth business day after you receive this notice, it will be conducted in Clermont County Municipal Court, 4430 State Route 222, Batavia, OH 45103, at _____m. on _____. You may request the court to conduct the hearing before this date indicating your request in the space provided on the form; the court then will send you notice of any change in the date, time, or place of the hearing. If you do not request a hearing by delivering your request for hearing no later than the end of the fifth business day after you receive this notice, some of your money, property, or credits, other than personal earnings, will be paid to the judgment creditor.

If you have any questions concerning this matter, you may contact the office of the clerk of this court. If you want legal representation, you should contact your lawyer immediately. If you need the name of a lawyer, contact the local Bar Association.

Date

Timothy R. Rudd, Clerk

by _____ Deputy Clerk

**REQUEST FOR HEARING
(MONEY - PROPERTY - CREDITS)**

(ORC 2716.13)

Case No. _____

**Clermont County Municipal Court
4430 State Route 222
Batavia, OH 45103**

Date:

I dispute the judgment creditor's right to garnish my money, property, or credits, other than personal earnings, in the above case and request that a hearing be held _____
(Insert "on" or "earlier than")

the date and time set forth in the document entitled "NOTICE TO THE JUDGMENT DEBTOR" that I received with this request form.

I dispute the judgment creditor's right to garnish my property for the following reasons: (1)

(Optional)

I UNDERSTAND THAT NO OBJECTIONS TO THE JUDGMENT ITSELF WILL BE HEARD OR CONSIDERED AT THE HEARING.

Date _____

(Name of Judgment Debtor-Print)

(Signature)

WARNING: IF YOU DO NOT DELIVER THIS REQUEST FOR HEARING OR A REQUEST IN A SUBSTANTIALLY SIMILAR FORM TO THE OFFICE OF THE CLERK OF THIS COURT WITHIN FIVE (5) BUSINESS DAYS OF YOUR RECEIPT OF IT, YOU WAIVE YOUR RIGHT TO A HEARING AND SOME OF YOUR MONEY, PROPERTY, OR CREDITS, OTHER THAN PERSONAL EARNINGS, NOW IN THE POSSESSION OF _____

(Garnishee's Name)

WILL BE PAID TO _____ TO SATISFY SOME OF YOUR DEBT
(Judgment Creditor's Name)

TO _____.
(Judgment Creditor's Name)

(1) OPTIONAL