

NOTICE TO THE JUDGMENT DEBTOR OF GARNISHMENT OF PERSONAL EARNINGS

ATHENS COUNTY COMMON PLEAS COURT CIVIL DIVISION
1 SOUTH COURT STREET 4TH FLOOR ATHENS OHIO 45701

Judgment Creditor

CASE NUMBER (MUST BE ON ALL REFERENCES)
THIS COMMUNICATION IS FROM A DEBT COLLECTOR

VS.

JUDGMENT DEBTOR (SS# OPTIONAL)

You are hereby notified that this court has issued an order in the above case in favor of the above name judgment creditor in this proceeding, directing that some of your personal earnings be used in satisfaction of your debt to the judgement creditor instead of being paid to you. This order was issued on the basis of the judgment creditor's judgment against you that was obtained in or certified to this court in the above case number on

Ohio laws provides that you are entitled to keep a certain amount of your personal earnings free from the claims of creditors. Additionally wages under a certain amount may never be used to satisfy the claims of creditors. The documents entitled Order and Notice of Garnishment and Answer of Employer that is enclosed with this notice shows how the amount proposed to be taken out of your personal earnings was calculated by your employer.

If you dispute the judgment creditor's right to garnish your personal earnings and believe that you are entitled to possession of the personal earnings because they are exempt, or if you feel that this order is improper for any reason, you may request a hearing before this court by disputing the claim in the request for hearing form, below or in a substantially similar form, and delivering the request for haring to this court at the above address, at the clerk of courts office, no later that the end of the 5th business day after you receive this notice. You may state your reason for disputing the judgment creditor's right to garnish your personal earnings 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, the court will not hold it against you, and you can state your reasons at the hearing. No objections to the judgment itself will be heard or considered at hearing. The hearing will be limited to a consideration of the amount of your personal earnings, if any that can be used in satisfaction of the judgment you owe to the judgment creditor. If you request a haring by delivering your request for hearing no later than the end of the 5th business day after you receive this notice, it will be conducted no later than 12 days after your request is received by the court. The clerk will notify you of the date, time and place of the hearing. You may indicate in the form that you believe that the need for the hearing is an emergency and that it should be given priority by the court. If you do so the court will schedule the haring as soon as practicable after your request is received, and the clerk will send you notice of the date, time and place of the hearing. If you do not request a hearing by delivering your request for hearing no later than the end of the 5th business day after you receive this notice, some of your personal earnings will be paid to the judgment creditor! If you have any questions concerning this matter, you may contact the clerk of courts office. If you want legal representation, you should contact your lawyer immediately. If you need the name of a lawyer, contact the local bar association or the legal aid office. The judges and clerks cannot give legal advice or act as your attorney.

REQUEST FOR HEARING ON GARNISHMENT

I dispute the judgment creditor's right to garnish my personal earnings in the above case and request that a haring in the matter to be held no later than 12 business days after delivery of this request to the court.

I dispute the judgment creditor's right to garnish my personal earnings in the above case and request that a hearing in the matter be held no later than 12 business days after delivery of this request to the court.

I feel that the need for the hearing is an emergency. (insert do or do not)

I dispute the judgment creditor's right to garnish my personal earnings for the following reasons (optional):

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

Name of judgment debtor-type or print Current Address
Signature City, State and Zip Code
Date Telephone Number

WARNING: IF YOU DO NOT DELIVER THIS REQUEST FOR HEARING OR A REQUEST FOR HEARING IN A SUBSTANTIALLY SIMILAR FORM TO THE CLERK OF COURTS OFFICE WITHIN 5 BUSINESS DAYS OF YOUR RECEIPT OF IT, YOU WILL WAIVE YOUR RIGHT TO A HEARING AND SOME OF YOUR PERSONAL EARNINGS NOW IN POSSESSION OF YOUR EMPLOYER WILL BE PAID TO THE JUDGMENT CREDITOR IN SATISFACTION OF YOUR DEBT TO THE JUDGMENT CREDITOR.

**NOTICE TO THE JUDGEMENT DEBTOR OF GARNISHMENT OF PROPERTY OTHER THAN PERSONAL EARNINGS
ATHENS COUNTY COMMON PLEASE COURT CIVIL DIV. 4TH FLOOR 1 SOUTH COURT STREET ATHENS OHIO 45701**

NON-WAGE NOTICE

Judgment Creditor

CASE NUMBER (MUST BE ON ALL REFERENCES) _____

THIS COMMUNICATION IS FROM A DEBT COLLECTOR

VS.

JUDGMENT DEBTOR (SS# OPTIONAL) _____

You are hereby notified that this court has issued an order in the above-named case in favor of the above-named creditor in this proceeding, directing that some of your money, property, or credits other than personal earnings that now maybe in the possession of the garnishee named below, be used to satisfy your debt to the creditor. This order in excess of \$500.00 was issued on the basis of the creditor's judgment against you that was obtained in, or certified to this court in the above case number on _____. Upon receipt of this notice, you are prohibited from removing or attempting to remove the money, property or credits until expressly permitted by the court. Any violation of this prohibition subjects you to punishment for contempt of court.

Name and Address of Garnishee(s):

#1 _____

#2 _____

The laws of Ohio and the United States provide that certain benefit payments cannot be taken from you to pay debt. Typically, benefits that cant be attached or executed upon by a creditor are: 1 Workers' compensation; 2. Unemployment compensation; 3. Cash assistant payments under Ohio works first program; 4. Benefits and services under the prevention retention, and contingency program; 5. Disability assistance administered by Ohio dept. of job and family services 6. Social security; 7. Supplemental social security (S.S.I) 8. Veterans Benefits; 9. Black lung benefits 10. Certain pensions. There may be other benefits not included in above list that apply in your case.

If you dispute the creditor's right to garnish your property and believe that the creditor should not be given your money, property, or credits other than personal earnings now in possession of the garnishee because they are exempt, or if you feel that this order is improper for any reason, you may request a hearing before this court disputing the claim in the request for hearing section on this form, or in a substantially similar form, and delivering the request for hearing to this court at the above address at the clerk of courts office, no later than the end if of the 5th business day after you receive this notice. You may state your reason for disputing the 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 not state your reasons for disputing the creditor's right, the court will not hold it against you 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 money, property, or credits other 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 creditor. You can request a hearing by delivering our request for hearing on the enclosed postcard, or on the request for hearing section of this form, no later than the end of the 5th business day after you receive this notice. The date set for the hearing will depend on when the clerk receives your request. The clerk will notify you of the hearing. If you do not request a haring by delivering your request fir hearing no later than the end of the 5th business day after you receive this notice, some of your money, property, or credits other than personal earnings will be paid to the creditor. If you have any questions concerning this matter, you may contact the Clerk of Courts Office. If you want legal representation, call your lawyer immediately. If you need the name of lawyer, contact the local bar association or legal aid. The judges and clerks cannot give legal advice or act as your lawyer.

REQUEST FOR HEARING ON GARNISHMENT OF PROPERTY OTHER THAN PERSONAL EARNINGS

I dispute the creditor's right to garnish my money, property or credits other than personal earnings in the above case, and request that a haring be held in this matter. I dispute the creditor's right to garnish mu property for the following reasons (optional):

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

If you request a hearing, it will be conducted in courtroom _____ of the Athens County Courthouse, 1 South Court St on _____ (date) at _____ am/pm

Name of judgment debtor-type or print

Current Address

Signature

City, State and Zip Code

Date

Telephone Number

WARNING: IF YOU DO NOT DELIVER THIS REQUEST FOR HEARING OR A REQUEST FOR HEARING IN A SUBSTANTIALLY SIMILAR FORM TO THE CLERK OF COURTS OFFICE WITHIN 5 BUSINESS DAYS OF YOUR RECEIPT OF IT, YOU WILL WAIVE YOUR RIGHT TO A HEARING AND SOME OF YOUR PERSONAL EARNINGS NOW IN POSSESSION OF YOUR EMPLOYER WILL BE PAID TO THE JUDGMENT CREDITOR IN SATISFACTION OF YOUR DEBT TO THE JUDGMENT CREDITOR.

ANSWER DATE OF GARNISHEE _____