

KETTERING MUNICIPAL COURT

2325 Wilmington Pike
Kettering, Ohio 45420

CASE NO: _____

Judgment Creditor

v.

**NOTICE TO THE JUDGMENT DEBTOR OF
GARNISHMENT OF PROPERTY OTHER
THAN PERSONAL EARNINGS**

Judgment Debtor

You are hereby notified that this Court has issued an Order in the above case in favor of _____, the Judgment Creditor in this proceeding, directing that some of your money, property, or credits, other than personal earnings, now 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 _____, on Case No. _____ on _____, 20_____. Upon 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:

- | | |
|--|---|
| [1] WORKERS' COMPENSATION BENEFITS | [6] SUPPLEMENTAL SECURITY INCOME (S.S.I.) |
| [2] UNEMPLOYMENT COMPENSATION BENEFITS | [7] VETERAN'S BENEFITS |
| [3] AID TO DEPENDENT CHILDREN (A.D.C.) | [8] BLACK LUNG BENEFITS |
| [4] POOR RELIEF OR GENERAL RELIEF (G.R.) | [9] CERTAIN PENSION BENEFITS |
| [5] SOCIAL SECURITY BENEFITS | |

Additionally, wages under a certain amount may not be taken to pay the debt. 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 he should not be given your money, property, or credits, other than personal earnings, now in the possession of the indicated 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 to this notice, or in a substantially similar form, and delivering the "REQUEST FOR HEARING" to the office of the Clerk of this Court at the above address, 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 but 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, and 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. 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 indicated garnishee, if any, that can be used to satisfy all or part of the judgment you owe to the Judgment Creditor. **NO OBJECTIONS TO THE JUDGMENT ITSELF WILL BE HEARD OR CONSIDERED AT ANY SUCH HEARING.** If you request a hearing by the end of the fifth [5th] business day after you receive this notice, it will be conducted in Courtroom No. 2 at the above address, on Tuesday, _____, 20_____, at 02:00 p.m.

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.

Robert L. Scott, Clerk of the Court

Date

by: _____
Deputy Clerk