

**NOTICE AND AFFIDAVIT TO THE JUDGMENT DEBTOR OF
CURRENT BALANCE DUE ON GARNISHMENT ORDER**

**BUTLER COUNTY COURT OF COMMON PLEAS
315 HIGH STREET, HAMILTON, OHIO 45011**

Judgment Creditor

CASE NO. _____

vs.

**THIS COMMUNICATION IS FROM
A DEBT COLLECTOR**

Judgment Debtor

You are hereby notified that the judgment creditor in this proceeding has issued an affidavit of current balance due on garnishment order in the above case. **The Affidavit of Current Balance Due on Garnishment Order**, below, shows the original amount of the judgment that was the basis of the garnishment order, the accrued interest to date, the court costs assessed to date, all moneys paid to the judgment creditor and the judgment creditor's attorney on the judgment balance to date, and the current balance due on the judgment. If you dispute the judgment creditor's determination of these amounts or if you believe that this affidavit is improper for any other reason, you may request a hearing before this court disputing the affidavit in the request for hearing form, appearing below, 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 court, no later than the end of the 5th business day after you receive this notice. You may state your reasons for disputing the judgment creditor's determination of the amounts shown in the Affidavit of Current Balance Due on Garnishment Order in the space provided on the form; however, you are not required to do so. If you state your reasons for disputing the judgment creditor's determination, 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 the hearing.** The hearing will be limited to a consideration of the amount currently due on the judgment you owe to the judgment creditor. If you request a hearing by delivering your request for hearing not later than the end of the 5th business day after you receive this notice, the court will conduct the hearing no later than 12 days after your request is received by the court, and the court will send you notice of the date, time, and place. 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 hearing as soon as practicable after your request is received and will send you notice of the date, time, and place. If you do not request a hearing by delivering your request for hearing not later than the end of the 5th business day after you receive this notice, some of your personal earnings will continue to be paid to the judgment creditor until the judgment is satisfied. 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, you should contact the local bar association.

AFFIDAVIT OF JUDGMENT CREDITOR/ATTORNEY

State of _____, County of _____ : ss

Now comes the judgment creditor/attorney and states:

The original amount of the judgment that is the basis of the garnishment order is: \$_____;

the accrued interest to date is: \$_____; the court costs assessed to date are: \$_____;

and, all moneys paid to the judgment creditor/attorney on the judgment to date are: \$_____.

The current balance due is: \$_____.

Atty I.D. _____
Judgment Creditor/Attorney

Signature of Judgment Creditor/Attorney

Address

City, State, Zip Code Phone Number

Sworn to and subscribed before me on _____.

Notary Public

REQUEST FOR HEARING ON CURRENT BALANCE DUE ON GARNISHMENT ORDER

BUTLER COUNTY COURT OF COMMON PLEAS

CASE NO. _____

Judgment Creditor

vs.

Judgment Debtor

I dispute the judgment creditor’s determination of current balance due on the garnishment order 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 determination for the following reasons (optional):

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

Name of Judgment Debtor

Current Address

Signature

City, State, 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 WILL CONTINUE TO BE PAID TO THE JUDGMENT CREDITOR IN SATISFACTION OF YOUR DEBT TO THE JUDGMENT CREDITOR.