

**GARNISHMENT OF PERSONAL EARNINGS
NOTICE TO THE DEFENDANT**

You are hereby notified that this court has issued an order in the above case in favor of the plaintiff in this proceeding, directing that Some of your personal earnings, now in the possession of your employer, be used to satisfy some of your debt to the plaintiff instead of being paid to you. This order was issued on the basis of the plaintiff's judgment against you.

The Law of Ohio 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 are enclosed with this notice show how the amount proposed to be taken out of your personal earnings was calculated by your employer.

If you dispute the plaintiff's claim 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 other reason, you may request a hearing before this Court by disputing the claim in the request for hearing form, appearing below, or in a substantially similar form, and delivering, by mail or otherwise, the request for hearing to:

DIANA COLAVECCHIO
MUNICIPAL COURT OF STOW
4400 Courthouse Drive
Stow, Ohio 44224

no later than the end of the fifth business day after you receive this notice. You may state your reasons for disputing the claim in the space provided on the form; however, you are not required to do so. If you do state your reasons for disputing the claim, you are prohibited from stating any other reason at the hearing, and if you do not state your reasons, it will be held against you by the Court and you can state your reasons at the hearing. If you request a hearing, it will be conducted no later than twelve days after your request is received by the Court and the Court office will send you notice of the date, time, and place. You may indicate in the form that you feel 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 no later than the end of the fifth business day after you receive this notice, some of your personal earnings will be paid to the plaintiff.

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 your local bar association.

DATE _____

CIVIL DEPUTY CLERK

**REQUEST FOR HEARING
PERSONAL EARNINGS
(ORC 2715.041)**

CASE NO. _____

I dispute the claim for possession of my personal earnings in the above case and request that a hearing in this matter be held no later than twelve 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 claim for the following reasons: (Optional)

DATE _____

(Name of Defendant - 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 THE RIGHT TO A HEARING AND SOME OF YOUR PERSONAL EARNINGS NOW IN THE POSSESSION OF _____ WILL BE PAID TO _____ TO SATISFY SOME OF YOUR DEBT.