

ORDER AND NOTICE OF GARNISHMENT AND ANSWER OF EMPLOYER – SECTION **B**

THE STATE OF OHIO

PARMA MUNICIPAL COURT  
5555 Powers Blvd.  
Parma, Ohio 44129

JUDGMENT CREDITOR(S)

CASE NO. \_\_\_\_\_ CV \_\_\_\_\_ - \_\_\_\_\_

AGAINST

JUDGMENT DEBTOR(S)

**PERSONAL EARNINGS**

SECTION B: ANSWER FO THE EMPLOYER (GARNISHEE)

An employer is one who is required to withhold payroll taxes out of payments of personal earnings made to the judgment debtor

GARNISHEE: answer all pertinent questions

Now comes \_\_\_\_\_, the employer (garnishee) herein, who says:

This order of garnishment of personal earnings was received on.....1. \_\_\_\_\_

The judgment debtor is in my/our employ.....2. Yes \_\_\_\_\_ No \_\_\_\_\_

If answer is No, please give date of last employment \_\_\_\_\_ If never employed check here \_\_\_\_\_

(A) Is the debt to which this order of garnishment of personal earnings pertains to the subject of an existing agreement for debt scheduling between the judgment debtor and a budget and debt counseling service and has the judgment debtor made every payment that was due under the agreement for debt scheduling no later than forty-five (45) days after the date on which the payment was due?.....3(A).Yes \_\_\_\_\_ No \_\_\_\_\_

If answer for both parts o this question is "YES", give all available details of the agreement, sign this form and return it to the court.

Details of Agreement: \_\_\_\_\_

(B) Were you, on the date that you received this order of garnishment of personal earnings, withholding moneys from the judgment debtor's personal earnings pursuant to another order of garnishment personal earnings that Ohio or Federal Law provides with a higher priority than this order of garnishment of personal earnings (such as a support order to internal revenue service levy)?.....3(B). Yes \_\_\_\_\_ No \_\_\_\_\_

Name of Court \_\_\_\_\_

Associated Case Number \_\_\_\_\_

Date Received \_\_\_\_\_ Balance Due \_\_\_\_\_

3(C). Did you receive prior to the date that you received this order of garnishment of personal earnings one or more other orders of garnishment of personal earnings that are not described in question 3 (B), and are you currently processing one or more of those orders for the statutorily required 182-day period or holding one or more of those orders for processing for a 182-day period in the sequence of their receipt by you?.....3(C). Yes \_\_\_\_\_ No \_\_\_\_\_

If the answer to this question is "YES", give the name of the court that issued each of those orders and the balance due to the relevant judgment creditor under each of those orders. List first the previously received order(s) that you are currently processing, and list each of the other previously received orders in the sequence that you are required to process them. (Attach additional paper if needed).

Name of Court \_\_\_\_\_  
Associated Case Number \_\_\_\_\_  
Date Received \_\_\_\_\_ Balance Due \_\_\_\_\_

4(A) State whether the pay period of the judgment debtor is weekly, biweekly, semimonthly or monthly (do not enter a pay period of more than one month).....4(A) \_\_\_\_\_

4(B) Enter the Disposable earnings of the judgment debtor earned during the judgment debtor's present pay period. "Disposable earnings" means earnings after deductions required by law. "Present pay period" means the pay period in which you receive this order of garnishment of personal earnings.....4(B) \_\_\_\_\_

4(C) If the judgment debtor's pay period is weekly, enter on line 4(C) an amount equal to twenty-five percent (25%) of the judgment debtor's disposable earnings set forth on line 4(B). If the judgment debtor's pay period is biweekly or semimonthly, enter on line 4(C) an amount equal to twenty-five (25%) of the judgment debtor's disposable earnings set forth on line 4(B). If the judgment debtor's pay period is monthly, enter on line 4(C) an amount equal to twenty-five (25%) of the judgment debtor's disposable earnings set forth on line 4(B).....4(C) \_\_\_\_\_

5(A) If the judgment debtor is paid weekly, enter thirty (30) times the current federal minimum hourly wage; if paid biweekly, enter sixty (60) times the current federal minimum hourly wage; if paid semimonthly, enter sixty-five (65) times the current federal minimum hourly wage; if paid monthly, enter one hundred thirty (130) times the current federal minimum hourly wage. ....5(A) \_\_\_\_\_

5(B) Enter the amount by which the amount on line 4(B) exceeds the amount on line 5(A) .....5(B) \_\_\_\_\_

6. Enter on line 6 the smallest amount entered on line 4(C); or the amount entered on line 5(B); or the total probable amount now due on the judgment; including interest and costs, as indicated in section A or the Order and Notice Garnishment. Pay the amount entered on line 6 into this court when returning this form.....6. \$ \_\_\_\_\_

**I certify that the above statements are true.**

\_\_\_\_\_  
(PRINT the Name of EMPLOYER)

Signed: \_\_\_\_\_  
(Signature of Person Completing Form)

\_\_\_\_\_  
(PRINT Name and Title of Person Completing Form)

Date: \_\_\_\_\_  
(Date this form was completed)

\_\_\_\_\_  
(Area code) (Phone number)

RETURN TO THE BAILIFF (For court use only)

I CERTIFY THIS TO BE A TRUE COPY OF THE ORIGINAL ORDER WITH ALL ENDORSEMENTS THEREON.

Bailiff Fee \$ \_\_\_\_\_ By \_\_\_\_\_ Deputy Bailiff

Pursuant to the within command. I served the within notice of garnishment and answer of employer upon within named Garnishee by leaving three true and certified copies, thereof, with all endorsements thereon, at the office and usual place of business of said company at \_\_\_\_\_ M. on \_\_\_\_\_ with \_\_\_\_\_ in charge there of. The president or other chief officer not found in my bailiwick. FEE PAID \_\_\_\_\_