IN THE DELAWARE MUNICIPAL COURT, DELAWARE COUNTY, OHIO

Justice Center, 70 North Union Street, Delaware, Ohio 43015. Voice 740.203.1560. Facsimile 740.203.1599. www.municipalcourt.org

Plaintiff(s)

vs.   Case No.:

Defendant(s)

Precipe (Request) for Writ of Execution of Judgment of Restitution of Premises

Plaintiff requests issuance of a writ of execution of the judgment for restitution (eviction) entered. The name and phone number of the agent who will be on-site to set-out tenant furnishings is shown.

_____   _____

Person / agent at set out (print name)   phone   Plaintiff / Attorney for Plaintiff

Notice: Set-out fees must be deposited with precipe by 4:00 p.m. on the day preceding the set-out, typically scheduled for the first Tuesday following deposit. A precipe filed more than 7 days after judgment may be set for hearing before writ is issued. Landlord personnel must be on-site to remove furnishings when bailiff arrives. Bailiff will attempt to contact landlord's agent approximately 10:00 a.m. to Noon on day of set-out to provide approximate set-out time usually from 1:30 p.m. to 4:00 p.m. Written request to cancel set-out must be filed by 11:00 a.m. on day of set-out to obtain refund of deposit.

Notice of Hearing (New hearing conducted when precipe filed more than 7 days after judgment of restitution.)

This shall come on for hearing 10:30 a.m., Thursday _____ in Courtroom C. (*Set first Thursday 7 days after notice mailed. Issue notice by ordinary mail*.)

_____

Magistrate / Judge / Deputy Clerk

Copy served _____, 20____, by _____, Dep. Clerk on:

☐Attorney for Plaintiff by   ☐EM ☐OM ☐PS
☐Defendant_____ by   ☐EM ☐OM ☐PS
☐Defendant_____ by   ☐EM ☐OM ☐PS

Writ of Execution of Judgment of Restitution of Premises. R.C. §§ 1923.13-14 & 2329.53

State of Ohio, Delaware County   } ss
To: The Delaware Municipal Court Bailiff:

Whereas, following hearing for forcible detention of the premises, to wit:_____,
Plaintiffs won judgment on for restitution of said premises and for costs in the sum of $_____.
Therefore, within 10 days of receipt, remove Defendant(s) from the premises, restore Plaintiff(s) to possession, levy on the goods and chattels of Defendant(s) to satisfy the costs, and make return within 60 days. This writ is vacated without further order upon written motion by Plaintiff. In the case of infestation or other hazard, exercise best judgment to determine appropriate means to restore possession of premises and preserve public safety.

LTEvictionwWrit20220713.jmt.doc ©2010 K. Pelanda   _____

CVSC27/Revised 3/28/2023   1017161642 Ver. 28Mar23   Magistrate / Judge / Deputy Clerk

Bailiff's Return

I received this writ _____and

☐I caused the defendant(s) to be removed from the premises and restored the plaintiff(s) to possession on the date shown.

☐I returned it unexecuted because ☐Plaintiff requested cancelation. ☐ _____ .

Date _____   Bailiff _____

Precipe with Writ