

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

Name of Plaintiff / Landlord

vs.

Name of Defendant (1) / Tenant

CASE NO: _____ CVG _____

Name of Defendant (2) / Tenant

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

Plaintiff requests issuance of a writ of execution of the judgment entered on _____, 20____ for restitution of the premises. The name and phone number of person 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 4:00pm on the day preceding the set-out, typically scheduled for the first Tuesday following deposit. A precipe filed more than 7days after judgment will 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 10:00am to Noon on day of set-out to provide approximate set-out time usually from 1:30pm to 4:00pm. Written request to cancel set-out must be filed by 11:00am on day of set-out to obtain refund of deposit.

Notice of Hearing

(New hearing may be required when precipe filed more than 7 days after judgment of restitution.)

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

Magistrate/Acting Magistrate/Judge/Deputy Clerk

copy served _____, 20____ by _____, Dep Clerk on:

Attorney for Plaintiff by EM OM _____
Defendant _____ by OM _____
Defendant _____ by OM _____

Motion to Cancel Execution of Judgment of Restitution of Premises

Plaintiff requests immediate cancellation of execution of judgment. (Cancellation will be effective forthwith unless otherwise ordered by the court. Deposit may be refunded in case of timely request.)

Plaintiff / Attorney for Plaintiff