

DELAWARE COUNTY COMMON PLEAS COURT

PLAINTIFF(S)

CASE NO. _____
JUDGE _____

VS.

DEFENDANT(S)

FORCIBLE ENTRY AND DETAINER SUMMONS AND NOTICE OF HEARING

*******FIRST CAUSE OF ACTION-RESTITUTION OF PREMISES*******

TO THE FOLLOWING NAMED DEFENDANT: _____

_____ A COMPLAINT TO EVICT YOU HAS BEEN FILED WITH THE DELAWARE COUNTY COMMON PLEAS COURT. NO PERSON SHALL BE EVICTED UNLESS THE PERSON'S RIGHT TO POSSESSION HAS ENDED AND NO PERSON SHALL BE EVICTED IN RETALIATION FOR THE EXERCISE OF THE PERSON'S LAWFUL RIGHTS. IF YOU ARE DEPOSITING RENT WITH THE CLERK OF THIS COURT YOU SHALL CONTINUE TO DEPOSIT SUCH RENT UNTIL THE TIME OF THE COURT HEARING. THE FAILURE TO CONTINUE TO DEPOSIT SUCH RENT MAY RESULT IN YOUR EVICTION. YOU MAY REQUEST A TRIAL BY JURY. YOU HAVE THE RIGHT TO SEEK LEGAL ASSISTANCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY CONTACT YOUR LEGAL AID OR LEGAL SERVICE OFFICE. IF ONE IS NOT AVAILABLE, YOU MAY CONTACT YOUR LOCAL BAR ASSOCIATION.

THE CLAIM FOR RESTITUTION OF THE PREMISES SHALL COME ON FOR HEARING ON THE ___ DAY OF _____, 20___ AT _____ AM/PM AT 117 NORTH UNION STREET, DELAWARE, OHIO ON FLOOR 500 IN COURTROOM NO. _____. THE DATE FOR THIS HEARING IS SEVEN (7) OR MORE DAYS FROM THE DATE OF THE SERVICE OF THIS SUMMONS.

*****YOUR FAILURE TO APPEAR CAN RESULT IN YOUR EVICTION FROM THE PREMISES*****

*******SECOND CAUSE OF ACTION-MONEY ONLY*******

YOU ARE HEREBY SUMMONED AND REQUIRED TO SERVE UPON THE PLAINTIFF'S ATTORNEY OR UPON THE PLAINTIFF, IF HE HAS NO ATTORNEY OF RECORD, A COPY OF AN ANSWER TO THE COMPLAINT WITHIN TWENTY-EIGHT (28) DAYS AFTER SERVICE OF THIS SUMMONS ON YOU, EXCLUSIVE OF THE DAY OF SERVICE. YOUR ANSWER MUST BE FILED WITH THE CLERK OF THE DELAWARE COUNTY COMMON PLEAS COURT, 117 NORTH UNION STREET, FLOOR 300, ATTN: CIVIL DIVISION, DELAWARE, OHIO 43015 WITHIN THREE (3) DAYS AFTER THE SERVICE OF A COPY OF THE ANSWER ON THE PLAINTIFF, OR IF THE PLAINTIFF IS REPRESENTED BY COUNSEL, UPON THE PLAINTIFF'S ATTORNEY. THE NAME AND ADDRESS OF THE PLAINTIFF, OR IF THE PLAINTIFF IS REPRESENTED BY AN ATTORNEY, THE NAME AND ADDRESS OF THE PLAINTIFF'S ATTORNEY IS:

NATALIE FRAVEL
Delaware County Clerk of Courts

Deputy Clerk

CERTIFIED MAIL: _____

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NATALIE FRAVEL

Delaware County Clerk of Courts

Deputy Clerk

REGULAR MAIL: _____

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NATALIE FRAVEL

Delaware County Clerk of Courts

Deputy Clerk

RETURN OF SERVICE OF SUMMONS

I RECEIVED THIS SUMMONS ON _____, _____ AND WITH REGARD TO MAKING SERVICE ON THE ABOVE NAME DEFENDANT;

() I LOCATED THE DEFENDANT AT THE PREMISES AND TENDERED TO HIM/HER A COPY OF THE SUMMONS, COMPLAINT AND ACCOMPANYING DOCUMENTS.

() I WAS UNABLE TO LOCATE THE DEFENDANT AT THE PREMISES I THEREFORE LEFT A COPY OF THE SUMMONS, COMPLAINT AND ACCOMPANYING DOCUMENTS WITH A PERSON OF SUITABLE AGE AND DISCRETION THEREIN.

() I WAS UNABLE TO SERVE THE DEFENDANT BY EITHER OF THE METHODS DESCRIBED ABOVE, I THEREFORE POSTED THE SUMMONS, COMPLAINT AND ACCOMPANYING DOCUMENTS IN A CONSPICUOUS PLACE ON THE PREMISES.

DATE OF SERVICE _____

BY _____
(PROCESS SERVER)

BY _____
(DEPUTY SHERIFF)

SHERIFF'S FEES: SERVICE: \$ _____

MILEAGE: \$ _____

TOTAL: \$ _____