**MOUNT VERNON MUNICIPAL COURT, MOUNT VERNON, OHIO**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Plaintiff,

v. Case No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Defendant.

# MOTION TO REVIVE DORMANT JUDGMENT

Now comes the Judgment Creditor ( plaintiff/  defendant) in this action, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, and respectfully moves the Court for an order reviving the Judgment entered in favor of the Judgment Creditor and against the Judgment Debtor, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. The Judgment became dormant on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ] Judgment Creditor [ ] Attorney for the Judgment Creditor

Ohio Supreme Court Number\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Street Address

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

City State ZIP Code

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Telephone

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Email

**MOUNT VERNON MUNICIPAL COURT, MOUNT VERNON, OHIO**

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v. Case No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Defendant.

# ENTRY FOR REVIVOR OF JUDGMENT

This cause came to be heard on the motion for revivor of the judgment herein. The Court finds that the Judgment Debtor, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, has been served with a copy of the Motion to Revive Dormant Judgment and has failed to file a response with the Court that explains why the Judgment should not be revived.

IT IS THEREFORE ORDERED that said dormant Judgment entered on (insert date) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_ for the sum of $ \_\_\_\_\_\_\_\_\_\_, including costs and interest to date, is revived.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

John C. Thatcher, Judge

APPROVED:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[ ] Judgment Creditor [ ] Judgment Creditor’s Attorney

MOUNT VERNON MUNICIPAL COURT

SMALL CLAIMS DIVISION

5 North Gay Street, 3rd Floor

Mount Vernon, Ohio 43050

# REVIVING A DORMANT JUDGMENT

A judgment becomes dormant when no action is taken to enforce it for a period of five years.

The Judgment Creditor (the person who has the judgment) may file a motion to revive the judgment any time within the next ten years.

Once a judgment is revived, it is enforceable and the Judgment Creditor can take steps to collect the judgment. The judgment will become dormant in five years when no action to collect is taken.

To revive a dormant judgment the Judgment Creditor can take the following steps.

1. Prepare a “Motion to Revive Dormant Judgment” and Entry for Revivor of Judgment. The forms are available at https://mountvernonmunicipalcourt.org/civil-division/ and in the Clerk of Court’s Office. You will need the original forms, a copy for your records and one for each of the defendants.

1. The cost to file the Motion for Revivor is $30.00 for up to three defendants. You will need to provide Instructions for Service to the Clerk that tell the Clerk you are requesting service for the defendant(s) at the address you provide and the kind of service you want. Instructions are available at https://mountvernonmunicipalcourt.org/civil-division/ and in the Clerk of Court’s Office.

1. The Clerk will prepare a summons to send with a copy of the Motion to Revive Dormant Judgment. The Judgment Debtor(s) has 28 days from the date when the motion is served to respond. To determine the date the Judgment Debtor was served, you can check the public access page of the Clerk’s web site: <https://mountvernonmunicipalcourt.org>. If the information is not available on the web page, you may call the Clerk of Court at 740-393-9510 and ask the clerk to look this up in your case file. The Revivor will not be approved until there is service of process. If the Judgment Debtor responds to the motion, the case will be referred to the Judge for consideration.

1. If the Judgment Debtor(s) does not respond by the 31st day after service, you may file the

“Entry for Revivor of Judgment” with the Clerk. You may send the Entry to the Clerk of Court by mail. To obtain a copy of the final Entry, enclose a stamped self-addressed envelope with the Entry.