

**IN THE COURT OF COMMON PLEAS
CLINTON COUNTY, OHIO**

Plaintiff(s),

CASE NO. _____

vs-

_____ et al.
Defendant(s).

**ATTORNEY'S CERTIFICATION
OF READINESS
(Local Rule 20 - Form 2)**

To the Court of Common Pleas, Clinton County, Ohio:

The undersigned attorney of record for _____ (party seeking judicial sale), hereby certifies to the Court the following, with respect to this matter:

YES

NO
(Attach explanation)

ITEM CERTIFIED

- | | | |
|-------|-------|---|
| _____ | _____ | 1.0) A legible copy of the <u>promissory note</u> is attached to the Complaint or Cross Claim. |
| _____ | _____ | 2.0) A legible copy of the <u>recorded mortgage</u> with a legible legal description is attached to the Complaint or Cross Claim |
| _____ | _____ | 3.0) The <u>legal description</u> in the mortgage is correct and has been approved for transfer by the Clinton County Tax Map Office. Local Rule 20 - Form 1 is attached to this Certification. |
| _____ | _____ | 3.1) The legal description in the mortgage is <u>incorrect</u> . I have asserted a count for reformation of the mortgage. Local Rule- "Form 1 Supplemental" is attached to this Certification. |
| _____ | _____ | 4.0) A Preliminary Certificate of Title as required by Local Rule 20 was filed and completed not more than thirty (30) days prior of the filing of the Complaint. |

YES

NO
(Attach explanation)

ITEM CERTIFIED

5.0) A Final (Supplemental) Certificate of Title has been filed. Its start date matches the preliminary report's end date and covers the lis pendens date. It lists all additional parties not subject to lis pendens.

6.0) All parties claiming an interest in the subject property(ies), as disclosed in the preliminary and final Certificate of Title have been named as defendant and their interest have been identified.

6.1) No parties are minors or incompetent.

7.0) I have examined the service returns in the Case file; and

A. Service has been perfected on all named defendants.

- and -

B. Except parties served by publication, I have served all filings subsequent to the service of the Complaint at a proper address for all parties or, if counsel has entered an appearance for a party, a proper address for that party's counsel.

8.0) The party seeking judgment is the holder of a note and holder of a record of a mortgage.

8.1) Proof that the party seeking judgment is a current holder of a note is in the file.
(assignment)

8.2) Proof that the party seeking judgment is a current holder of record of a mortgage is in the file.(assignment)

9.0) No Defendants have contested the allegations of the Complaint or Cross Claim(s)

YES

NO
(Attach explanation)

ITEM CERTIFIED

- | | | |
|-------|-------|--|
| _____ | _____ | 9.1) <input type="checkbox"/> I have filed a properly supported Motion for Summary Judgment that addresses all of my clients claims or <input type="checkbox"/> the contested claims are otherwise being litigated. |
| _____ | _____ | 10) A Motion for Default Judgment has been filed against all of the parties who are in default or |
| _____ | _____ | 10.1) All parties have answered movant's claims and no motion for default judgment is necessary. |
| _____ | _____ | 11.0) The Clinton County Treasurer has been named as a defendant for the claim of real property taxes. |
| _____ | _____ | 12.0) If the United States of America is named a defendant because of IRS liens, service has been requested upon both the Att. Gen. of the U. S. and upon the U. S. Attorney for the S. Dist. of Ohio in accordance with 28 U.S.C. 2410. |
| _____ | _____ | 13.0) I have no knowledge of any bankruptcy proceeding currently pending against any defendants named herein. |
| _____ | _____ | 13.1) A <u>bankruptcy</u> proceeding is currently pending for one or multiple Defendants named in this case, but relief from stay has been granted to Plaintiff(s) to proceed in this matter. |
| _____ | _____ | 14.0) For all parties who have not entered an appearance and are capable of serving in the United States Armed Forces, I have filed an affidavit that complies with 50 U.S.C. 521 (the Service Members' Civil Relief Act). |
| _____ | _____ | 15) The title to any manufactured home located on the real estate has been surrendered to the County Auditor and is being taxed as part of the real estate. |

I understand that if the above requirements are not met as of the date of the default hearing or date a response to the motion for summary judgment is due, my case will be dismissed without prejudice at my client's cost. Pursuant to Civil Rule 11, I understand that the Court shall be relying upon the information contained in this Certificate.

Certified this _____ day of _____, 20____.

Attorney for: _____