State of Tennessee, County of Davidson

To Any Lawful Order to Execute and Return:

Summon each Defendant to appear before the Judge of the General Sessions Court of Davidson County on _____, 20__, to be held in Courtroom 1A. Justtice A.A. Birch Building, 408 2nd Avenue North, Nashville, Tennessee, to answer the claim by Plaintiff(s) for a money judgment of $_____ and possession of the described property _____

_____

having a value of $_____. Plaintiff(s) claim possession because _____

_____

A copy of the writing, if any, upon which Plaintiff(s) claim is founded must be attached. Plaintiff(s) makes oath that the foregoing is true to the best of the Plaintiff's knowledge and belief.

_____ Plaintiff/Affiant

Sworn to and subscribed on _____, 20__.

Deputy Clerk/Notary Public _____

(Commission Expires on_____)

JUDGMENT

☐ Judgment is granted to Plaintiff(s) against Defendant(s)_____ in the amount of $_____ and all costs and taxes, and for possession of the described property for which a writ of possession shall be issued on Plaintiff's request. If this action is governed by the Uniform Commercial Code Provisions of state law, Plaintiff shall dispose of said property in accordance with the applicable provisions of said law and shall notify Defendants of the amount to be credited against this judgment prior to the issuance of any writ of execution. Judgment is based on: ☐ Default of Defendant ☐ Agreement of Parties ☐ Trial in Court

☐ Case is dismissed and all costs and taxes are to be paid by Plaintiff, for which execution may issue. Dismissal is based on:

☐ Failure to prosecute the suit by Plaintiff(s) ☐ Non-suit by Plaintiff, requested by:

_____

☐ Finding in favor of Defendant(s) after trial

Date: _____, 20__.

_____

Judge, Division ____, Metropolitan General Sessions Court

To request an ADA accommodation, please contact Dart Gore at (615) 880-3309.

COURTROOM 1A

No. _____

☐ **Alias**
☐ **Amended**
☐ **Counter-Claim**

Plaintiff(s)

Address

Telephone **vs.**

Defendant

Address

Defendant

Address

WARRANT TO RECOVER

Metropolitan General Sessions Court

Issued _____, 20_____

RICHARD R. ROOKER, Clerk

By:_____
Deputy Clerk

Day of week _____

Set for 8:45 A.M. on _____, **20**_____
Courtroom 1A,
Justice A. A. Birch Building
408 Second Avenue North
P.O. Box 196304
Nashville, Tennessee 37219-6304

Reset for: _____

Came to hand same day issued and executed as commanded on:

_____

Served:_____, **20**_____

_____

Sheriff/Process Server

_____Attorney for Plaintiff

_____ Telephone

_____Attorney for Defendant

Print Form Reset Form

ORDER

_____

_____

_____

_____

This the ____ day of _____ , 20__.

_____

Judge

AFFIDAVIT

To the best of my information and belief, after investigation of Defendant's employment, I hereby make affidavit that the Defendant is/is not a member of a military service.

_____

Attorney for Plaintiff or Plaintiff

_____

Notary Public

My Commission Expires _____

PLAINTIFF'S BOND FOR RESTRAINING ORDER: We hereby bind ourselves, our heirs, and assigns to Defendant(s) in the penal sum of $_____, being the value of the described property, this obligation to be void should Plaintiff(s) abide by and perform the judgment of the Court in this manner.

Date: _____

Principal: _____

Surety: _____

FIAT: Upon posting bond of $_____, Defendant(s) are hereby restrained from damaging, concealing, or removing the described property from the jurisdiction of this Court.

IF THIS RESTRAINING ORDER IS VIOLATED, DEFENDANT(S) COMMITS A CLASS C MISDEMEANOR AND IS SUBJECT FOR EACH VIOLATION TO A FINE NOT TO EXCEED FIFTY DOLLARS ($50) AND/OR IMPRISONMENT UP TO THIRTY (30) DAYS

Date: _____

Judge:_____

WAIVER: I (we), the Defendant(s) herein, acknowledge that the Plaintiff is entitled to possession of the described property, and I (we) hereby voluntarily waive any right to a hearing by tendering the property herewith to the officer, and I (we) acknowledge that if I (we) do not appear and answer as to the merits of the matter on the date specified herein, that a default judgment may be entered against me (us). I (we), the Defendant(s), herein acknowledge that the process server has read and explained to me (us) that I (we) have a constitutional right to a hearing and that I (we) are not required to sign this document of waiver and that I (we) have signed this document of waiver voluntarily.

Date: _____

Defendant: _____

TO THE DEFENDANT(S):

NOTICE

Failure to appear and answer this Summons will result in judgment by default being rendered against you for the relief requested. Tennessee law provides a ten thousand dollar ($10,000) personal property exemption from execution or seizure to satisfy a judgment. If a judgment should be entered against you in this action and you wish to claim property as exempt, you must file a written list, under oath, of the items you wish to claim as exempt with the clerk of the court. The list may be filed at any time and may be changed by you thereafter as necessary; however, unless it is filed before the judgment becomes final, it will not be effective as to any execution or garnishment issued prior to the filing of the list. Certain items are automatically exempt by law and do not need to be listed; these items include items of necessary wearing apparel (clothing) for yourself and your family and trunks and other receptacles necessary to contain such apparel, family portraits, the family Bible, and school books. Should any of these items be seized, you would have the right to recover them. If you do not understand your exemption right or how to execute it, you may wish to seek the counsel of a lawyer.