

**In the Court of Common Pleas
Guernsey County, Ohio
General Division**

Affidavit Regarding Mistaken Identity

State of Ohio	)	Case No.:	
	) SS:	Lien Journal (if applicable):	
County of Guernsey	)	Lien Page (if applicable):	

I,

,

 (Name) *(Social Security Number)*

,

,

,

(Address) *(City)* *(State)* *(Zip)*

being first duly cautioned and sworn depose and say that I am **NOT** the same

(Name)

named as a defendant or judgment debtor in the above captioned case(s) or judgment(s) as recorded in the Office of the Guernsey County Clerk of Courts.

The undersigned also certifies to the following:

I further disavow any knowledge or responsibility for said case(s) or said judgment(s).

Further affiant saith not.

(Affiant's signature)

Sworn and subscribed by me this _____ day of _____, 20 ____.

(Notary Public)

To People Who Are Adversely Affected By a Lien Filed Against Someone with a Similar Name

If you feel you have suffered as a result of a case of mistaken identity and are in need of assistance, we hope this letter will provide assistance in both understanding and remedying your issue. When a judgment lien is filed, whether it is by a private litigant or by a taxing authority, it is likely placed against real estate owned by the debtor and can even show up on their personal credit report. Liens are generally valid for five years; with the exception of state tax liens that are valid for ten. These liens can show up in your records, because they were filed against someone with the same name or one similar to yours. Unfortunately, you have been affected by this unintended circumstance. This consequence can result in adverse effects to your credit rating and may slow down or even halt the closing of a real estate transaction, until the matter can be resolved.

The Affidavit form is being provided as a courtesy to assist anyone affected by this awkward issue. It is our understanding that most real estate title examiners and credit agencies will accept the Affidavit or Notice as sufficient evidence to clear your credit or title blemish. However, we cannot guarantee that they will not require additional information or paperwork.

Judgment Liens

There are steps you can take to prove that the lien showing up in your record is against a different individual. In an attempt to assist those who have been adversely affected by the filing of judgment liens against a person with a similar name, the Clerk of Courts is providing the attached **AFFIDAVIT REGARDING MISTAKEN IDENTITY**. Fill out the Affidavit with as much distinguishing information as possible, in the lines provided, and then have it notarized. In the case that a private litigant filed the lien(s), the Clerk of Courts will file the Affidavit for record without charge in the case.

State Tax Liens

If the lien(s) have been filed by the State of Ohio, the Ohio Attorney General's Office will need to get involved (**See Form M-4 Affidavit of Mistaken Identity – Tax Liens**). You may also obtain this information at <https://www.ohioattorneygeneral.gov/files/forms>, then select Collections. Once the information is received and reviewed, the Ohio Attorney General's Office will provide you with a **Notice**, releasing you from any responsibility of the lien(s), which do not belong to you. **You will then need to file it with the Clerk of Courts and/or mail a copy to the three major credit bureaus.**