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

**Civil Division**

**CASE NO. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**CAPITAL ONE AUTO FINANCE**

**7933 PRESTON ROAD**

**PLANO, TX 75024**

**PLAINTIFF,**

**V.**

**ISSIAH DOOLEY**

**4074 RAFT LANE**

**OBETZ, OH 43207**

**DEFENDANT,**

**ORDER OF POSSESSION**

This matter coming on to be heard upon Capital One Auto Finance’s (“Plaintiff”) Complaint and Motion for Order of Possession, together with the supporting Affidavit of Plaintiff describing the specific and tangible property sought to be replevied, to wit: 2020 Nissan Altima, VIN 1N4BL4CVXLN321622 (“Vehicle”), including accessories, stating therein said Affidavit Plaintiff's interest in the Vehicle, further stating the manner in which Issiah Dooley(“Defendant”) came into possession of the Vehicle, further stating the reasons why detention of the Vehicle by Defendant is wrongful, further stating to the best of Plaintiff's knowledge the reasons why Defendant may claim the detention is not wrongful, further stating the use to which the Vehicle has been put after investigating said use, further stating that Plaintiff is and will continue to be injured by the detention of the Vehicle by Defendant, further stating, to Plaintiff's best knowledge, the location of the Vehicle, and further stating that the Vehicle was not taken for a tax, an assessment, or a fine pursuant to statute, or not otherwise seized under execution of judgment against Plaintiff. This Court finds that there is no just reason for delay and, therefore, good cause having been shown, it is hereby ORDERED that Plaintiff, in cooperation with the Sheriff of this County, take possession of the Vehicle wrongfully detained from Plaintiff and if the Vehicle is not voluntarily delivered, they may cause any building or enclosure where the Vehicle may be located to be broken open in such a manner as you reasonably believe will cause the least damage, you shall also remove any and all obstacles which hinder the removal of the Vehicle, and you shall cross any and all areas of the property, including the area under which a septic tank and /or sewer line may be located, but your authority to enter and search is limited to the property of Defendant and any other private places specified in this writ. The Sheriff is further specifically authorized to allow and permit Plaintiff's representatives to take any and all actions reasonably necessary to remove the Vehicle from the property, including, but not limited to, any bulldozing, excavating, removal of fences, cutting of locks, removal of obstacles or other work that might be reasonably necessary to create a route over which the Vehicle may be removed from the property, Vehicle being located at 4074 Raft Lane, Obetz, OH 43207, and having been more particularly described in Plaintiff's Affidavit.

It is further ORDERED that Defendant named herein turn over possession of the Vehicle to Plaintiff immediately.

It is further ORDERED that Plaintiff furnish the requisite bond, in the sum of $24,300.00*.*

It is further ORDERED that any Defendant named herein may recover possession of the Vehicle by executing and delivering a bond in a like sum in favor of Plaintiff.

**IT IS SO ORDERED.**

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JUDGE, FRANKLIN COUNTY

TENDERED BY:

/s/ Christopher M. Hill\_\_\_\_\_\_

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