

#### **425.111 Plaintiff's bond.**

- (1) The judicial officer shall not issue a temporary restraining order or a writ of possession until the plaintiff has filed with the court a written bond that, if the plaintiff fails to recover judgment in the action, the plaintiff shall return the property to the defendant, if return thereof be ordered, and shall pay all costs that may be awarded to the defendant and all damages referred to in subsection (2), not exceeding the amount of the bond. The bond shall be executed by one (1) or more sufficient sureties in an amount not less than twice the value of the property as determined by the judicial officer. This subsection may be satisfied by the posting of a cash bond.
- (2) The damages referred to in subsection (1) are all damages sustained by the defendant which are proximately caused by operation of the temporary restraining order and preliminary injunction, if any, the levy of the writ of possession, and the loss of possession of the property pursuant to levy of the writ of possession or in compliance with an order issued under KRS 425.036.

**History:** Created 1976 Ky. Acts ch. 91, sec. 22.