

IN THE JUSTICE COURT OF THE STATE OF OREGON
FOR THE COUNTY OF CLACKAMAS
Small Claims Department

v. _____ Plaintiff

Defendant

Case No. _____

**MOTION FOR DEFAULT JUDGMENT
&
DEFENDANT STATUS DECLARATION**

Attach Completed Small Claim General Judgment Form

I, (name) _____, request a default judgment against (name) _____ for:

1. Money award	\$ _____
2. Prejudgment interest	\$ _____
3. Costs and service expenses	\$ _____
4. Prevailing party fee (ORS 20.190)	\$ _____

Total judgment award:

\$ _____

Plus Post-Judgment interest at _____% per annum. ORS 82.010

I request the following terms in addition to or instead of a money award (describe property requested):

I certify that:

1. The above-named defendant was properly served with a copy of the claim and failed to pay or deny the claim within 14 days;

and

2. The person I request judgment against is not a minor, a protected person, a respondent, or incapacitated, as these terms are defined in ORS 125.005;

and

is in active military service. A signed waiver is attached (*attach signed SCRA waiver*) **(or)**

is not in active military service* Certificate of Service or printout from Dept. of Defense website attached (*or*) describe facts that support this statement _____

I am unable to determine whether this person is in military service. Describe reason _____

I hereby declare that the above statements are true to the best of my knowledge and belief, and that I understand they are made for use as evidence in court and I am subject to penalty for perjury.

Date

Signature

Name (print)

*Certain members of the military may be protected by the Servicemembers Civil Relief Act (SCRA) (50 U.S.C. App. 501 to 596). You cannot get a default judgment against a member of the military who is protected by this law unless other legal steps are followed or the defendant signs a waiver. Talk to a lawyer if you have concerns.