
Full Name of Party Filing Document

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City, State and Zip Code

Telephone

IN THE DISTRICT COURT FOR THE _____ JUDICIAL DISTRICT
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____

_____,
Plaintiff,
vs.
_____,
Defendant.

Case No.: _____

MOTION AND AFFIDAVIT
FOR ENTRY OF DEFAULT

STATE OF IDAHO)
) ss.
County of _____)

Plaintiff moves this Court for Entry of Default on the grounds that Defendant, having (a) received notice by personal service; or (b) been served by publication, has failed to appear within the time period for answering the Complaint in the above-entitled matter. This motion is made pursuant to Rule 55(a)(1) Idaho Rules of Civil Procedure and the pleadings filed herein.

I swear under oath:

1. I am Plaintiff in this action.
2. Proof of service upon Defendant is on file in this case.
3. Defendant has failed to answer or defend the above-entitled matter as required by law within twenty (20) days of the date of service.
4. Defendant is mentally competent and over the age of eighteen (18) years.
5. [] Defendant is not in the uniformed services as defined by the Servicemembers Civil Relief Act of 2003; I know this because _____

_____.

OR [] I am unable to determine whether Defendant is in the uniformed services as defined by the Servicemembers Civil Relief Act of 2003,

OR [] Defendant is in the uniformed services as defined by the Servicemembers Civil Relief Act of 2003, and has waived in writing Defendant's rights under the Act.

6. I certify the name of Defendant is _____, and the address most likely to give Defendant notice of entry of judgment of default is (address)

_____.

Date: _____, 20____.

Plaintiff

SUBSCRIBED AND SWORN before me on this ____ day of _____, 20____,

Notary Public for Idaho
Residing at _____
Commission Expires _____