
Full Name of Party Filing Document

Mailing Address (Street or Post Office Box)

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 _____

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_____.

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 _____