IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____

In the Matter of ☐ the Marriage of:	)	
	)	
_____,	)	Case No. _____
Petitioner,	)	
and	)	☐ PETITIONER'S ☐ RESPONDENT'S
	)	DECLARATION IN SUPPORT
	)	OF MOTION FOR ORDER OF DEFAULT AND
_____,	)	ENTRY OF JUDGMENT BY DEFAULT
Respondent.	)	

1. The ☐ Petitioner ☐ Respondent was served with a true copy of the Motion, Affidavit, and Order to Show Cause Re Modification of Judgment and other documents required by law on the _____ day of _____, 20_____, in _____ County, State of _____. The manner of service on the ☐ Petitioner ☐ Respondent is set out in the Declaration of Service filed in this case. The ☐ Petitioner ☐ Respondent has failed to appear by filing a motion or answer or to otherwise defend within the time prescribed by law.

2. *Check one of the following:*
   A. ☐ The ☐ Petitioner ☐ Respondent **is not** now, and was not at the time of the service of the Summons and Motion, in the active military service of the United States.
   B. ☐ The ☐ Petitioner ☐ Respondent **is** now, or was at the time of the service of the Summons and Motion in the active military service of the United States.
      ☐ (*check if applicable*) ☐ Petitioner ☐ Respondent has waived his/her rights under the Service-members' Civil Relief Act, as shown by the attached affidavit, labeled as Exhibit _____.
   C. ☐ After diligent efforts, I am unable to determine whether or not the ☐ Petitioner ☐ Respondent is now, or was at the time of the service of the Summons and Motion, in the active military service of the United States.
      ☐ (*check if applicable*) I have requested, but have not yet received, a determination from the Department of Defense regarding ☐ Petitioner's ☐ Respondent's military status.

3. REQUIRED: The following facts support my declaration regarding ☐ Petitioner's ☐ Respondent's military status:_____
_____
_____

4. To the best of my knowledge and belief, ☐ Petitioner ☐ Respondent is not now and was not at the time of the service of the Summons and Motion a minor, incapacitated, a financially incapable person, a protected person, or a Respondent in a fiduciary protective proceeding, as defined by Oregon law.

5. REQUIRED *(choose one of the following options)*:

☐ I have not received written notice of the ☐ Petitioner's ☐ Respondent's intent to appear.

☐ I have received written notice of the ☐ Petitioner's ☐ Respondent's intent to appear. I therefore filed and served the ☐ Petitioner ☐ Respondent with written notice of my intent to apply for an order of default on _____ *(date)* which is a date at least ten days before I filed this motion.

6. I request entry of an order of default and that my judgment by default be signed.

7. Attorney fees and costs and expenses are allowable under ORS 107.135(8).

8. The relief I am requesting is modification of judgment, including any amounts due, as set out in the accompanying Supplemental Judgment Modifying Judgment. The Supplemental Judgment conforms to the relief requested in the motion I filed in this matter.

Certificate of Document Preparation. You are required to truthfully complete this certificate regarding the document you are filing with the court. Check all boxes and complete all blanks that apply:

☐ I selected this document for myself and I completed it without paid assistance.

☐ I paid or will pay money to _____ for assistance in preparing this document.

I HEREBY DECLARE THAT THE ABOVE STATEMENT IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND IT IS MADE FOR USE AS EVIDENCE IN COURT AND IS SUBJECT TO PENALTY FOR PERJURY.

DATED this _____ day of _____, 20_____.

_____

Signature Print Name

_____

Address or Contact Address City, State, Zip Telephone or Contact Telephone

I certify this is a true copy:

_____

☐ Petitioner's ☐ Respondent's Signature