

**IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR LINN COUNTY**

**Small Claims Department**

\_\_\_\_\_) )  
 \_\_\_\_\_) )  
 \_\_\_\_\_) )  
 vs. Plaintiff(s) )  
 \_\_\_\_\_) )  
 \_\_\_\_\_) )  
 \_\_\_\_\_) )  
 Defendant(s) )

**CASE NO:** \_\_\_\_\_

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

**Attach Completed Small Claims General Judgment Form**

I, \_\_\_\_\_, plaintiff, request a default judgment against defendant(s) \_\_\_\_\_  
 \_\_\_\_\_ for:

1. A money award	\$
2. Prejudgment interest	\$
3. Costs and service expenses	\$
4. Prevailing party fee (ORS 20.190)	\$ 100.00

} **Total judgment award:**  
 \$ \_\_\_\_\_

I request the following terms in addition to or instead of a money award:

- Post judgment interest at the statutory rate (or \_\_\_\_\_% per year by agreement of the parties **(attach copy of agreement, contract or original promissory note)**)
- Other (describe property requested): \_\_\_\_\_

**I certify that:**

1. The above-named defendant(s) 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)  
 \_\_\_\_\_  
Address  
 \_\_\_\_\_  
City State Zip Phone Number

\*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.

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FOR LINN COUNTY  
**Small Claims Department**

\_\_\_\_\_ )  
 \_\_\_\_\_ )  
 \_\_\_\_\_ )  
 v. Plaintiff(s) )  
 \_\_\_\_\_ )  
 \_\_\_\_\_ )  
 \_\_\_\_\_ )  
 Defendant(s) )

**Case No:** \_\_\_\_\_  
**SMALL CLAIMS JUDGMENT  
AND MONEY AWARD**  
 \_\_\_ General \_\_\_ Limited \_\_\_ Supplemental  
 Submitted by: \_\_\_\_\_  
 \_\_\_ Plaintiff \_\_\_ Defendant

The court grants judgment **for** \_\_\_\_\_ (“judgment creditor”) and **against** \_\_\_\_\_ (“judgment debtor”).

In addition to or instead of a money award, the following provisions are ordered: \_\_\_\_\_

**MONEY AWARD**

Judgment Creditor: \_\_\_\_\_  
(name, address, phone number)

Judgment Creditor’s lawyer \_\_\_\_\_  
(name, address, phone number)

**Judgment Debtor(s) information**

\*Additional information attached, titled “Additional Judgment Debtors” if more than two debtors

Name	Debtor 1	Debtor 2
Address		
Year of Birth		
SSN (last 4 digits) or full Tax ID if known		
Driver License # (last 4 digits) & State if known		

No person or public body other than Judgment Creditor and Judgment Creditor’s lawyer is entitled to any part of this money award except: \_\_\_\_\_

The **total** amount awarded by this judgment is \$ \_\_\_\_\_, which includes:

1. Money Award \$	2. Prejudgment Interest \$
3. Costs & Service Expenses \$	4. Prevailing Party Fee (listed at ORS 20.190) \$100.00

Plus Post judgment interest on the amount in sections 1 and 2 at the rate set by ORS 82.010(2) (or \_\_\_\_\_% by agreement of the parties), and in sections 3 and 4 at the rate set by ORS 82.010(2)

**\*\*Date and signature to be completed by court personnel if judgment approved.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Circuit Court Judge or Court Clerk

\_\_\_\_\_  
Print Name