

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
Small Claims Department

Plaintiff
v.

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

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))
- other (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 _____

Plaintiff is a debt buyer or debt collector acting on behalf of a debt buyer
The initial pleading in this case did or did not comply with ORS 646A.670(1) and UTCR 5.180

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.