

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
Plaintiff (Landlord or Agent)  
v.

Case No: \_\_\_\_\_

**MOTION TO SET ASIDE  
RESIDENTIAL EVICTION  
JUDGMENT**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Defendant (Tenant or Occupant)

**MOTION**

I am a Defendant in this case (*name*): \_\_\_\_\_

I ask the court to set aside the judgment and seal the record of the case

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**STATEMENT OF POINTS AND AUTHORITIES**

ORS 105.163 requires the court to grant a motion to set aside a judgment and seal the official record of a residential eviction case if the judgment was for restitution of property and entered 5 years before the motion to set aside is filed and all terms including any money award are satisfied; if the judgment was stipulated to by the parties and all terms including any money award are satisfied; or if the case was dismissed.

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**DECLARATION**

The judgment I ask to set aside was a judgment of:

- dismissal in my favor (I was not ordered to leave the property)
- restitution in Plaintiff's favor (I was ordered to leave the property)
  - I have satisfied any money awards ordered in the judgment
  - Judgment was entered on (*date*): \_\_\_\_\_ which is more than 5 years before this *Motion* was filed
  - Judgment was based on claims that arose on or after April 1, 2020 and before March 1, 2022

stipulation (agreement)

I have satisfied all terms of the agreement and paid any money required

**I hereby declare that the above statements are true to the best of my knowledge and belief. I understand they are made for use as evidence in court and I am subject to penalty for perjury.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name (printed)

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, ZIP

\_\_\_\_\_  
Phone

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**Certificate of Mailing**

I certify that on *(date)*: \_\_\_\_\_ I placed a true and complete copy of this *Motion and Declaration* and a blank *Objection to Motion to Set Aside Residential Judgment* form in the United States mail to Plaintiff at *(plaintiff's address)*: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Date

\_\_\_\_\_  
Defendant (signature)

\_\_\_\_\_  
Defendant Name

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Plaintiff (Landlord or Agent)  
v.

Case No: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Defendant (Tenant or Occupant)

**OBJECTION TO  
MOTION TO SET ASIDE  
RESIDENTIAL EVICTION  
JUDGMENT**

**OBJECTION**

*(Must be filed with the court within **30 days** of service of the Motion)*

I am a Plaintiff in this case (*name*): \_\_\_\_\_

I object to the court setting aside judgment in this case and sealing the case record because:

- Judgment was entered less than 5 years before the *Motion* was filed
- Judgment was not based on claims that arose between April 1, 2020 and March 1, 2022
- The following judgment terms have not been satisfied (*explain*):

\_\_\_\_\_

\_\_\_\_\_

Another reason: \_\_\_\_\_

\_\_\_\_\_

**I hereby declare that the above statements are true to the best of my knowledge and belief. I understand they are made for use as evidence in court and I am subject to penalty for perjury.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name (printed)

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, ZIP

\_\_\_\_\_  
Phone