

IN THE JUSTICE COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF MARION  
SMALL CLAIMS DEPARTMENT

\_\_\_\_\_  
\_\_\_\_\_

Plaintiff

v.

\_\_\_\_\_  
\_\_\_\_\_

Defendant

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

**MOTION FOR DEAFULT JUDGMENT  
&  
DEFENDANT STATUS DECLARATION**

***Attach Completed Small Claim General Judgment Form***

I, (*name*) \_\_\_\_\_, request a default judgment against (*name*) \_\_\_\_\_ for:

1. Money Award	\$
2. Prejudgment interest	\$
3. Costs and service expenses	\$
4. Prevailing party fee (ORS 20.190)	\$

Total judgment award: \$ \_\_\_\_\_

Plus Post-Judgment interest at \_\_\_\_\_% per annum. ORS 82.010.

I request the following terms in addition to or instead of a money award (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 requested judgment against is not a minor, a protected person, a respondent or incapacitated, as these terms are defined in ORS 125.002;

*and*

is in active military. 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:*

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**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.**

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Date

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Signature

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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.