

DAVIS COUNTY JUSTICE COURT  
800 W STATE ST, FARMINGTON UT 84025  
Courtroom #2

**Plaintiff,**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Agent & Title

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Phone

VS.

**Defendant,**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Agent & Title

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Phone

**Defendant,**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Agent & Title

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Phone

SMALL CLAIMS AFFIDAVIT  
AND ORDER

DOCKET # \_\_\_\_\_

**AFFIDAVIT**

I swear the following is true:

- (1) Defendant owes me \$ \_\_\_\_\_ for the claim described in paragraph (2).  
 Plus the court filing fee \$ \_\_\_\_\_  
 Plus an estimated service fee of \$ \_\_\_\_\_  
 For a total of \$ \_\_\_\_\_
- (2) This claim arose on \_\_\_\_\_ for: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

- (3) Defendant resides or the claim arose within the jurisdiction of this court.

Plaintiff: \_\_\_\_\_

By: \_\_\_\_\_

(Agent's name and title, if appropriate)

SUBSCRIBED and SWORN to before me on \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
Clerk, Deputy or Notary

**SUMMONS**

THE STATE OF UTAH TO THE DEFENDANT: You are directed to appear at a trial and answer the above claim:

Date \_\_\_\_\_ at (time) \_\_\_\_\_

Courtroom #2, 800 W. State St. Farmington, UT

If you fail to appear at the trial, judgment may be entered against you for the amount listed above.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Clerk or Deputy

NOTICE TO DEFENDANT: A small claims case has been filed against you. This imposes upon you certain rights and responsibilities. If you need information, you may obtain a small claims information and instruction manual from the clerk of the court for a fee or you may obtain it free at: [www.utcourts.gov](http://www.utcourts.gov)

ADA NOTICE: If you need special accommodations (including communication aids and services) during this proceeding contact the clerks' office at (801)451-4488 at least three days before the proceeding.  
sc1/Sept, 2010

DAVIS COUNTY JUSTICE COURT  
800 W STATE ST, FARMINGTON UT 84025  
Courtroom #2

**Plaintiff,**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Agent & Title

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Phone

VS.

**Defendant,**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Agent & Title

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Phone

**Defendant,**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Agent & Title

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Phone

MILITARY SERVICE AFFIDAVIT  
AND ORDER

DOCKET # \_\_\_\_\_

I am the plaintiff in this case. To support my application for a default judgment and to comply with the Servicemembers Civil Relief Act, I swear of affirm that:

the Defendant is in the military service.

the Defendant is not in the military service.

I am unable to determine Defendant's military service status.

I have done the following research to support the above conclusion:

\_\_\_\_\_  
 (A certificate from the Department of Defense Manpower Data Center is the preferred evidence of military service status. Check this box only if you have attached that certificate.) I visited the Department of Defense Manpower Data Center website (<https://www.dmdc.osd.mil/appj/scra/scraHome.do>) to inquire about military service, and I entered the following indentifying information for the Defendant, which I know to be correct:

Name: \_\_\_\_\_ Date of Birth \_\_\_\_\_

Last 4 digits of social security number \_\_\_\_\_

I know the identifying information to be correct because: \_\_\_\_\_

I do not know and am unable to discover the Defendant's date of birth or social security number.

I have mailed a copy of this affidavit to the defendant at the following address:

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

Date \_\_\_\_\_ Plaintiff \_\_\_\_\_

\_\_\_\_\_, plaintiff, is personally known to me or presented satisfactory proof of identity to me. After being sworn and while under oath, plaintiff stated that he/she was acting voluntarily, had read and understood the preceding document, and the at the contents were true. Plaintiff then signed the document in my presence.

Date \_\_\_\_\_ Clerk/Notary \_\_\_\_\_  
Seal

**ORDER**

Pursuant to the above affidavit and the Servicemembers Civil Relief Act, the Court ORDERS that:

The plaintiff does not need to file a bond.

The plaintiff must file a bond in the amount of \$ \_\_\_\_\_

The court appoints \_\_\_\_\_ as attorney to represent the Defendant.

Date \_\_\_\_\_ Judge \_\_\_\_\_

sc2/Sept, 2010

DAVIS COUNTY JUSTICE COURT  
800 W STATE ST, FARMINGTON UT 84025  
Courtroom #2

**Plaintiff,**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Agent & Title

\_\_\_\_\_  
Address

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City, State, Zip

\_\_\_\_\_  
Phone

VS.

**Defendant,**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Agent & Title

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Phone

**Defendant,**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Agent & Title

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Phone

SMALL CLAIMS JUDGMENT

DOCKET # \_\_\_\_\_

Date of Trial: \_\_\_\_\_

Parties Appearing:     Plaintiff  
                                   Defendant \_\_\_\_\_  
                                   Defendant \_\_\_\_\_

THE COURT ORDERS JUDGMENT AS FOLLOWS:

**1) ON THE PLAINTIFF'S CLAIM:**

A.  FOR THE PLAINTIFF

\$ \_\_\_\_\_ Principal (including any allowable pre-judgment interest and fees)

\$ \_\_\_\_\_ Court Costs

\$ \_\_\_\_\_ Total Judgment,  at \_\_\_\_\_ percent per year interest (the current state post-judgment rate). **OR**  
 \_\_\_\_\_ percent per year interest (pursuant to the contract between parties).

B.  FOR THE DEFENDANT:  No Cause of Action    Dismissal with Prejudice    Dismissal without Prejudice  
**This judgment is effective for 8 years.**

**2) ON THE DEFENDANT'S COUNTER-CLAIM:**

A.  FOR THE DEFENDANT

\$ \_\_\_\_\_ Principal (including any allowable pre-judgment interest and fees)

\$ \_\_\_\_\_ Court Costs

\$ \_\_\_\_\_ Total Judgment,  at \_\_\_\_\_ percent per year interest (the current state post-judgment rate). **OR**  
 \_\_\_\_\_ percent per year interest (pursuant to the contract between parties).

B.  FOR THE PLAINTIFF:  No Cause of Action    Dismissal with Prejudice    Dismissal without Prejudice

3) THE COURT FURTHER ORDERS: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Date

\_\_\_\_\_  
Judge's Signature

**NOTICE OF JUDGMENT**

I certify that I  mailed  delivered a copy of this Judgment to  Plaintiff  Defendant at the address on file with the court.

\_\_\_\_\_  
Date  
sc3/Sept,2010

\_\_\_\_\_  
Clerk / Plaintiff