Original - Court 1st copy - Plaintiff 2nd copy - Defendant Approved, SCAO 3rd copy - Proof of mailing

**STATE OF MICHIGAN JUDICIAL CIRCUIT** 

## **MOTION AND AFFIDAVIT** TO SET ASIDE DEFAULT

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| JUDICIAL DISTRICT  | (CIVIL)  |   |   |
|--|--|---|---|
| Court address  |  |   | Court telephone no  |
| Plaintiff's name, address, and telephone no.   | <b>V</b> Defendant   | t's name, address, and telephone no   | 0.  |
| Plaintiff's attorney, bar no., address, and telephone no.  | Defendant  | d's attorney, bar no., address, and te  | elephone no.  |
|  | MOTION AND AFFIDAVIT   | Г   |   |
| 1. \( \square\) a. A default was entered against me on \( \square\) A judgment has not been entered yet.   |  | for failure to □answe   | r. 🗆 appear.  |
| <ul> <li>□ b. A default judgment was entered against 21 days has not yet passed since that de □ c. 21 days has passed since the default judge.</li> <li>2. □ a. The court lacks jurisdiction because I was □ b. I have good cause for my failure to appear I have a meritorious (valid) defense for the sakethe court to set aside the default/default judgment to state my reasons for this request.</li> <li>4. This affidavit is made on my personal knowledgen.</li> </ul> | efault judgment date. gment was entered, but I was as not served with the summer ear/answer. I did not appear the claim. My defense is: (A | s not personally served the sun<br>ons and complaint.<br>or answer because: (Attach a s<br>attach a separate sheet if needed.)<br>sired, I agree to appear on the o | nmons and complaint. separate sheet if needed.) date scheduled by the |
| Subscribed and sworn to before me on   |  |   | County, Michigan.   |
| My commission expires:   | Signature:   | public  |   |
| Notary public, State of Michigan, County of  |  |   |   |
| To be completed by the court. NOTICE OF HEA  | ARING ON MOTION TO SET   | ASIDE DEFAULT   |   |
| A hearing will be held on  |  | at  |   |
| at   | before Hon   |   | Bar no.   |
| Date   | Deputy court of CERTIFICATE OF MAILIN  |   |   |
| I certify that on this date I served a copy of this raddressed to their last-known addresses as define   |  | on the parties or their attorn  | eys by first-class mai  |