

<b>STATE OF MICHIGAN JUDICIAL DISTRICT</b>	<b>MOTION AND AFFIDAVIT TO SET ASIDE DEFAULT MONEY JUDGMENT (LANDLORD/TENANT)</b>	<b>CASE NO.</b>
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Court address \_\_\_\_\_ Court telephone no. \_\_\_\_\_

Plaintiff's name, address, and telephone no.
Plaintiff's attorney, bar no., address, and telephone no.

v

Defendant's name, address, and telephone no.
Defendant's attorney, bar no., address, and telephone no.

**MOTION AND AFFIDAVIT**

1. A default was entered against me on \_\_\_\_\_ for failure to appear.  
Date
2. **I ask** the court to set aside the default money judgment (motion must be filed within 10 days of default judgment).
3.  a. The court lacks jurisdiction because I was not served with the summons and complaint.  
 b. I have good cause for my failure to appear/answer. I did not appear or answer because: (Attach a separate sheet if needed.)

I have a meritorious (valid) defense for the claim. My defense is: (Attach a separate sheet if needed.)

4. This affidavit is made on my personal knowledge and, if sworn as a witness, I can testify competently to the facts in this affidavit.

\_\_\_\_\_  
Applicant/Attorney signature Bar no.

Subscribed and sworn to before me on \_\_\_\_\_, \_\_\_\_\_ County, Michigan.  
Date

My commission expires: \_\_\_\_\_ Signature: \_\_\_\_\_  
Deputy clerk/Notary public

Notary public, State of Michigan, County of \_\_\_\_\_

To be completed by the court. **NOTICE OF HEARING ON MOTION TO SET ASIDE DEFAULT**

A hearing will be held on \_\_\_\_\_ at \_\_\_\_\_  
Date Time

at \_\_\_\_\_ before Hon. \_\_\_\_\_  
Location Bar no.

\_\_\_\_\_  
Date Deputy court clerk

**CERTIFICATE OF MAILING**

I certify that on this date I served a copy of this motion and notice of hearing on the parties or their attorneys by first-class mail addressed to their last-known addresses as defined by MCR 2.107(C)(3).

\_\_\_\_\_  
Date Signature