

APPLICATION FOR DEFAULT JUDGMENT

IN THE PROVINCIAL COURT OF NEWFOUNDLAND (SMALL CLAIMS DIVISION)

COURT FILE NUMBER

COURT LOCATION

In the case between:

Fill in the names, copying them from the statement of claim.

_____ **PLAINTIFF(S)**

and

_____ **DEFENDANT(S)**

Proof of Claim
Fill in the blanks and have your signature witnessed.

I, _____ of _____ address _____ make oath and say as follows. 1. That the statement of claim was served on the defendant by _____ on _____ date _____. That since the issuance of the statement of claim the defendant has paid the sum of _____ (if the defendant has not made any payments, state _____) and the amount still owing to the plaintiff is _____.

Sworn to at _____ in the Province of Newfoundland.

this _____ day of _____ 20 _____

before me.

Justice of Peace
Notary Public or
Commissioner for oaths

plaintiff's signature

Fill in this section.
If you appeared in court, the judge will have told you what the terms of the judgment are.

If no court appearance was required the terms of the Judgment will be those requested on your Statement of Claim.

DEFAULT JUDGMENT

As _____ defendant has not filed a reply and the plaintiff has proved the defendant has been served with the Statement of claim, **THIS COURT ORDERS THE DEFENDANT TO:**

PAY		
THE SUM OF		
	\$	amount of claim granted by court
	+ \$	expenses
	+ \$	interest
	= \$	TOTAL AMOUNT

This will be signed and dated by the court.

_____ month _____ day _____ year _____ by the court

THE DEFENDANT IS ORDERED TO CARRY OUT THE TERMS OF THE JUDGMENT IMMEDIATELY.

The court staff will fill in this section.

- No hearing is required _____ or _____
- A hearing is required before a Judge of the Provincial Court. At the hearing, the Judge will determine the amount the plaintiff is entitled to, or the terms of an appropriate order or judgment for this case.

A HEARING WILL BE HELD ON

_____ month _____ day _____ year at _____ time M _____ or as soon after this time as the court schedule allows.

at _____ court location

If you cannot attend this hearing please notify the Court.
If you do not attend at the time set for the default hearing, the Judge may cancel it.