
Full Name of Party Filing Document

Mailing Address (Street or Post Office Box)

City, State and Zip Code

Telephone

IN THE DISTRICT COURT FOR THE _____ JUDICIAL DISTRICT
FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____

_____,
Petitioner,
vs.
_____,
Respondent.

Case No. _____

MOTION AND AFFIDAVIT
FOR ENTRY OF DEFAULT

Petitioner moves this Court for Entry of Default on the grounds that Respondent, having (a) received notice by personal service; or (b) been served by publication, has failed to appear within the time period for answering the Petition in the above-entitled matter. This motion is made pursuant to Rule 301 Idaho Rules of Family Law Procedure and the pleadings filed herein.

I swear under oath:

1. I am Petitioner in this action.
2. Proof of service upon Respondent is on file in this case.
3. Respondent has failed to answer or defend the above-entitled matter as required by law within twenty (20) days of the date of service.
4. Respondent is mentally competent and over the age of eighteen (18) years.
5. Respondent is not in the uniformed services as defined by the Servicemembers Civil Relief Act of 2003; I know this because _____

or I am unable to determine whether Respondent is in the uniformed services as defined by the Servicemembers Civil Relief Act of 2003

or Respondent is in the uniformed services as defined by the Service members Civil Relief Act of 2003, and has waived in writing Respondent's rights under the Act.

6. I certify the name of Respondent is _____, and the address most likely to give Respondent notice of entry of judgment of default is (address) _____

Date: _____

Petitioner

STATE OF IDAHO)
) ss.
County of _____)

SUBSCRIBED AND SWORN before me on this _____ day of _____

Notary Public for Idaho
Residing at _____
Commission expires _____