Reset

For Clerk's Use Only

Name of Person Filing: _____
Mailing Address: _____
City, State, Zip Code: _____
Phone Number(s): _____
ATLAS Number (if applicable):_____
State Bar Number (if applicable):_____
Representing ☐ **Self** ☐ **Petitioner** ☐ **Respondent**

SUPERIOR COURT OF ARIZONA
MOHAVE COUNTY

_____
(Name of Petitioner)

Case No._____

APPLICATION FOR DEFAULT
AFFIDAVIT OF DEFAULT
AND ENTRY OF DEFAULT

_____
(Name of Respondent)

NOTICE: THIS IS AN IMPORTANT COURT DOCUMENT. When this document is properly completed and filed, Default has been applied for and entered. The Default will be effective ten (10) days after the filing of this completed document, unless the Defendant/Respondent files an Answer/Response or otherwise defends before the ten day period expires.

STATE OF ARIZONA)
County of Mohave) ss.

1. I am the Petitioner in this court case. I understand and make the following statements under oath. I give notice that I am requesting entry of default against the other party, the Respondent, because the Respondent has **not** filed an Answer/Response.

2. Service of the court papers on Respondent has been accomplished as follows: (check **ONLY** one box)

   ☐ The Respondent has signed an ***"Acceptance of Service"*** and has accepted service of the Summons, Complaint or Petition and other papers. The Respondent has **not** filed an ***"Answer/ Response",*** or otherwise appeared or defended in this court case. Default may be entered.

   OR

   ☐ I have served the Respondent according to law with the Summons, Complaint or Petition and other papers. Respondent has **not** appeared, answered, responded or otherwise defended in the time required by law.

3. The Respondent is either **not** in the active military service of the United States or has otherwise waived his/her rights under the Soldier's and Sailor's Civil Relief Act.

4. By completing the Certificate of Mailing or Delivery at the bottom of this form, I certify that I am mailing or delivering a copy of this Application and Affidavit to the Respondent as notice that I have applied for default and default has been entered in this court case.

5. Check all boxes that are true:

   ☐ I have mailed a copy of this Application and Affidavit to the Defendant/Respondent at his/her last known address, **AND**

   ☐ **IF** I know the Respondent, who I claim to be in default, is represented by an attorney, I have ***also*** mailed a copy of this Application and Affidavit to that attorney, **OR**

Case No._____

☐ I have **not** mailed a copy of this Application and Affidavit to the Respondent because I do **not** know his/her location or whereabouts and do not believe the Respondent is represented by an attorney. **(You can only check this box, if the Respondent was served by publication.)**

NOTE: If the Respondent fails to file a responsive pleading or otherwise defend in this action within **10 days** of the filing of this Application, a default judgment will be entered. The Plaintiff or Petitioner must still attend the default hearing at the court.

STATE OF ARIZONA)
)ss:
COUNTY OF MOHAVE)

_____
Petitioner Signature (sign in front of Notary Public)

SUBSCRIBED AND SWORN to before me this _____day of _____, _____
by _____

Notary Public / Deputy Clerk

My Commission Expires:_____

PETITIONER'S CERTIFICATE OF MAILING OR DELIVERY

On (date) _____copy of this document was: (check ONLY one box)
☐ mailed postage pre-paid, OR ☐ delivered by _____(name of person who did the delivery) to the Defendant/Respondent at the following:

Address: _____

Signed: _____

ENTRY OF DEFAULT

The Respondent having been properly served with the necessary papers in this action and having failed to respond in the way or time required by law, the Default of Respondent is entered effective 10 days from date of this filing.

Dated: _____

VIRLYNN TINNELL
CLERK OF THE SUPERIOR COURT

By_____
Deputy Clerk