

My Name _____

Address _____

City, State, Zip _____

Phone _____

E-mail _____

I am the Plaintiff
 Attorney for the Plaintiff and my Utah Bar number is _____

In the District Justice Court of Utah

_____ Judicial District _____ County

Court Address _____

Plaintiff

v.

Defendant

And

Defendant

Motion to Enter Interpleader Default Judgment

Case Number _____

Judge _____

Instructions: Attach the following:

- Continuation pages (If any, completing paragraphs that don't have enough space. Write the paragraph number on the continuation page.)
- Proof of Service (showing that defendant was served with the Affidavit and Summons)
- Military Service Declaration
- Proposed Military Service Order
- Proposed Judgment

By and through my attorney, (Attorney, check here if you are appearing for your client.)

(1) I move for entry of default judgment.

(2) _____ (name of defaulting defendant):

(A) Has failed to appear for trial;

(B) Is not a minor or an incapacitated person; and

(C) Was served with the Affidavit and Summons in accordance with the Rules of Small Claims Procedure and the Proof of Service is attached.

(3) (Select one.)

(A) _____ (name of defendant) is the buyer seller who breached our Real Estate Purchase Contract, and I am entitled to specific performance, so buyer is entitled to the return of the earnest money.

OR

(B) _____ (name of defendant) is the **BUYER** who breached our Real Estate Purchase Contract, and I am entitled to damages in the amount of the earnest money.

OR

(C) _____ (name of defendant) is the **SELLER** who breached our Real Estate Purchase Contract, and I am entitled to damages in the amount of double the earnest money.

(4) The amount of the earnest money in the Real Estate Purchase Contract is \$_____.

(5) The court should enter Judgment in favor of _____ (name of defendant) in the amount of \$_____.

I have not included any non-public information in this document.

I declare under penalty of Utah Code Section 78B-5-705 that everything stated in this document is true and correct.

Date _____ Sign here ► _____

Typed or printed name _____