

\_\_\_\_\_  
 My Name

\_\_\_\_\_  
 Address

\_\_\_\_\_  
 City, State, Zip

\_\_\_\_\_  
 Phone

\_\_\_\_\_  
 Email

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 \_\_\_\_\_

<p>_____          Plaintiff</p> <p>v.</p> <p>_____          Defendant</p> <p>And</p> <p>_____          Defendant</p>	<p><b>Motion to Enter Interpleader Default Judgment</b></p> <p>_____</p> <p>Case Number</p> <p>_____</p> <p>Judge</p>
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**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 \_\_\_\_\_