

IN THE DISTRICT/SUPERIOR COURT FOR THE STATE OF ALASKA
AT _____

_____))
_____))
_____))
Plaintiff, _____))
vs. _____))
_____))
_____))
_____))
_____))
_____))
Defendant(s). _____))

CASE NO. _____
DEFAULT APPLICATION, AFFIDAVIT
AND ENTRY (IN F.E.D. ACTION)

APPLICATION

The defendant has not filed a written answer to the complaint or otherwise defended this action. Therefore, plaintiff requests that the clerk of court enter the defendant's default as provided in Civil Rule 55.

AFFIDAVIT

I solemnly swear (or affirm) that the following facts are true to the best of my knowledge:

1. The summons and complaint were served on the following defendant(s) by process server or peace officer. A Return of Service for each defendant has been filed with the court or is attached.

<u>Defendant's Name</u>	<u>Date Served</u>
_____	_____
_____	_____

2. The defendant has not filed a written answer to the complaint.
3. The defendant is not a minor under age 18 or an incompetent person.
4. Regarding the defendant's military status:
 The defendant is in active military service.
 The defendant is not in military service.
 I am unable to determine whether or not the defendant is in military service.
My knowledge and belief about the defendant's military status is based on the following facts: _____

5. Calculation of amount owed to plaintiff. (*Attach receipts, invoices, rental agreement, etc. as proof of each amount owed.*)

a. Unpaid Rent: _____	
_____	\$ _____
(list each month & amount unpaid that month)	(total unpaid rent)
b. Damages to Premises (<i>Itemize</i>)	
_____	\$ _____
_____	\$ _____
_____	\$ _____
Total Damages	\$ _____
c. Late Fee (if allowed by rental agreement or lease)	\$ _____
Subtotal of Amount Due (rent, damages, and late fee)	\$ _____

d. Subtract Amounts Defendant Paid to Plaintiff:

Security Deposit. No Yes, in the amount of \$_____

Other Payments. No Yes, in the amount of \$_____

Subtotal of Amounts Paid (\$_____)

TOTAL AMOUNT OWED TO PLAINTIFF \$_____
(Subtract amount paid from amount due.)

5. Costs

Filing Fee \$_____

Service Fee \$_____

Other Costs: _____ \$_____

Total Costs \$_____

6. Actual Attorney Fees \$_____
(Civil Rule 82(b)(4) determines the amount of attorney fees that will be awarded.)

7. Prejudgment Interest

I do not request prejudgment interest.

I request prejudgment interest. I understand it will be calculated from the date the summons and complaint were served on the defendant(s) to the date of judgment.

I request prejudgment interest from the following date: _____.
(Attach a separate computation sheet with an explanation supporting your request See CIV-720 Eviction Booklet and Civil Rule 58.2(b).)

8. I am submitting a proposed Default Judgment form (CIV-745) with this application.

Date

Signature of Plaintiff or Plaintiff's Attorney

Print Name

Mailing Address

City State ZIP

Subscribed and sworn to or affirmed before me at _____, Alaska
on _____
Date

(SEAL)

Clerk of Court, Notary Public, or other person
authorized to administer oaths.
My commission expires: _____

This section must be completed. Service is required under all circumstances.

Certificate of Service

I certify that on _____, a copy of this Default Application and its attachments was mailed to:

<u>Defendant</u>	<u>Address</u>
_____	_____
_____	_____

Note: If the defendant has been evicted, you cannot use that address unless you cannot find the defendant's current mailing address. Civil Rule 85(a)(5). For more information, see CIV-720 Eviction Booklet.

- The address listed above is the address from which the defendant was evicted. I could not find the defendant's current mailing address or whereabouts. I made the following efforts to find this information:
- Checked the court file.
 - Called the defendant. No telephone number available.
 - Called directory assistance.
 - Contacted references listed on rental application. No references listed.
 - Searched the Internet. I do not have access to the Internet.
 - Other: _____

Plaintiff's Signature _____

ENTRY OF DEFAULT

The defendant's default is hereby entered in the records of this court.

_____	_____
Date	Signature of Clerk of Court/Deputy Clerk

I certify that on _____ a copy of this document was mailed to the plaintiff.

Clerk: _____