

STATE OF MICHIGAN JUDICIAL DISTRICT JUDICIAL CIRCUIT	MOTION FOR POSSESSION PENDING JUDGMENT Claim and Delivery	CASE NO. and JUDGE
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Court address

Court telephone no.

Plaintiff's name, address, and telephone no.
Plaintiff's attorney, bar no., address, and telephone no.

v

Defendant's name, address, and telephone no.
Defendant's attorney, bar no., address, and telephone no.

MOTION

1. The plaintiff is lawfully entitled to possession of the following described property:
2. The property may be damaged, destroyed, concealed, disposed of, or used so as to substantially impair its value before final judgment, unless the property is taken into custody by court order, because: (State the facts.)
3. The plaintiff moves for possession of the described property pending final judgment.

I declare under the penalties of perjury that this motion has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Date

Plaintiff/Attorney

RESTRAINING ORDER AND ORDER TO APPEAR

TO THE DEFENDANT(S): **IT IS ORDERED:**

1. You shall refrain from damaging, destroying, concealing, disposing of or using so as to substantially impair its value, the property described above, until further order of the court.

2. You shall appear in court ☐ at the above address ☐ at _____
Location

for a hearing on the motion on _____ to answer the motion.
Date and time

If you do not appear at the hearing, the property may be taken from you.

Judge signature and date

PROOF OF SERVICE

TO PROCESS SERVER: You must serve the motion, restraining order and order to appear not later than 7 days before the scheduled hearing date. You must file your proof of service with the court clerk immediately.

CERTIFICATE OF SERVICE / NONSERVICE

☐ I served ☐ personally ☐ by first-class mail a copy of the motion for possession pending judgment, restraining order, and order to appear, together with the attachments listed below, on:

☐ I have attempted to serve a copy of the motion for possession pending judgment, restraining order, and order to appear, together with the attachments listed below, and have been unable to complete service on:

Name	Date and time of service
Place or address of service	
Attachments (if any)	

I declare under the penalties of perjury that this certificate of service has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Service fee \$	Miles traveled	Fee \$	
Incorrect address fee \$	Miles traveled	Fee \$	TOTAL FEE \$

Signature

Name (type or print)

ACKNOWLEDGMENT OF SERVICE

I acknowledge that I have received service of a copy of the motion for possession pending judgment, restraining order, and order to appear, together with

Attachments (if any) _____

on _____ .
Date and time

Signature on behalf of _____

Name (type or print)