

<b>STATE OF MICHIGAN JUDICIAL DISTRICT</b>	<b>MOTION AND AFFIDAVIT TO SET ASIDE DEFAULT MONEY JUDGMENT (LANDLORD-TENANT)</b>	<b>CASE NO. and JUDGE</b>
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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 AND AFFIDAVIT**

1. A default was entered against me on \_\_\_\_\_ for failure to appear.  

Date
2. **I ask** the court to set aside the default money judgment (motion must be filed within 10 days of default judgment) .
3.  a. The court lacks jurisdiction because I was not served with the summons and complaint.  
 b. I have good cause for my failure to appear/answer. I did not appear or answer because:  
 (Attach a separate sheet if needed.)

I have a meritorious (valid) defense for the claim. My defense is: (Attach a separate sheet if needed.)

4. This affidavit is made on my personal knowledge and, if sworn as a witness, I can testify competently to the facts in this affidavit.

\_\_\_\_\_  
Applicant/Attorney signature Bar no. \_\_\_\_\_

Subscribed and sworn to before me on \_\_\_\_\_, \_\_\_\_\_ County, Michigan.  

Date

My commission expires: \_\_\_\_\_ Signature: \_\_\_\_\_  

Deputy clerk/Notary public

Notary public, State of Michigan, County of \_\_\_\_\_

To be completed by the court.

**NOTICE OF HEARING ON MOTION TO SET ASIDE DEFAULT**

A hearing will be held on \_\_\_\_\_ at \_\_\_\_\_  
Date Time

at \_\_\_\_\_ before Hon. \_\_\_\_\_  
Location

┌

\_\_\_\_\_  
Deputy court clerk signature and date

**CERTIFICATE OF MAILING**

I served a copy of this motion and notice of hearing on the parties or their attorneys by first-class mail addressed to their last-known addresses as defined by MCR 2.107(C)(3). I declare under the penalties of perjury that this certificate of mailing has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature