

STATE OF MICHIGAN JUDICIAL DISTRICT	MOTION TO SET ASIDE DEFAULT POSSESSION JUDGMENT <input type="checkbox"/> EX PARTE ORDER TO STAY EVICTION (LANDLORD-TENANT)	CASE NO.
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Court address _____ Court telephone no. _____

Plaintiff's name, address, and telephone no.

Defendant's name, address, and telephone no.

v

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

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

MOTION

1. A default was entered against me on _____ for failure to appear.
Date
2. **I ask** the court to set aside the default possession judgment (motion must be filed within 10 days of default judgment) because: (attach extra pages)
3. **I ask** the court to stay (delay) the eviction proceedings until the court holds a hearing on this motion.
 - a. One month's rent is deposited with the court along with this motion. **OR**
 - b. Reasons for granting a stay are: (attach extra pages)

Date

Defendant/Attorney signature

EX PARTE ORDER ON MOTION TO STAY EVICTION

THE COURT FINDS:

1. a. One month's rent has been deposited. **OR**
- b. The grounds for relief to stay eviction are satisfied and the payment of the escrow deposit of \$ _____ is waived.

IT IS ORDERED:

2. The motion to stay eviction is granted. denied.

Date

Judge Bar no.

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 Bar no.

Date

Deputy court clerk

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