

Form DC 102b

COMPLAINT, DAMAGE/HEALTH HAZARD TO PROPERTY

Use this form if:

- you want to start eviction proceedings against a tenant who has caused extensive and continuing damage or a serious and continuing health hazard to rental property, and
- you delivered to the tenant within 90 days of discovering the damage or health hazard a demand for possession because of damage or health hazard, and
- at least 7 days have passed since the date you delivered the demand for possession.

STATE OF MICHIGAN JUDICIAL DISTRICT	COMPLAINT DAMAGE/HEALTH HAZARD TO PROPERTY Landlord-Tenant	CASE NO.
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A Court address _____ Court telephone no. _____

B Plaintiff name(s), address(es), and telephone no(s).

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

Defendant name(s), and address(es)

v

The plaintiff states:

1. Attached to this complaint is a copy of the lease or occupancy agreement, if any, under which possession is claimed, and a copy of the notice to quit or demand for possession showing when and how it was served.

C 2. There is no other pending or resolved civil action arising out of the same transaction or occurrence alleged in this complaint.
 A civil action between these parties or other parties arising out of the transaction or occurrence alleged in this complaint has been previously filed in _____ Court. The docket number and assigned judge are _____
 The action remains is no longer pending.

D 3. The person entitled to possession of the property described in the attached demand for possession is:

 Name (type or print)

E 4. The defendant is in possession of the following portion of the property: _____

5. The plaintiff has a right to possession of the property because the defendant has caused a serious and continuing health hazard or extensive and continuing damage to the premises.

F State the exact nature and extent of the hazard or injury, and state the period of time that it has continued.

G 6. The tenancy involves regulated housing operated by or under rules of a governmental unit. The rule or law under which the tenancy is ended is: _____

H 7. (This item must be checked if the property is residential property.) The plaintiff declares that this residential property was kept fit for the use intended, has been kept in reasonable repair during the term of the lease or license, and is in compliance with the applicable state and local health and safety laws. (Any defects to this statement must be explained below.)
 The disrepair or violation was caused by the tenant's willful or irresponsible conduct or lack of conduct.
 The parties to the lease or license modified the obligations, as provided for by statute.
 Other: (describe)

8. The defendant has not complied with the demands made and has not moved.

I 9. **The plaintiff requests** a judgment of possession and costs.
 The plaintiff requests an immediate order of eviction

J NOTE TO PLAINTIFF: If you wish to demand a jury trial, you must file a jury demand (MC 22) with the complaint.

SUPPLEMENTAL COMPLAINT

K 10. Complaint is made and judgment is sought for money damages against the defendant as follows:

L _____
 Date Plaintiff/Attorney signature