

Name: _____

Address: _____

City, State, ZIP: _____

Daytime Telephone No: _____

Representing Self, Without a Lawyer

ARIZONA SUPERIOR COURT, PIMA COUNTY

Petitioner

and

Respondent

Case No. _____

APPLICATION FOR DEFAULT AFFIDAVIT OF DEFAULT AND ENTRY OF DEFAULT

NOTICE: THIS IS AN IMPORTANT COURT DOCUMENT. When this document is properly completed and filed, Default has been applied for and entered. The Default will be effective ten (10) business days after the filing of this completed document, unless the Respondent files a Response or otherwise defends before the ten-day period passes.

STATE OF ARIZONA)
)ss.
County of Pima)

APPLICATION AND AFFIDAVIT FOR DEFAULT

1. I am the Petitioner in this action, and I state all these matters under oath. I now give notice that I am requesting an entry of default judgment against the Respondent because no Response has been filed by Respondent as of this time.
2. Service of the court papers on Respondent has been accomplished as follows: (check one box)
 - ☐ The Respondent has signed an Acceptance of Service, in which he or she has accepted service of the Summons, Petition and other papers, but has refused to answer so that a default may be entered;
 - OR
 - ☐ I have had the Respondent served according to law with the Summons, Petition and other papers and Respondent has failed to plead, appear, answer, or otherwise defend in this court case in the time required by law.
3. The Respondent is either not in the active military service of the United States or has otherwise waived his or her rights under the Uniformed Service Members Civil Relief Act.
4. By completing the Certificate of Mailing or Delivery at the bottom of this form, I certify that I am mailing or delivering a copy of this Application and Affidavit to the Respondent as notice that I have applied for default and default has been entered.

5. In compliance with Arizona Rules of Family Law Procedure, Rule 44(A), I have: (check all boxes that are true)

☐ Mailed a copy of this Application and Affidavit to the Respondent at his/her last known address;

OR

☐ Mailed a copy of this Application and Affidavit to the attorney I know is representing my spouse, whom I claim to be in default;

OR

☐ Delivered a copy to Respondent, whom I claim to be in default;

☐ Have mailed a copy of this Application and Affidavit to the Respondent's last known address because I do not know my spouse's whereabouts and do not believe my spouse is represented by an attorney.

Note: If the Respondent fails to file a responsive pleading or otherwise defend in this action within 10 business days of the filing of this Application, a default judgment/decreed may be entered. The Petitioner must generally still attend a default hearing.

Petitioner

SUBSCRIBED AND SWORN to before me on _____ by _____.

Notary Public/Deputy Clerk

My Commission Expires: _____

ENTRY OF DEFAULT

The Respondent having been properly served with the necessary papers in this action and having failed to Respond in the way or time required by law, the Default of Respondent is hereby entered.

WITNESS My Hand and the Seal of the Superior Court.

Dated: _____

CLERK OF THE SUPERIOR COURT

By: _____
Deputy Clerk

PETITIONER'S CERTIFICATE OF MAILING OR DELIVERY

A copy of this document was (check one box) ☐ mailed postage pre-paid OR ☐ delivered (DESCRIBE HOW DELIVERED) to the Respondent at the following address:

Petitioner

Date: _____