

Small Claims Court

Claim No.

Address

Phone number

BETWEEN

Plaintiff(s)/Creditor(s)

and

Defendant(s)/Debtor(s)

My name is

(Full name)

I live in

(Municipality & province)

and I swear/affirm that the following is true:

1. In this action, I am the

(Check
one box
only.)

plaintiff/creditor.

representative of the plaintiff(s)/creditor(s)

(Name of plaintiff(s)/creditor(s))

2. To date, I have received from the defendant(s)/debtor(s) \$ _____, the last payment being made
(Amount)
on or about _____, 20 _____.

3. I make this affidavit in support of a request that:

the clerk of the court issue a Default Judgment (Form 11B) [R. 9.03(2)(c)]. The defendant(s)

(Name(s) of defendant(s))

failed to make payment in accordance with the proposed terms of payment in the Defence
(Form 9A) dated _____, 20 _____ and fifteen (15) days have passed since the
defendant was served with a Notice of Default of Payment (Form 20L) at the following address(es):

(Check
appropriate
box and
complete
paragraph.)

(Address(es) of defendant(s))

the clerk of the court issue a Default Judgment (Form 11B) [R. 9.03(7)]. The defendant(s)

(Name of defendant(s))

failed to make payment in accordance with the terms of payment order
dated _____, 20 _____.

Les formules des tribunaux sont affichées en anglais et en français sur le site
www.ontariocourtforms.on.ca. Visitez ce site pour des renseignements sur des
formats accessibles.

I may enforce the judgment [R. 20.02(3)]. The debtor(s)

(Name(s) of debtor(s))

(Check appropriate box and complete paragraph.)

failed to make payment in accordance with the order for periodic payment dated _____, 20____, and fifteen (15) days have passed since the debtor(s) has/have been served with a Notice of Default of Payment (Form 20L) at the following address(es):

(Address(es) of debtor(s))

A Consent (Form 13B) in which the creditor waives the default has not been filed.

4. The unpaid balance is calculated as follows:

(A) **DEBT** \$ _____

(B) **PRE-JUDGMENT INTEREST** calculated on the sum of \$ _____ at the rate of _____ % per annum from _____, 20____ to _____, 20____, being _____ days. \$ _____

NOTE: Calculation of interest is always on the amount owing from time to time as payments are received. This is true for both pre-judgment and post-judgment interest. Attach a separate sheet setting out how you calculated the total amount of any pre/post-judgment interest.

SUBTOTAL (amount of judgment) \$ _____

(C) **COSTS** to date of judgment \$ _____

(D) **TOTAL AMOUNT OF PAYMENTS RECEIVED FROM DEBTOR** after judgment (if any) (minus) \$ _____

(E) **POST-JUDGMENT INTEREST** to date calculated on the sum of \$ _____ at the rate of _____ % per annum from _____, 20____ to _____, 20____, being _____ days. \$ _____

(F) **SUBSEQUENT COSTS** incurred after judgment (including the cost of serving the Notice of Default of Payment (Form 20L)) \$ _____

TOTAL DUE \$ _____

Sworn/Affirmed before me at _____
(Municipality)

in _____
(Province, state, or country)

on _____, 20____
Commissioner for taking affidavits
(Type or print name below if signature is illegible.)

Signature
(This form is to be signed in front of a lawyer, justice of the peace, notary public or commissioner for taking affidavits.)

WARNING: IT IS AN OFFENCE UNDER THE CRIMINAL CODE TO KNOWINGLY SWEAR OR AFFIRM A FALSE AFFIDAVIT.