

Attorney or Party Name, Address, Telephone & FAX Numbers, and California State Bar Number  <i>Attorney for</i>	FOR COURT USE ONLY
<b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA</b>	
In re:	
Debtor(s).	CHAPTER: CASE NO.:
vs.	ADVERSARY NO.:
Plaintiff(s),  Defendant(s).	(No Hearing Required)

**MOTION FOR DEFAULT JUDGMENT  
UNDER LOCAL BANKRUPTCY RULE 9021-1**

TO THE DEFENDANT, DEFENDANT'S ATTORNEY AND OTHER INTERESTED PARTIES:

1. Name of Defendant(s) against whom default judgment is sought (*Name*):
  
2. Plaintiff filed the Complaint in the above-captioned proceeding on (*specify date*):
  
3. The Summons and Complaint were served on Defendant by  Personal Service  Mail Service on the following date (*specify date*):
  
4. A conformed copy of the completed Return of Summons form is attached hereto.
  
5. The time for filing an Answer or other response expired on (*specify date*):
  
6. No Answer or other response has been filed or served by Defendant.
  
7. The default of Defendant:
  - a.  Has not yet been entered, but is hereby requested
  - b.  Was entered on (*specify date*):
  
8. **A Status Conference:**
  - a.  Is scheduled for (*specify date, time, and place*):
  - b.  Was held on (*specify date, time, and place*):

(Continued on next page)

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9. As proof that Plaintiff is entitled to the relief requested in the Complaint, Plaintiff:

- a.  Relies on the Complaint and documents attached thereto.
- b.  Attaches the following documents to establish a prima facie case:
  - (1)  Declaration of (*specify*):
  - (2)  Declaration of (*specify*):
  - (3)  Other (*specify*):

10. As further support for entry of a Default Judgment, Plaintiff submits a Memorandum of Points and Authorities (*Optional*).

11. **DECLARATION OF NON-MILITARY STATUS:** No defendant named in Paragraph 1 above is in the military service so as to be entitled to the benefits of the Servicemembers Civil Relief Act (Pub. L. 108-189) (50 U.S. Code App. §§ 501-594). The undersigned declares under penalty of perjury that this statement of defendant's non-military status is true and correct and is made under penalty of perjury under the laws of the United States of America based upon the undersigned's review of said Defendant's Statement of Affairs and Statement of Income and Expenditures filed in this case and is based upon the undersigned's lack of any information or belief that there has been any change of circumstances as to defendant's non-military status.

12. Defaulting party is not an infant or incompetent party.

WHEREFORE, Plaintiff prays that this Court enter a Default Judgment in favor of Plaintiff. A Copy of the proposed Default Judgment is submitted herewith and has been served.

Dated:

Respectfully submitted,

\_\_\_\_\_  
*Firm Name*

By: \_\_\_\_\_

Name: \_\_\_\_\_  
*Attorney for Plaintiff or Plaintiff*

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**PROOF OF SERVICE BY MAIL**

STATE OF CALIFORNIA COUNTY OF \_\_\_\_\_

I am employed in the above County, State of California. I am over the age of 18 and not a party to the within action. My business address is as follows:

On \_\_\_\_\_, I served the foregoing document described as: MOTION FOR DEFAULT JUDGMENT UNDER LOCAL BANKRUPTCY RULE 9021-1 on the interested parties at their last known address in this action by placing a true and correct copy thereof in a sealed envelope with postage thereon fully prepaid in the United States Mail at \_\_\_\_\_, California, addressed as follows:

Addresses continued on attached page

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated:

\_\_\_\_\_  
*Typed Name*

\_\_\_\_\_  
*Signature*