

FORM 81—NONMILITARY AFFIDAVIT

The Tenant will have five days, after service, to file a written response to a Complaint for Eviction, and 20 days, after service, to file a written response to a complaint for back rent and damages. If the Tenant failed to file a written response in that time, the Landlord is entitled to a judgment by default.

Obtaining the judgment is a two-step process. First, a Clerk's default should be obtained by delivering to the Clerk of the Court an executed Motion for Clerk's Default. Form 76 should be used to obtain a Clerk's default when the Tenant has failed to respond to an eviction complaint and Form 77 should be used to obtain a Clerk's default when the Tenant has failed to respond to a complaint for back rent and damages. In order to be entitled to a default, Form 81, Nonmilitary Affidavit, just be filed with the Clerk.

FORM NOTES ARE FOR INFORMATIONAL PURPOSES ONLY AND MAY NOT COMPLETELY DESCRIBE REQUIREMENTS OF FLORIDA LAW. YOU SHOULD CONSULT AN ATTORNEY AS NEEDED.

IN THE COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT
IN AND FOR OKALOOSA COUNTY

CASE NO. _____
[insert case number assigned by
the Clerk of Court]

[insert name of Landlord]
Plaintiff,

vs.

NONMILITARY AFFIDAVIT

[insert name of Tenant]
Defendant.

On this day personally appeared before me, the undersigned authority,
_____, who after being first duly sworn, says:
Defendant _____, is known by the Affiant not
to be in the military service or any governmental agency or branch subject to the
provisions of the Solders' and Sailors' Civil Relief Act.

Dated: _____

Signature of Affiant

Name: _____

Address: _____

Telephone No.: _____

Sworn and subscribed before me on _____ [date], by _____
_____ [name], who _____ is personally known to me _____
produced _____ [document] as identification and
who took an oath.

NOTARY PUBLIC-STATE OF FLORIDA

Name:

Commission No. _____

My Commission expires: _____

I CERTIFY that I ___ mailed, _____ faxed and mailed, or _____ hand delivered a copy of this motion and attached affidavit to the Defendant at

[insert address at which Tenant was served and fax number if sent by fax]

Name: _____

Address: _____

Telephone No.: _____

This form was completed with
the assistance of:

Name:

Address:

Telephone Number:

Approved for use under rule
10-2.1(a) of the Rules
Regulating the Florida Bar

The Florida Bar 2010

FORM 81