

Small Claims Court

Claim No.

Address

Phone number

BETWEEN

Plaintiff(s)/Creditor(s)

and / et

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).

I make this affidavit in support of a request that the clerk of the court issue the following enforcement process(es):

[] Certificate of Judgment (Form 20A) to the clerk of the (Name of court where the judgment is to be filed)

Small Claims Court.

[] Writ of Seizure and Sale of Personal Property (Form 20C) directed to the bailiff of Small Claims Court. (Name of court location)

[] Writ of Seizure and Sale of Land (Form 20D) directed to the sheriff of (Name of county/region in which the enforcement office is located)

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.

Notice of Garnishment (Form 20E)/Notice of Renewal of Garnishment (Form 20E.1).

I believe that the garnishee _____
(Name of garnishee)

at _____
(Address of garnishee)

is indebted to the debtor or will become indebted to the debtor for the following reasons:

The Notice will be served on the debtor _____
(Name of debtor)

at _____
(Address of debtor for service)

within five days of serving it on the garnishee.

Notice of Examination (Form 20H).

Writ of Delivery (Form 20B).

Other (Set out the nature of your request):

Complete this section if you are requesting a Writ of Delivery.

2. An order for the delivery of the following personal property:

(According to the court order, set out a description of the property to be delivered. Identify any marks or serial numbers.)

was made in this action against: _____
(Name of person against whom the order was made)

on _____, 20____, in the _____
(Name of court location where order was made)

Small Claims Court. Since the above listed personal property has not been delivered, I make this affidavit in support of a request that the clerk of the court issue a Writ of Delivery (Form 20B) to the bailiff of the

_____ Small Claims Court.
(Name of court location)

Complete this section if you are requesting a Certificate of Judgment, Writ of Seizure and Sale of Personal Property, Writ of Seizure and Sale of Land, Notice of Garnishment, Notice of Renewal of Garnishment or Notice of Examination.

3. A judgment was made in this action against _____
(Name of debtor(s))
on _____, 20__ in the _____
(Name of court where judgment was made)

Small Claims Court for the following sums:

(A) **DEBT** \$ _____

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

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. \$ _____

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.

(F) **SUBSEQUENT COSTS** incurred after judgment (including the cost of issuing
the requested enforcement(s)) \$ _____

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.