

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 on or about \_\_\_\_\_, 20 \_\_\_\_.

(Amount)

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](http://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.**