

FLORIDA NON-MILITARY AFFIDAVIT

Governed by 50 U.S.C. § 3931 (SCRA) and Fla. Stat. § 250.5205

After service of process, the Defendant has five (5) days to file a written response to a Complaint for Eviction and twenty (20) days to file a written response to a Complaint for Back Rent and Damages. If the Defendant fails to file a timely written response, the Plaintiff is entitled to a judgment by default.

Obtaining a default judgment is a two-step process. STEP 1 — Clerk's Default: Deliver an executed Motion for Clerk's Default to the Clerk of the Court. This Non-Military Affidavit MUST be filed with the Clerk simultaneously as a condition precedent to entry of any default under 50 U.S.C. § 3931(b)(1).

STEP 2 — Default Final Judgment: Based on the Clerk's Default, file a Motion for Default Final Judgment with the presiding judge. Where monetary damages are sought, attach an Affidavit of Damages and serve copies of all motion documents on the Defendant. Attach a current Defense Manpower Data Center (DMDC) verification printout to satisfy judicial due-diligence requirements under 50 U.S.C. § 3931(b)(1).

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 AND FOR
COUNTY, FLORIDA**

Plaintiff, **CASE NO.:**
vs.
NONMILITARY AFFIDAVIT
Defendant. /

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

I UNDERSTAND THAT I AM SWEARING OR AFFIRMING UNDER OATH TO THE TRUTHFULNESS OF THE CLAIMS MADE IN THIS AFFIDAVIT AND THAT THE PUNISHMENT FOR KNOWINGLY MAKING A FALSE STATEMENT INCLUDES FINES AND/OR IMPRISONMENT.

DATED:

Name: Signature of Affiant
Address:

Telephone No.

Sworn and subscribed before me on [date], by
[name], who
☐ is personally known to me ☐ produced
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 Defendant was served and fax number if sent by fax]

Name

Address

Fax No.