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| File a Motion to Vacate Default Judgment for Lack of Notice |

Congratulations {{ users }}! You have finished all the forms you need to file a Motion to Vacate Default Judgment for Lack of Notice. The rest of the pages in this packet are your motion {% if other\_parties.number() %}in **{{ users }} v {{ other\_parties }}{%** endif %}.

## Next steps

1. File this motion with the court now.
2. Deliver a copy to {{ showifdef('other\_parties[0]') }} or their attorney.
3. **Keep a copy for yourself.**
4. The clerk will tell you how to go to the hearing.
5. If the judge decides to grant your request: check the order when you get it to make sure it is correct.

## To file your motion right away

1. Look over the forms below, one more time. Make sure everything is correct.
2. Deliver your motion to the court. You can deliver it in person. You may also be able to e-file it at efilema.com.
3. {%p if defined('trial\_court.address.address') %} The address of your court is:   
   {{ trial\_court.address.on\_one\_line() }}.
4. {%p endif %}

## What happens in the hearing?

The judge reads the complaint and the evidence. They may ask you questions.

Tell the judge why you need a Motion to Vacate Default Judgment. Talk about the facts that you wrote in your motion. Tell the judge about any evidence that you have.

## What can the judge do?

At the hearing the judge can:

1. Grant the motion
2. Deny the motion
3. Ask you to present additional evidence

## What happens if the judge makes the order?

If the judge decides to grant your order, they can reopen the case, and you will have an opportunity to respond to the original complaint.

**Read** the order as soon as you get it. Call the court to fix any mistakes. You may need to go back in front of the judge to get the order corrected.

## Learn more

More information about Default: <https://www.mass.gov/rules-of-civil-procedure/civil-procedure-rule-55-default>