

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA

CIVIL DIVISION, LANDLORD AND TENANT BRANCH

BLDG. B, 510 4th STREET, N.W., RM. 110

Washington, D.C. 20001 Telephone (202) 879-1152

Plaintiff/Landlord

v.

L&T. _____

Defendant/Tenant

MOTION TO VACATE DEFAULT JUDGMENT

1. I am the Defendant/Tenant in this case.
2. I request that the Court vacate any judgment against me.
3. I did not appear in court on the scheduled date and time because: _____

(If you have any documents or other proof showing why you were not in court, bring them to court on the hearing date shown below.)

4. I acted quickly to file this Motion once I learned Plaintiff/Landlord is trying to evict me.
5. I am acting in good faith.
6. There is no prejudice to Plaintiff/Landlord if you grant my Motion.

7. I believe I have defenses to Plaintiff/Landlord's Complaint. My written Answer is attached to this form.

**POINTS AND AUTHORITIES IN SUPPORT OF MY
MOTION TO VACATE DEFAULT JUDGMENT**

1. SCR-Civil Rule 60(b).
2. SCR-LT Rule 2.
3. *Jones v. Hunt*, 298 A2d 220 (DC 1972).

CERTIFICATE OF SERVICE

REQUIRED: All other parties must be served with a copy of this paper. If a party has a lawyer, the lawyer must be served instead of the party. If you serve by hand, your hearing will be no sooner than 7 days from the date you file your motion. If you ask the clerk to serve the motion by mail, your hearing will be no sooner than 10 days from the date you file your motion.

Check one:

- ☐ The Clerk of the Court will please mail a copy of this motion to the other parties in this case or their attorneys, listed below.
- ☐ On (date) _____ I hand-delivered a copy of this motion to the other parties in this case or their attorneys, listed below, before filing this motion with the Clerk.

List all other parties or their attorneys. **Do not** list yourself below. If a party has an attorney, you must list the attorney instead of the party. Attach additional pages if necessary.

Name

Name

Street Address

Street Address

City, State, ZIP

City, State, ZIP

HEARING DATE

The Clerk of the Court has scheduled this motion for a hearing on (date) _____ at (time) _____ in Courtroom B-109. I have confirmed this date with the Clerk of the Court. (Note: You must get your hearing date from the Clerk of the Court before you file or serve your motion.)

SIGNATURE & ADDRESS

Defendant/Tenant

Address

Phone Number

Date

IMPORTANT NOTICE TO TENANT

Ask the Clerk's Office or other person working for the court whether there is an outstanding eviction order ("Writ of Restitution") in your case. If there is, you immediately either should speak to a lawyer or file an "Application to Stay of Execution of Writ of Restitution" located in the Clerk's Office. Otherwise, you probably will be evicted.

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Defendant/Tenant

ORDER

Having considered Defendant/Tenant's Motion to Vacate Default Judgment, it is hereby ordered that Defendant/Tenant's Motion is **GRANTED** and that the judgment is vacated.

So ordered.

Judge

Date