IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT

HILLSBOROUGH COUNTY, FLORIDA

CIVIL DIVISION

[Name],

Plaintiff(s),

Case No.: \_\_\_-CA-\_\_\_\_\_\_\_

v. Division “C”

RMF CASE

[Name],

Defendant(s).

/

**AFFIDAVIT OF CASE STATUS AND FILINGS**

**(RMF UNCONTESTED AND CONTESTED NON-JURY TRIALS)**

(*THE FORM AND CONTENTS OF THIS AFFIDAVIT MAY NOT BE MODIFIED*)

I, [Name], attorney of record for the plaintiff, [Name], swear or affirm the information set forth in this affidavit is true, and the following actions were completed on the following dates:

1. **Status of Defendant(s)**. As to **each** named defendant in the case:
   1. service of process has been completed as set forth in the table below;
   2. a default has not/has been entered as set forth in the table below on the date(s) specified; and
   3. an affidavit of military service in a form identical or substantially similar to the form provided on the Thirteenth Judicial Circuit’s website (Forms) **and** a Servicemembers Civil Relief Act (SCRA) Status Report from the Department of Defense Manpower Data Center have been filed with the clerk on the date(s) set forth in the table below for **each** individual defendant who has been defaulted.

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| **Defendant** | **Service Date/Method**  **Personal/Substitute**  **Corporate/Constructive** | **If constructive - date**  **proof of publication**  **filed with clerk** | **Default (yes/no)**  **-date entered**  **by clerk** | **Affidavit of Military Service (yes/no)**  **-date filed with clerk** |
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1. **Diligent Search & Inquiry**. An affidavit of diligent search and inquiry in a form identical or substantially similar to the form provided on the Thirteenth Judicial Circuit’s website (Forms) was filed as to **each** defendant served by constructive service of process on the following date(s): [**insert name of each defendant and the date on which the affidavit was filed**].
2. **Attorney/Guardian Ad Litem**. [Name] was appointed as attorney ad litem / guardian ad litem for the following defendant(s) on the following date(s): [**insert name of each defendant and the date on which the order appointing attorney/guardian ad litem was entered**]. The attorney ad litem / guardian ad litem filed his or her report on [date].

-OR - Neither an attorney ad litem nor a guardian ad litem has been appointed for any defendant in this case.

1. **Dropped Party(ies)**. The following defendant(s) was dropped as a party on the following date(s): [**insert name of each defendant and the date the defendant was dropped**].

-OR - No defendant has been dropped as a party to this case.

1. **Certification of Possession Pursuant to F.S. § 702.015(4)**. A certification of possession compliant with section 702.015(4), *Florida Statutes*, was filed with the clerk on [date]. The certification reflects Plaintiff was in possession of the original promissory note at issue in this case on or before the filing date of the complaint.
2. **Original Note/Mortgage**. The original note and mortgage were filed with the clerk on [date].

-OR - The original note and mortgage will be presented to the Court at the trial.

-OR - An affidavit of lost instrument was filed with the clerk on [date].

1. **Bankruptcy**. The Chapter [number] bankruptcy case(s) filed by defendant(s) [Name(s)] was/were dismissed on [date(s)].

-OR - Plaintiff has obtained relief from the automatic stay (provide documentary proof of relief).

-OR - No defendant is in bankruptcy or has been in bankruptcy during the pendency of this case.

**I understand that I am swearing or affirming under oath to the truthfulness of the statements made in this affidavit and that the punishment for knowingly making a false statement includes fines or imprisonment or both.**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Print Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

STATE OF FLORIDA

COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

The foregoing Affidavit of Status and Filings was sworn to or affirmed and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_, by [name of person making statement] who [check one]

[\_\_] is personally known to me OR [\_\_] has produced [insert type of identification] as identification.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Notary Public Signature

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Print, Type, or Stamp Commissioned Name of Notary Public

-------- OR ---------

Under penalties of perjury, I declare I have read the foregoing Affidavit of Case Status and Filings, and the facts stated in it are true.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Print Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_