

FORM SUMMARY

Name of Form: Affidavit Based on Noncompliance Eviction (Small Claims)

Form Number: SC – 5400VA

Statutory Reference: §799.24(3), Wisconsin Statutes

Benchbook Reference:

Purpose of Form: To provide a document by which a plaintiff may request the court to vacate a dismissal, enter a judgment of eviction based upon noncompliance of a defendant(s), and issue a writ of restitution. The form also provides a document for the plaintiff to request a hearing to determine the amount of a money judgment against the defendant(s) or to enter a money judgment against the defendant(s).

Who Completes It: The plaintiff(s) or plaintiff's attorney.

Distribution of Form: Original will be filed with the court after it has been signed and notarized.

Accompanying Forms: None.

New Form/Modification: Modified; last update 03/20.

Modifications: Added remote notary statement pursuant to 2019 WI Act 125.

Comments:

About this Form: This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office.

As a *pro se* voluntary form, its use is NOT mandatory but it is required to be accepted and distributed by the circuit courts of the State of Wisconsin.