

Enter the name of the county in which this case was filed.

Enter the Plaintiff(s) name.

Enter the Defendant(s) name.

Enter the case number.

STATE OF WISCONSIN, CIRCUIT COURT,
 _____ **COUNTY**

Plaintiff(s): _____

-vs-

Defendant(s): _____

**Affidavit Based on
 Noncompliance Eviction
 (Small Claims)**

Case No. _____

UNDER OATH, I STATE:

For 1, enter the date of the agreement and describe what the agreement required the parties to do.

1. The plaintiff(s) and the defendant(s) entered into a stipulation (Agreement) on [Date] _____. It was agreed that _____

2. The stipulation stated that if the defendant(s) did not comply with the terms of the agreement, the plaintiff(s) could file an Affidavit of Noncompliance (SC-5400VA/VB) without notifying the defendant(s), ask the court to vacate the dismissal, enter judgment of eviction against the defendant(s), and upon payment of the fee, issue a writ of restitution (order to vacate).

For 3, state how the defendant(s) failed to comply with the agreement.

3. The defendant(s) did not comply with the following term(s) of the agreement:
 missed a scheduled payment, which was due on [Date] _____.
 failed to vacate the premises by [Date] _____.
 Other: _____

4. I ask the court to vacate the dismissal, enter judgment for eviction against the defendant(s), and upon payment of the fee, issue a writ of restitution (order to vacate) directing the Sheriff to remove the defendant(s) and all personal property that is not property of the plaintiff(s), from the premises.

For 5, check 5A or 5B as agreed to in the stipulation.
 If 5B, complete 1-3.

5. I ask the court to vacate the dismissal and
 A. schedule a hearing to determine the amount of a money judgment against the defendant(s), or
 B. grant a money judgment against the defendant(s) as follows:
 1) Amount specified in the Stipulation: \$ _____
 2) Subtract amount of any payments made since the Stipulation: \$ _____
 3) Judgment amount: \$ _____
 4) **Plus statutory costs and disbursements to be determined by the clerk of court.**

STOP!
Take this document to a Notary Public BEFORE you sign it.

After you have been sworn by a Notary Public, sign and print your name and date the document in front of the Notary Public.

Have the Notary Public sign and date the document.

State of _____
 County of _____
 Subscribed and sworn to before me on _____

Notary Public/Court Official

 Name Printed or Typed

My commission/term expires: _____

This notarial act involved the use of communication technology.

Plaintiff

 Print or Type Name

 Address

 Email Address

 Telephone Number

 Date

After you have been sworn by a Notary Public, sign and print your name and date the document in front of the Notary Public.

Have the Notary Public sign and date the document.

State of _____
County of _____
Subscribed and sworn to before me on _____

Notary Public/Court Official

Name Printed or Typed

My commission/term expires: _____

This notarial act involved the use of communication technology.



Plaintiff

Print or Type Name

Address

Email Address

Telephone Number

Date

PARTIES MUST ATTACH THE PROPOSED ORDER.